

HOUSE JOURNAL  
OF THE  
First Extraordinary Session  
Forty-Second Legislature  
OF THE  
STATE OF WASHINGTON  
AT  
Olympia, the State Capital

Convened March 12, 1971  
Adjourned Sine Die May 10, 1971



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THOMAS A. SWAYZE, JR., *Speaker*  
THOMAS L. COPELAND, *Speaker Pro Tempore*  
MALCOLM McBEATH, *Chief Clerk*  
DONALD R. WILSON, *Assistant Chief Clerk*  
LOU ANN DILLARD, *Minute Clerk*

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Compiled, Edited and Indexed by

MALCOLM McBEATH  
*Chief Clerk of the House*

JOURNAL OF THE HOUSE

STATE OF WASHINGTON

FORTY-SECOND LEGISLATURE

FIRST EXTRAORDINARY SESSION

FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 12, 1971.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend William Carleton of the First Presbyterian Church of Kent.

MESSAGE FROM THE SECRETARY OF STATE

March 11, 1971.

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES,  
THE LEGISLATURE OF THE STATE OF WASHINGTON,  
OLYMPIA, WASHINGTON.

MR. SPEAKER:

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of the Seal of the said State, do hereby certify that: I have carefully compared the annexed copy of a proclamation by the Governor calling an extraordinary session of the Legislature to convene on the 12th day of March, 1971, with the original copy of said proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have set my hand and affixed hereto the seal of the state of Washington. Done at the Capitol at Olympia on this the date of March 11, 1971.

A. LUDLOW KRAMER  
Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

PROCLAMATION BY THE GOVERNOR

Office of the Governor, March 11, 1971.

The 1971 Session of the Washington State Legislature now has before it substantial legislation, touching a wide variety of issues, and of critical importance to the citizens of our State. Certain bills have received much public discussion, and legislative deliberation at the committee stage or by one house has been completed. Other bills, no less significant and in

many ways far more sweeping in scope and impact, have not yet been given adequate legislative consideration. Because much of the work required of this Legislature is still to be completed, I am convening this first extraordinary session for the reasons listed below.

Those areas of major concern to which the Legislature should focus its attention include the following:

*First: Economic Recovery and Fiscal Affairs.* The present economic condition of the state, coupled with a need to avoid improvident tax increases, makes it incumbent that this Legislature consider various proposals for improving the state's economic condition in the short-run and providing a more workable and equitable fiscal framework for governmental operations in the future. Proposals for constitutional amendments which would permit a variable debt ceiling on state obligations and a procedure for lending the state's credit in certain instances must be deliberated. In addition, the JOBS NOW and WASHINGTON FUTURE programs should be adopted. The Legislature should consider bills which would permit the establishment of a regional development authority to foster a healthy economy in areas of our state which are experiencing a slow rate of growth or high unemployment. No set of bills in front of this Legislature are as important, in my view, as these proposals designed to stimulate economic recovery in our State. We cannot depend solely on support from Washington, D. C., or from any other source if we are to achieve economic progress. It must come from our own efforts, and the measures new before you, if adopted, will indicate legislative leadership in achieving prosperity for our State. Finally, and obviously, the Legislature must adopt a budget for the 1971-73 biennium.

*Second: Environment.* This is not a time for the Legislature to arrest the substantial progress made in previous sessions toward protecting the environmental attributes which are an integral part of this state's heritage. Legislation to adopt a plan for management of our seacoasts and shorelines and of interior land areas, bills to preserve our natural rivers and protect our coastal waters, to enact a state Environmental Protection Act, to regulate the placement of billboards and the operation of vehicles on our ocean beaches, and to strengthen 1970 legislation relating to oil spills in our waters must receive the prompt consideration of this Legislature.

*Third: Human Resources.* This Legislature must carefully consider proposals which have been introduced to provide comprehensive health planning for this state, modify and modernize the state industrial insurance system, provide a state housing corporation and extend substantial rights and responsibilities to our Indian citizens.

*Fourth: Citizen and Consumer Affairs.* Many bills have been introduced which will offer this State's citizens needed protection and substantive rights which are absent in our present laws. Among these are bills relating to the law of landlord and tenant, requiring the unit pricing of certain grocery items, adopting a statewide building code and a housing standards act, including sex as a prohibited discrimination under the laws of the State Board Against Discrimination, making substantial changes in the laws of community property and authorizing a study of various no-fault automobile insurance plans as an alternative to the present tort liability system.

*Fifth: Government Improvement.* The Legislature should adopt a plan for reporting of campaign contributions and expenditures by candidates for political office and campaign committees in this state. It should consider proposals to authorize annual sessions of the Legislature and annual general elections in this state. Additionally it should permit an evaluation of the present system of providing transportation across Puget Sound, with recommendations of the means best suited to attaining a high level of cross-sound service in the future.

*Sixth: Governmental Reorganization.* The Legislature has before it bills which would create a new Department of Transportation, a Department of Finance and Business Regulation, a Department of Natural Resources and a Department of Justice. It should also consider expanding and modernizing the Department of Revenue in order to better serve the revenue collection needs of the State. Finally, it should review a proposal giving the Governor authority to make executive reorganization, subject to legislative approval.

As a result of these conditions, an emergency exists constituting an extraordinary occasion within the meaning of Article III, Section 7, of the Constitution of the State of Washington:

NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington, by virtue of the authority vested in me by the Constitution, do hereby convene the Legislature of the State of Washington in Extraordinary Session in the Capitol at Olympia on the twelfth day of March, A.D. 1971, at the hour of nine o'clock a.m., and

I DO HEREBY SPECIFY, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To appropriate sufficient funds, and raise sufficient revenues, to carry on the necessary functions and services of state government; and

To consider the enactment of the several other measures specified above for the benefit of the people of the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this 11th day of March, A.D., Nineteen Hundred and Seventy-one.

DANIEL J. EVANS  
Governor of Washington.

BY THE GOVERNOR:  
A. LUDLOW KRAMER  
Secretary of State.

Secretary of State.

#### COMMITTEE FROM THE SENATE

Senators Huntley, Stortini and Donohue appeared at the bar of the House and reported that the Senate was organized and ready to do business.  
The committee retired.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-22, by Representative Bledsoe:

BE IT RESOLVED, By the House of Representatives, That the rules which governed the House of Representatives for the Forty-second Session of the Legislature be adopted by the House as the permanent rules of this Extraordinary Session of the Forty-second Legislature.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 71-23, by Representative Bledsoe:

WHEREAS, House Rule 3, subsection (f) provides that members of standing committees shall be selected by the majority and minority party caucuses, and that the majority caucus will select all committee chairmen; and

WHEREAS, This Rule was complied with in selecting the members of the standing committees of the Forty-second Regular Session;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the standing committees of this Extraordinary Session of the Forty-second Legislature shall be the same as those appointed for the Forty-second Regular Session, and the members of the House named thereon are hereby reappointed.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 71-24, by Representative Bledsoe:

BE IT RESOLVED, By the House of Representatives, That the Speaker appoint a committee of three members of the House to notify the Senate that the House of Representatives is now organized and ready for business.

On motion of Mr. Bledsoe, the resolution was adopted.

#### APPOINTMENT OF SPECIAL COMMITTEE

The Speaker appointed Representatives Bagnariol, Lynch and Gilleland to notify the Senate that the House of Representatives is now organized and ready to do business.

The committee retired.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1045, by Representative Charnley:

An Act relating to revenue and taxation; imposing a state graduated net income tax; creating new sections; and prescribing effective dates.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1046, by Representatives Curtis and Haussler:

An Act relating to public hospital districts and the fiscal practices thereof; amending section 1, chapter 143, Laws of 1917 as last amended by section 27, chapter 42, Laws of

1970 ex. sess and RCW 39.36.020; amending section 6, chapter 264, Laws of 1945 as last amended by section 85, chapter 56, Laws of 1970 ex. sess. and RCW 70.44.060; and amending section 14, chapter 264, Laws of 1945 and RCW 70.44.130.

Referred to Committee on Local Government.

HOUSE BILL NO. 1047, by Representatives Lynch, Conner and Hatfield:

An Act relating to taxation; establishing an exemption from business and occupation taxes for group training homes; and amending section 3, chapter 81, Laws of 1970 ex. sess. and RCW 82.04.385.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1048, by Representatives Marzano, Costanti and Gallagher:

An Act relating to public employment; and creating new sections.

Referred to Committee on State Government.

HOUSE JOINT RESOLUTION NO. 51, by Representatives Charnley, Grant, Randall, Shinpoch and Williams:

Amending the Constitution to allow an income tax.

Referred to Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Bledsoe:

Notifying Governor that the legislature is organized.

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 26 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 26 was placed on final passage and adopted.

#### APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 26, the Speaker appointed Representatives Ceccarelli, Amen and Kiskaddon to notify the Governor, jointly with the committee from the Senate, that the Legislature is organized and ready for business.

#### REPORT OF SPECIAL COMMITTEE

The special committee consisting of Representatives Bagnariol, Lynch and Gilleland to notify the Senate that the House was organized and ready to do business appeared before the bar of the House and reported that the Senate had been notified.

The report was received and the committee was discharged.

#### REPORT OF SPECIAL COMMITTEE

The special committee consisting of Representatives Ceccarelli, Amen and Kiskaddon appointed under the provisions of House Concurrent Resolution No. 26 to notify the governor, jointly with a committee from the Senate, that the legislature is organized and ready to do business appeared before the bar of the House and reported that the Governor had been notified.

The report was received and the committee was discharged.

The Speaker called on Mr. Copeland to preside.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED HOUSE BILL NO. 11, by Representatives Haussler, Bozarth, Ceccarelli, Hurley, Martinis and Marzano:

Establishing laws relating to the use, sale, control and possession of dangerous drugs.

Engrossed House Bill No. 11 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 11, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Ross—1.

Absent or not voting: Representative Randall—1.

Engrossed House Bill No. 11, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 13, by Representatives Hoggins, Brouillet and King (by Joint Committee on Education request):

Repealing obsolete sections dealing with negotiations by certificated community college employees in school districts.

House Bill No. 13 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 13, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Grant, Hatfield, Hubbard—3.

House Bill No. 13, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 14, by Representatives Hoggins, Brouillet, Knowles and Luders (by Joint Committee on Education request):

Deleting superfluous law relating to school holidays, including programs suitable thereto.

House Bill No. 14 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 14, and the bill passed the House by the following vote: Yeas, 94; nays, 5; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Eikenberry, Gladder, Haussler, Schumaker, Spanton—5.

House Bill No. 14, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 40, by Representatives Newhouse, Moon, Berentson and Litchman (by Legislative Council request):

Removing mandatory directive to sell first class tide and shore lands and giving abutting owner preference to lease as well as buy.

Engrossed House Bill No. 40 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 40, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 40, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 44, by Representative Benitz:

Providing for the cancellation of county warrants after one year.

Engrossed House Bill No. 44 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 44, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet,

Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Smith—1.

Engrossed House Bill No. 44, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 48, by Representatives Thompson, Newhouse, Berntson and King (by Legislative Council request):

Authorizing department of natural resources to condemn access to public lands suitable for recreation.

Engrossed House Bill No. 48 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 48, and the bill passed the House by the following vote: Yeas, 74; nays, 25; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Grant, Hansey, Harris, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, McCormick, McDermott, Mentor, Moon, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—74.

Voting nay: Representatives Bagnariol, Blair, Conway, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hurley, Jastad, Jueling, Kopet, Kuehnle, Lynch, Marzano, May, Merrill, Morrison, Pardini, Polk, Ross, Schumaker, Smith, Spanton, Wolf—25.

Engrossed House Bill No. 48, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 52, by Representatives Van Dyk, Berntson, Haussler, Bauer and Hansey (by Legislative Council request):

Regulating the production and marketing of milk.

Engrossed House Bill No. 52 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 52, and the bill passed the House by the following vote: Yeas, 74; nays, 25; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—74.

Voting nay: Representatives Bagnariol, Barden, Benitz, Blair, Bluechel, Brown, Eikenberry, Gladder, Hoggins, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, McDermott, Moon, North, Perry, Polk, Rabel, Ross, Shera—25.

Engrossed House Bill No. 52, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 53, by Representatives Cunningham, Berentson and Conner (by Departmental request):

Providing changes in the regulation of classified drivers licenses.

House Bill No. 53 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 53, and the bill passed the House by the following vote: Yeas, 94; nays, 5; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Gallagher, Hatfield, Haussler, Kopet, Kuehnle—5.

House Bill No. 53, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 56, by Representatives Beck, Wanamaker and Wolf (by Departmental request):

Providing certain changes in the tax on motor vehicle fuel.

Engrossed House Bill No. 56 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 56, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Hurley, Kuehnle—2.

Engrossed House Bill No. 56, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 61, by Representatives Brown, Ceccarelli and Goldsworthy:

Exempting from inheritance tax any annuity payments under the federal military retirement act.

House Bill No. 61 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 61, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 61, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 67, by Representatives Bottiger, Harris and Maxie (by Legislative Council request):

Regulating installment sales contracts.

Engrossed House Bill No. 67 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 67, and the bill passed the House by the following vote: Yeas, 85; nays, 14; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Amen, Bluechel, Bradley, Conner, Conway, Flanagan, Gladder, Goldsworthy, Kuehnle, Lysen, Mentor, Rabel, Schumaker, Spanton—14.

Engrossed House Bill No. 67, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 78, by Representatives Bledsoe, Bottiger, Goldsworthy and Litchman (by Departmental request):

Providing for a new department of emergency services.

Engrossed House Bill No. 78 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 78, and the bill passed the House by the following vote: Yeas, 83; nays, 16; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis,

Marzano, Maxie, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Backstrom, Bagnariol, Bradley, Grant, Haussler, Hurley, Jastad, King, Kuehnle, May, McCormick, Merrill, Moon, Perry, Savage, Van Dyk—16.

Engrossed House Bill No. 78, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 82, by Representatives Moon, Newhouse, Bledsoe and Benitz (by Legislative Council request):

Removing the tax exemption on steam plants owned or operated by joint operating agencies and requiring existing facilities to negotiate amounts due.

Engrossed House Bill No. 82 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 82, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 82, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 83, by Representatives Harris, Bottiger, Eikenberry and Amen (by Legislative Council request):

Authorizing traffic officers to issue arrest citations at scene of accident.

Engrossed House Bill No. 83 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 83, and the bill passed the House by the following vote: Yeas, 51; nays, 48; absent or not voting, 0.

Voting yea: Representatives Amen, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Lynch, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Anderson, Backstrom, Barden, Bauer, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Van Dyk, Williams—48.

Engrossed House Bill No. 83, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 86, by Representatives Zimmerman, Brouillet and Hoggins (by Joint Committee on Education request):

Reorganizing powers, duties and functions within intermediate school districts.

Engrossed House Bill No. 86 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 86, and the bill passed the House by the following vote: Yeas, 86; nays, 13; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Bottiger, Charette, Conner, Eikenberry, Gallagher, Goldsworthy, Haussler, Hurley, Polk, Savage, Smith, Spanton, Wojahn—13.

Engrossed House Bill No. 86, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting "nay" instead of "yea" on Engrossed House Bill No. 86. ERIC O. ANDERSON, 19th District.

HOUSE BILL NO. 88, by Representatives Wolf, Charette and Bledsoe (by Legislative Council request):

Providing that port districts of less than county size cannot be formed.

House Bill No. 88 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 88, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Hatfield—1.

House Bill No. 88, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 106, by Representatives Zimmerman, Thompson, North, Hurley and Ceccarelli (by Departmental request):

Protecting endangered species of fish and wildlife.

House Bill No. 106 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 106, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Hatfield—1.

House Bill No. 106, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 110, by Representatives Cunningham, Bluechel, North and Barden:

Providing for refunds of erroneously paid property taxes.

Engrossed House Bill No. 110 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 110, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Eikenberry—1.

Engrossed House Bill No. 110, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

Regarding my vote on Engrossed House Bill No. 110, I inadvertently voted nay, and intended to vote yea. KENNETH O. EIKENBERRY, 36th District.

ENGROSSED HOUSE BILL NO. 112, by Representatives Smythe, Moon and Bledsoe (by Legislative Council request):

Providing for the taxation and regulation of campers.

Engrossed House Bill No. 112 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 112, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-96.

Voting nay: Representatives Conner, Gallagher, Savage-3.

Engrossed House Bill No. 112, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 113, by Representatives Thompson, Zimmerman and Spanton (by Departmental request):

Prescribing powers of game protectors.

Engrossed House Bill No. 113 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 113, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-96.

Voting nay: Representatives May, McDermott-2.

Absent or not voting: Representative Hoggins-1.

Engrossed House Bill No. 113, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 123, by Representatives Zimmerman, Schumaker, Costanti, Thompson, Hurley, North, Kraabel and Ceccarelli:

Managing the taking of certain mammals.

Engrossed House Bill No. 123 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 123, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris,

Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Jueling, Kraabel, Shera—3.

Engrossed House Bill No. 123, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I voted against Engrossed House Bill No. 123 on final passage in order to put myself in position to be on the conference committee should there be one. PAUL KRAABEL, 46th District.

ENGROSSED HOUSE BILL NO. 133, by Representatives North, Bottiger and Smythe (by Legislative Council request):

Providing for control by the boundary review boards of certain action by cities, towns, or special purpose districts.

Engrossed House Bill No. 133 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 133, and the bill passed the House by the following vote: Yeas, 84; nays, 15; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Bradley, Conway, Curtis, Gladder, Harris, Hubbard, Hurley, Kuehnl, Luders, May, Pardini, Shipoch, Spanton, Van Dyk, Wolf—15.

Engrossed House Bill No. 133, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 12, 1971.

Mr. Speaker: The Senate has adopted SENATE CONCURRENT RESOLUTION NO. 19, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 12, 1971.

Mr. Speaker: The Senate has adopted HOUSE CONCURRENT RESOLUTION NO. 26, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 19, by Senators Bailey and Atwood: Providing for reintroduction of bills and adopting the joint rules.

## MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 19 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 19 was placed on final passage and adopted.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## POINT OF ORDER

Mr. O'Brien: "It appears from the contents of Senate Concurrent Resolution No. 19 that the bills are to be returned to the committee of the highest rank in each House. And it appears further that Engrossed House Bill No. 726, on the last day of the regular session, was rereferred to the Committee on Elections and Apportionment. According to the contents of this concurrent resolution, this measure should have been referred to the Committee on Rules and Administration."

The Speaker (Mr. Copeland presiding): "Mr. O'Brien, I think your point is probably well taken, but by the same token, the bill was before the body, under complete control and supervision of the body. And the body decided yesterday it was going to rerefer it to the Committee on Elections and Apportionment. So I think by the action that the floor took yesterday, it is properly in the Committee on Elections and Apportionment."

Mr. O'Brien: "Well, Mr. Speaker, would you recognize a motion to rerefer Engrossed House Bill No. 726 from the Committee on Elections and Apportionment to the Committee on Rules and Administration?"

The Speaker (Mr. Copeland presiding): "Mr. O'Brien, your motion would be more appropriately put when we complete our work on the third reading calendar."

## POINT OF ORDER

Mr. Moon: "Point of order. Was this bill ever before the entire body? It was only referred back to committee, and was never before the entire body, was it?"

The Speaker (Mr. Copeland presiding): "The entire group of bills was returned with one Senate message. At that time the numbers of the bills were all read, and at that time the bill was referred to committee, Mr. Moon."

Mr. Moon: "Mr. Speaker, if a member had voted on the prevailing side, could he now request reconsideration?"

The Speaker (Mr. Copeland presiding): "Well at the proper order of business, Mr. Moon, it would be entirely in order for you to make a motion relative to any bill that is held in any committee. At the present time, we are in the middle of the third reading calendar, and your motion would be out of order."

Mr. Moon: "We didn't suspend the rules to consider the Senate Concurrent Resolution just a minute ago. We were on the third reading calendar when the message was read in."

The Speaker (Mr. Copeland presiding): "That is right. The rules provide that messages from the Senate may be read in at any time."

## THIRD READING

ENGROSSED HOUSE BILL NO. 138, by Representatives Bauer, Wolf, Sawyer, Marsh and Luders:

Providing period to determine if benefits set-off against highway, street or road condemnation award actually inure to remaining land.

Engrossed House Bill No. 138 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 138, and the bill passed the House by the following vote: Yeas, 64; nays, 35; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson,

Kilbury, King, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Marzano, McCormick, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman—64.

Voting nay: Representatives Bagnariol, Barden, Benitz, Blair, Bluechel, Brown, Charnley, Douthwaite, Eikenberry, Gilleland, Grant, Hatfield, Hurley, Jones, Jueling, Julin, Kirk, Kiskaddon, Lysen, Martinis, Maxie, May, McDermott, Mentor, North, Polk, Rabel, Ross, Schumaker, Shera, Shipoch, Smith, Thompson, Williams, Mr. Speaker—35.

Engrossed House Bill No. 138, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 140, by Representatives Shipoch, Lynch, Grant, Maxie, Charnley, Bauer, Knowles, Litchman and Merrill:

Prohibiting cancellation of insurance because of sex and/or marital status.

Engrossed House Bill No. 140 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 140, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Backstrom, Martinis—2.

Engrossed House Bill No. 140, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 151, by Representatives Goldsworthy and Kopet (by Executive request):

Enacting the operating budget.

Engrossed Substitute House Bill No. 151 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 151, and the bill passed the House by the following vote: Yeas, 52; nays, 47; absent or not voting, 0.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite,

Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—47.

Engrossed Substitute House Bill No. 151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to state that my electric roll call vote did not register properly on Engrossed Substitute House Bill No. 151. My vote was nay. H. STAN BRADLEY, 31st District.

ENGROSSED HOUSE BILL NO. 153, by Representatives Hansey, Bottiger and Copeland (by Departmental request):

Exempting certain aircraft from state registration.

Engrossed House Bill No. 153 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 153, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Bradley—1.

Engrossed House Bill No. 153, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 154, by Representatives Julin, Eikenberry and Charette:

Relating to appeals from acts and proceedings of court commissioners.

House Bill No. 154 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 154, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 154, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 160, by Representatives Hansey, Bottiger, Copeland, Ceccarelli, Charnley, Douthwaite, May and Smith (by Departmental request):

Requiring all state aircraft to be equipped with downed aircraft rescue transmitters.

Engrossed House Bill No. 160 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 160, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Kuehnle—1.

Engrossed House Bill No. 160, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 161, by Representatives Wolf, Bottiger, Conway, O'Brien and Bozarth (by Legislative Council request):

Providing for fire protection for the state capitol.

Engrossed House Bill No. 161 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 161, and the bill passed the House by the following vote: Yeas, 68; nays, 31; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jueling, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, May, McCormick, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Savage, Sawyer, Smythe, Spanton, Thompson, Wolf, Zimmerman, Mr. Speaker—68.

Voting nay: Representatives Backstrom, Barden, Bradley, Brouillet, Chatalas, Douthwaite, Eikenberry, Gallagher, Grant, Haussler, Jastad, Jones, Julin, Kilbury, Lysen, Marzano, Maxie, McDermott, Mentor, Moon, Polk, Rosellini, Ross, Schumaker, Shera, Shipoch, Smith, Van Dyk, Wanamaker, Williams, Wojahn—31.

Engrossed House Bill No. 161, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 163, by Representatives Cunningham, Conner, Hoggins, Bozarth, Kilbury and Merrill:

Requiring unloaded school buses to stop at railroad crossings.

Engrossed House Bill No. 163 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 163, and the bill passed the House the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-97.

Voting nay: Representative Grant-1.

Absent or not voting: Representative Shera-1.

Engrossed House Bill No. 163, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 166, by Representatives Bottiger, Wolf, Gallagher, Backstrom, Barden, Brouillet, Ceccarelli, Hoggins and Litchman:

Requiring persons assessing real property to meet certain standards of training and experience and pass an examination.

Engrossed House Bill No. 166 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 166, and the bill passed the House by the following vote: Yeas, 95; nays, 4; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-95.

Voting nay: Representatives Hubbard, Schumaker, Spanton, Wanamaker-4.

Engrossed House Bill No. 166, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 169, by Representatives Cunningham, Conner, Bozarth, Anderson, Gallagher, Beck, Hubbard, Douthwaite and Merrill (by Joint Committee on Highways request):

Extending powers to stop motor vehicles for driver's license check and vehicle inspection and test to hours of darkness.

House Bill No. 169 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 169, and the bill passed the House by the following vote: Yeas, 84; nays, 15; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—84.

Voting nay: Representatives Barden, Brouillet, Douthwaite, Grant, Haussler, Hurley, Kilbury, Lysen, Martinis, Marzano, McDermott, Mentor, Rosellini, Van Dyk, Mr. Speaker—15.

House Bill No. 169, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 171, by Representatives Zimmerman, Flanagan and Martinis:  
Defining "wildlife agent."

House Bill No. 171 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 171, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Conner—1.

House Bill No. 171, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 172, by Representatives Flanagan, Kiskaddon and Haussler (by Departmental request):

Restoring tax statutes based on passage of HJR 42 to previous status.

House Bill No. 172 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 172, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 173, by Representatives Wolf, Bottiger, Conway, O'Brien and Cunningham (by Legislative Council request):

Enabling endowment of the state capitol historical association.

House Bill No. 173 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 173, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 173, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 175, by Representatives Julin, Wojahn and Cunningham (by Judicial Council request):

Providing for grand juries and criminal investigations.

Engrossed House Bill No. 175 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 175, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Charette, Chatalas, Sawyer—3.

Engrossed House Bill No. 175, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 176, by Committee on Judiciary:

Providing for payment of counsel and transcript fees in cases involving indigents.

Substitute House Bill No. 176 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 176, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Substitute House Bill No. 176, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 181, by Representatives Julin and Wojahn (by Judicial Council request):

Establishing when any statute of limitations is tolled.

Engrossed House Bill No. 181 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 181, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Douthwaite—1.

Engrossed House Bill No. 181, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I intended to vote yes on Engrossed House Bill No. 181. JEFF DOUTHWAITE, District 32-A.

HOUSE BILL NO. 185, by Representatives Julin and Wojahn (by Judicial Council request):

Adding additional members to the judicial council.

House Bill No. 185 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 185, and the bill passed the House by the following vote: Yeas, 95; nays, 4; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Brown, Grant, Jueling, Van Dyk—4.

House Bill No. 185, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, House Bill No. 188 was rereferred to Committee on Rules and Administration.

ENGROSSED HOUSE BILL NO. 198, by Representatives Copeland, Goldsworthy and Kopet (by Legislative Council request):

Providing that the legislative council and legislative budget committee may review all interim committee salaries.

Engrossed House Bill No. 198 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 198, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 198, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 200, by Representatives Thompson, Wolf, Martinis and Paris:

Authorizing the relocation of harbor lines in front of Kalama and Everett.

House Bill No. 200 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 200, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley,

Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Grant, Van Dyk—2.

House Bill No. 200, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 204, by Representatives Martinis, Julin, Adams, Wanamaker, Williams, Hoggins, Luders and Mentor:

Providing for the removal of wood fiber debris from state tidal waters.

Engrossed House Bill No. 204 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 204, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 204, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 207, by Representatives Merrill, North and Kopet (by Municipal Committee request):

Establishing regulations for publishing municipal ordinances.

Engrossed House Bill No. 207 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 207, and the bill passed the House by the following vote: Yeas, 73; nays, 26; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Mr. Speaker—73.

Voting nay: Representatives Amen, Bagnariol, Barden, Bauer, Benitz, Berentson, Conner, Costanti, Cunningham, Eikenberry, Gladder, Goldsworthy, Hubbard, Jones, Juelling, Julin, Kuehnle, Mentor, Polk, Rabel, Shera, Smith, Spanton, Williams, Wolf, Zimmerman—26.

Engrossed House Bill No. 207, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 209, by Representatives Kopet, Backstrom, Chatalas and Hoggins (by Legislative Budget Committee request):

Fiscal agencies, technical change.

House Bill No. 209 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 209, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 209, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 212, by Representatives Thompson, Kopet, Hoggins and Mentor (by Legislative Budget Committee request):

Removing the forty percent limitation from marine fuel taxes used for capital improvements on marine recreation areas.

House Bill No. 212 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 212, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 212, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 213, by Representatives Flanagan and Polk (by Departmental request):

Pertaining to payment of inheritance taxes.

Engrossed House Bill No. 213 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 213, and the bill passed the House by the following vote: Yeas, 90; nays, 8; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Conner, Curtis, McDermott, Mentor, Perry, Savage, Schumaker, Van Dyk—8.

Absent or not voting: Representative Flanagan—1.

Engrossed House Bill No. 213, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 215, by Representatives Smythe, Marsh, Hoggins, Zimmerman, Charette, Bauer, Backstrom, Chatalas, Curtis, Mentor and Moon (by Secretary of State request):

Providing for use of voting devices and vote tally systems in all elections and for listing of candidates thereat.

House Bill No. 215 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 215, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—97.

Voting nay: Representatives Cunningham, Zimmerman—2.

House Bill No. 215, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I voted no on House Bill No. 215 because I wanted to serve on the conference committee if the bill was put in conference. HAROLD S. ZIMMERMAN, 17th District.

ENGROSSED HOUSE BILL NO. 221, by Representatives Bluechel, Williams and Cunningham (by Secretary of State request):

Creating a secretary of state's revolving fund.

Engrossed House Bill No. 221 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 221, and the bill passed the House by the following vote: Yeas, 92; nays, 7; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Conner, Eikenberry, Hatfield, Hurley, Julin, May, Moon—7.

Engrossed House Bill No. 221, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 222, by Representatives Bluechel, Spanton and Ross (by Secretary of State request):

Deleting the requirement that notice to a nonprofit corporation or association that it shall cease to exist shall be by certified mail.

Engrossed House Bill No. 222 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 222, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Bradley, Grant—2.

Engrossed House Bill No. 222, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 223, by Representatives Bluechel, McCormick and Cunningham (by Secretary of State request):

Providing for certain changes in the powers, duties, and functions of the secretary of state.

House Bill No. 223 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 223, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 223, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 224, by Representatives Bluechel, Perry and Cunningham (by Secretary of State request):

Amending the copyright act.

Engrossed House Bill No. 224 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 224, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Smith—1.

Engrossed House Bill No. 224, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 225, by Representatives Bluechel, McCormick and Conway (by Secretary of State request):

Deleting the requirement that notice to a corporation failing to pay the annual license fee shall be by certified mail.

Engrossed House Bill No. 225 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 225, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Bradley—1.

Engrossed House Bill No. 225, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 226, by Representatives Bluechel, Knowles and Kraabel (by Secretary of State request):

Revising uniform commercial code fees for search and copy requests.

Engrossed House Bill No. 226 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 226, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 226, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 227, by Representatives Bluechel, Spanton and Hoggins (by Secretary of State request):

Revising summons and complaint fees for nonresidents.

House Bill No. 227 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 227, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 227, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 229, by Representatives Copeland, Bottiger and Hurley (by Departmental request):

Amending various items concerning public service companies.

Engrossed House Bill No. 229 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 229, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 229, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand and the title of the act.

HOUSE BILL NO. 233, by Representatives Bottiger, Hubbard and Charette:  
Providing that a lawyer's code of ethics shall be adopted by the supreme court.  
House Bill No. 233 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 233, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 233, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 237, by Representatives Schumaker, Savage, Zimmerman, Backstrom and Mentor:

Increasing the dollar amount of resources that can be sold through the small sale procedure of the department of natural resources.

House Bill No. 237 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 237, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May,

McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 237, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 239, by Representatives Kopet, McDermott and Eikenberry:

Denying liability of persons withdrawing blood for intoxication test.

Engrossed House Bill No. 239 was read the third time and placed on final passage. \*

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 239, and the bill passed the House by the following vote: Yeas, 76; nays, 22; absent or not voting, 1.

Voting yea: Representatives Amen, Anderson, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Lynch, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—76.

Voting nay: Representatives Adams, Backstrom, Bauer, Bradley, Douthwaite, Grant, Haussler, Hurley, Jastad, King, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Perry, Rosellini, Savage, Van Dyk—22.

Absent or not voting: Representative Kraabel—1.

Engrossed House Bill No. 239, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

It is my wish to be shown as voting for Engrossed House Bill No. 239 on final passage. PAUL KRAABEL, 46th District.

HOUSE BILL NO. 242, by Representatives Shinpoch, Brown, Smythe and Grant (by Secretary of State request):

Providing elections officials instruction in use of voting devices and setting minimum pay for election officials.

House Bill No. 242 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 242, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch,

Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Hatfield, Haussler—2.

House Bill No. 242, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 244, by Representatives Julin, Bottiger, Wolf and Curtis:

Making larceny by check constitute grand larceny.

Engrossed House Bill No. 244 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 244, and the bill passed the House by the following vote: Yeas, 88; nays, 11; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Brouillet, Charette, Grant, Knowles, Lysen, Marzano, Perry, Savage, Sawyer, Van Dyk, Wojahn—11.

Engrossed House Bill No. 244, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 247, by Committee on Transportation (Originally sponsored by Representatives Conner and Gallagher):

Enacting a special fuel tax act.

Substitute House Bill No. 247 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 247, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Grant—1.

Substitute House Bill No. 247, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 251, by Representatives Bottiger, Kiskaddon and Kirk:

Providing that a mailed tax notice can serve to give information required on tax payment receipt.

Engrossed House Bill No. 251 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 251, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Amen, Barden—2.

Engrossed House Bill No. 251, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 252, by Representatives Thompson, Smythe and Martinis:

Providing for a filing fee for affidavits claiming exemptions from the real estate excise tax.

House Bill No. 252 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 252, and the bill passed the House by the following vote: Yeas, 94; nays, 5; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Barden, Conner, Eikenberry, May, Mentor—5.

House Bill No. 252, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 253, by Representatives Bluechel, Perry and Conway (by Secretary of State request):

Providing for certain changes in the regulation of nonprofit corporations and associations.

Engrossed House Bill No. 253 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 253, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 253, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 262, by Representatives Julin, Marsh and Harris:

Providing that bonds in civil cases shall not be required of banks and savings and loan associations.

Engrossed House Bill No. 262 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 262, and the bill passed the House by the following vote: Yeas, 86; nays, 13; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Bottiger, Brouillet, Charette, Grant, Johnson, Lysen, Maxie, Moon, Perry, Sawyer, Van Dyk, Wojahn, Wolf—13.

Engrossed House Bill No. 262, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 270, by Representatives Barden, Spanton, Litchman and Kilbury (by Joint Committee on Governmental Cooperation request):

Exempting agency vendors of liquor from civil service.

House Bill No. 270 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 272, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones,

Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Bottiger, Conner, Grant, Lysen, Mentor, Rosellini—6.

House Bill No. 270, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 272, by Representatives Schumaker, Hubbard, Benitz, Backstrom, Charnley, Costanti, Haussler and Kilbury:

Allowing Indian tribes to participate in public cooperative ventures.

House Bill No. 272 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage House Bill No. 272, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 272, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 273, by Representatives Hurley, Kiskaddon, Douthwaite and Charnley:

Requiring environmental impact reports on interstate and primary state highways.

Engrossed House Bill No. 273 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 273, and the bill passed the House by the following vote: Yeas, 93; nays, 6; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Hatfield, Hubbard, Newhouse, Schumaker, Smith, Wanamaker—6.

Engrossed House Bill No. 273, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 274, by Representatives Shera, Merrill, Curtis and Litchman:

Authorizing banks and trust companies in United States corporations insuring or marketing real estate mortgages.

Engrossed House Bill No. 274 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 274, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 274, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 277, by Representatives McDermott, Smythe, Zimmerman, Chatalas, Shera, Backstrom and Paris (by Departmental request):

Providing certain changes in the law relating to community health programs.

Engrossed House Bill No. 277 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 277, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Kirk—1.

Engrossed House Bill No. 277, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting aye instead of no on Engrossed House Bill No. 277. GLADYS KIRK, 36th District.

ENGROSSED HOUSE BILL NO. 291, by Representatives Kuehnle, Litchman, Curtis, Hatfield, Bottiger, Gladder, Eikenberry, Pardini, Smith, Conway, Kopet, Morrison, Wolf, Shera, Gallagher, Bagnariol, Jastad, Adams, Rosellini, Ceccarelli, Randall, Anderson, Backstrom, Bauer, Hoggins, Knowles, Marzano and McCormick:

Relating to gambling.

Engrossed House Bill No. 291 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 291, and the bill passed the House by the following vote: Yeas, 59; nays, 40; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bozarth, Bradley, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Curtis, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kiskaddon, Knowles, Kuehne, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, May, McCormick, Merrill, Morrison, O'Brien, Perry, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Mr. Speaker—59.

Voting nay: Representatives Barden, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Charnley, Conway, Cunningham, Douthwaite, Eikenberry, Gilleland, Grant, Harris, Haussler, Hoggins, Jones, Julin, Kirk, Kopet, Kraabel, Lysen, Maxie, McDermott, Mentor, Moon, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Ross, Smythe, Williams, Wolf, Zimmerman—40.

Engrossed House Bill No. 291, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 300, by Representatives Randall, Gallagher and Litchman (by Joint Committee on Governmental Cooperation request):

Relating to right of entry by department of natural resources employees.

Engrossed House Bill No. 300 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 300, and the bill passed the House by the following vote: Yeas, 89; nays, 10; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—89.

Voting nay: Representatives Bauer, Charette, Curtis, Haussler, Hubbard, Jueling, Kuehne, May, Polk, Zimmerman—10.

Engrossed House Bill No. 300, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I voted no on Engrossed House Bill No. 300 because I wanted to serve on the conference committee if the bill was put in conference. HAROLD S. ZIMMERMAN, 17th District.

ENGROSSED HOUSE BILL NO. 303, by Representatives Barden, Gallagher, Litchman, Polk, Randall, Backstrom and Hoggins (by Joint Committee on Governmental Cooperation request):

Providing for forest fire protection.

Engrossed House Bill No. 303 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 303, and the bill passed the House by the following vote: Yeas, 92; nays, 7; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—92.

Voting nay: Representatives Bradley, Brouillet, Chatalas, Eikenberry, Grant, Shera, Mr. Speaker—7.

Engrossed House Bill No. 303, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 306, by Representatives Barden, Mentor, Litchman, Randall and Wolf (by Joint Committee on Governmental Cooperation request):

Amending the powers of the board of tax appeals.

House Bill No. 306 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 306, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 306, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 307, by Representatives Flanagan, Kiskaddon, Brouillet and Luders:

Extending two mill shift for schools.

House Bill No. 307 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 307, and the bill passed the House by the following vote: Yeas, 88; nays, 11; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis,

Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Bottiger, Bradley, Conner, Gallagher, Haussler, Marzano, Savage, Sawyer, Van Dyk, Wojahn, Wolf—11.

House Bill No. 307, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 308, by Representatives Randall, Gallagher and Litchman (by Joint Committee on Governmental Cooperation request):

Allowing racing commission to set license fees.

Engrossed House Bill No. 308 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 308, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Chatalas, Grant, Marzano—3.

Engrossed House Bill No. 308, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 310, by Representatives Farr and Chatalas:

Establishing a dental disciplinary board.

Engrossed House Bill No. 310 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 310, and the bill passed the House by the following vote: Yeas, 93; nays, 6; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Backstrom, Gallagher, Grant, Lysen, Perry, Rabel—6.

Engrossed House Bill No. 310, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 311, by Representatives Gallagher, Kiskaddon, Brouillet, Haussler and Ross (by Departmental request):

Modifying the suspended sentence procedure.

Engrossed House Bill No. 311 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 311, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Kuehnle—1.

Engrossed House Bill No. 311, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 312, by Representatives Zimmerman, Conner, Wolf, Cunningham and King (by Departmental request):

Changing the composition of the youth development and conservation committee and removing reenrollment limitation for youths.

House Bill No. 312 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 312, and the bill passed the House by the following vote: Yeas, 94; nays, 5; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Barden, Flanagan, Hubbard, Juelling, Polk—5.

House Bill No. 312, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 313, by Representatives Gladder, Kopet, Eikenberry, Paris and Conway (by Departmental request):

Providing for changes in the law relating to county hospitals and infirmaries.

House Bill No. 313 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 313, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—98.

Voting nay: Representative Zimmerman—1.

House Bill No. 313, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I voted no on House Bill No. 313 because in the haste of voting I didn't recall details of House Bill No. 313, but I do not have any objection to the bill. At first reading of the title it sounded like a "special interest" bill. HAROLD S. ZIMMERMAN, 17th District.

ENGROSSED HOUSE BILL NO. 324, by Representatives Cunningham, Luders, Bluechel and Bauer (by Departmental request):

Providing for the licensing of domestic waste treatment plant operators.

Engrossed House Bill No. 324 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 324, and the bill passed the House by the following vote: Yeas, 90; nays, 9; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Barden, Gladder, Harris, Hatfield, Hubbard, Kuehnle, Polk, Smith, Spanton—9.

Engrossed House Bill No. 324, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 337, by Representatives Kuehnle, Haussler, Pardini and Hatfield:

Requiring notice to owners of adjoining land when real property of an irrigation district is sold.

Engrossed House Bill No. 337 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 337, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 337, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 349, by Representatives Julin, Bottiger and Shera:

Permitting investment of certain state funds in the obligations of the Asian development bank.

House Bill No. 349 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 349, and the bill passed the House by the following vote: Yeas, 95; nays, 4; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Hurley, Kuehnle, Lysen, Spanton—4.

House Bill No. 349, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 350, by Representatives Wolf, Grant, Cunningham, Hoggins, Kilbury and Luders:

Authorizing increase in amount of insurance premiums school directors and higher educational institutions may pay for personnel.

House Bill No. 350 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 350, and the bill passed the House by the following vote: Yeas, 88; nays, 11; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin,

Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Amen, Barden, Blair, Eikenberry, Hatfield, Pardini, Polk, Rabel, Schumaker, Shera, Smith—11.

House Bill No. 350, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 353, by Representatives Gilleland, Perry and Berentson:

Pertaining to refunds for nonhighway use of fuel.

Engrossed House Bill No. 353 was read the third time and placed on final passage.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 353, and the bill passed the House by the following vote: Yeas, 91; nays, 8; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Douthwaite, Grant, Kilbury, Lysen, McDermott, Moon, Shinpoch, Williams—8.

Engrossed House Bill No. 353, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 362, by Representatives Hubbard, Charette, Julin and Bottiger:

Providing that the rule against perpetuities applies to all trusts.

House Bill No. 362 was read the third time and placed on final passage.

### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 362, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 362, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 364, by Representatives Gladder, Copeland, Kopet and Grant (by Secretary of State request):

Implementing law relating to candidates and voters' pamphlets.

House Bill No. 364 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 364, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 364, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

Mr. Bledsoe moved that the House defer consideration of ENGROSSED HOUSE BILL NO. 372, and the bill be placed at the top of Monday's third reading calendar.

#### POINT OF ORDER

Mr. O'Brien: "It appears to me if someone makes a motion to defer action on a given measure, that at least he should explain to the House and give the House the courtesy of an explanation of why the motion is being made and the purpose back of it."

The Speaker (Mr. Copeland presiding): "The chair is in doubt on the motion to rerefer this bill to the calendar."

Mr. Bledsoe: "Mr. Speaker, ladies and gentlemen of the House: With your permission for this unprecedented interruption of a roll call for an explanation—it is not a move to kill, but rather a move to consider in both caucuses some of the implications in this bill which are not immediately apparent on the surface—most particularly the availability of these voter registration records for candidates of any persuasion, any complication—or the commercial application (most particularly the commercial application) of these records which quite possibly could be contravening the will of this body as already expressed by some other legislation dealing with exactly that. It is not a move to subvert, nor is it conspiratorial. It was done in concert with leadership on the other side of the aisle, in discussion with Mr. Sawyer and Mr. Perry of the setback, at least for this one moment, while both caucuses have an opportunity to look at it."

The motion by Mr. Bledsoe to defer consideration of Engrossed House Bill No. 372 until the top of Monday's third reading calendar was carried.

ENGROSSED HOUSE BILL NO. 376, by Representatives Berentson, Beck, Martinis, Charnley and Kuehnle (by Joint Committee on Highways request):

Regulating motor vehicle noise.

Engrossed House Bill No. 376 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 376, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 376, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 378, by Representatives Flanagan, Conner, Newhouse and Costanti (by Departmental request):

Providing for a personal use salmon license.

Engrossed House Bill No. 378 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 378, and the bill passed the House by the following vote: Yeas, 56; nays, 43; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Charnley, Conner, Conway, Costanti, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Zimmerman—56.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Barden, Beck, Bottiger, Brouillet, Ceccarelli, Charette, Chatalas, Copeland, Cunningham, Douthwaite, Farr, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, King, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Smith, Wojahn, Wolf, Mr. Speaker—43.

Engrossed House Bill No. 378, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 386, by Representatives Merrill, Zimmerman, Wolf, Bledsoe and Charnley:

Designating a state rock and state gem.

House Bill No. 386 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 386, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Gladder, Hatfield—2.

Absent or not voting: Representative Eikenberry—1.

House Bill No. 386, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 394, by Representatives Flanagan, Thompson, Julin and Martinis:

Providing for a state water resources management plan.

Engrossed House Bill No. 394 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 394, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hausser, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Conner, Julin, Kuehnle—3.

Engrossed House Bill No. 394, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

My vote was no on Engrossed House Bill No. 394 so that I might be eligible for membership on a conference committee on this bill.

This was done at the request of the prime sponsor of the bill and the Chairman of the Natural Resources Committee. AXEL C. JULIN, 41st District.

HOUSE BILL NO. 397, by Representatives Spanton, Beck, Cunningham and Bauer (by Departmental request):

Authorizing highway district engineers to award small construction and maintenance contracts.

House Bill No. 397 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 397, and the bill passed the House by the following vote: Yeas, 95; nays, 4; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hausser, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Bradley, Lysen, May, Van Dyk—4.

House Bill No. 397, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 401, by Representatives North, Thompson, Newhouse, Curtis, Gilleland and Smythe:

Requiring charge of fees for use of state parks, and stating legislative intent therefor.

Engrossed House Bill No. 401 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 401, and the bill passed the House by the following vote: Yeas, 50; nays, 49; absent or not voting, 0.

Voting yea: Representatives Amen, Benitz, Blair, Bledsoe, Bluechel, Brown, Charette, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Luders, Lynch, Martinis, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, SHERA, Smith, Smythe, Spanton, Thompson, Wanamaker, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Chatalas, Conner, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shipoch, Van Dyk, Williams, Wojahn, Wolf—49.

Engrossed House Bill No. 401, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

On Engrossed House Bill No. 401 I previously voted no. I inadvertently voted yes today. I wish my vote to be recorded in the journal as "nay". D. JAMES COSTANTI, 40th District.

ENGROSSED HOUSE BILL NO. 408, by Representatives Eikenberry, Bottiger, Julin, Barden, Pardini, Chatalas, Ross, Backstrom, Polk, Gilleland and Jones:

Revising the deed of trust statute.

Engrossed House Bill No. 408 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 408, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, SHERA, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Pardini—1.

Engrossed House Bill No. 408, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 412, by Representatives Merrill and Smythe:  
Requiring metal dealers to keep certain records.

Engrossed House Bill No. 412 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 412, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Schumaker—1.

Engrossed House Bill No. 412, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 415, by Representatives Amen, Haussler and Bledsoe (by Joint Committee on Governmental Cooperation and by Departmental request):

Providing for the investigation and control of pesticide poisoning.

Engrossed House Bill No. 415 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 415, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Kuehnle—1.

Engrossed House Bill No. 415, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 427, by Representatives Brown, Grant, Smythe and Charnley (by Secretary of State request):

Reducing minimum vote needed for write-in nomination as party candidate.

Engrossed House Bill No. 427 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 427, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives May, Ross—2.

Engrossed House Bill No. 427, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 428, by Representatives Bluechel, Perry and Conway (by Departmental request):

Providing for the reorganization of the department of general administration.

Engrossed House Bill No. 428 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 428, and the bill passed the House by the following vote: Yeas, 84; nays, 15; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Maxie, May, McCormick, McDermott, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Backstrom, Bauer, Bozarth, Curtis, Gallagher, Grant, Haussler, Johnson, Kilbury, Martinis, Marzano, Mentor, Moon, Savage, Wojahn—15.

Engrossed House Bill No. 428, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 429, by Representatives Bluechel, Perry and Conway (by Departmental request):

Providing for the financing of services, facilities, equipment, material, goods and supplies for government and certain other entities.

House Bill No. 429 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 429, and the bill passed the House by the following vote: Yeas, 54; nays, 45; absent or not voting, 0.

Voting yea: Representatives Amen, Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch,

McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—54.

Voting nay: Representatives Adams, Anderson, Backstrom, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—45.

House Bill No. 429, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

On final passage of House Bill No. 429, my voting lever malfunctioned, and I voted yea when I wanted to vote nay. JOHN BAGNARIOL, 35th District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 433, by Committee on Elections and Apportionment (Originally sponsored by Representatives Brown, Grant, King, Charnley, Copeland, Litchman and Maxie—by Secretary of State request):

Providing for the eighteen-year-old vote.

Engrossed Substitute House Bill No. 433 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 433, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Gallagher, Gladder, Hurley—3.

Engrossed Substitute House Bill No. 433, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 441, by Representatives Lynch, Perry, O'Brien, Ross, Hurley, Marsh, King, Jueling, Litchman, Bledsoe, Bottiger, Wojahn, Brouillet, Chatalas and Maxie (by Council on Higher Education request):

Enabling council on higher education to create state plan for contracting with certain private institutions of higher education.

House Bill No. 441 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 441, and the bill passed the House by the following vote: Yeas, 78; nays, 21; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry,

Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hoggins, Hurley, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-78.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Cunningham, Farr, Goldsworthy, Hatfield, Haussler, Hubbard, Jastad, Johnson, Kirk, Kuehnle, Martinis, Moon, Morrison, Savage, Schumaker, Spanton, Wanamaker-21.

House Bill No. 441, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 445, by Representatives Brouillet, Wolf, Zimmerman, Wojahn, McCormick, Shera, Knowles, Luders, Pardini, Litchman, Randall and Smythe (by Joint Committee on Education request):

Providing state-wide system of public and instructional television.

Engrossed House Bill No. 445 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 445, and the bill passed the House by the following vote: Yeas, 91; nays, 8; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-91.

Voting nay: Representatives Conway, Gladder, Hubbard, Kuehnle, Perry, Schumaker, Smith, Spanton-8.

Engrossed House Bill No. 445, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 464, by Representatives Hoggins, Brouillet, King, Jones, Cunningham, Knowles and Randall (by Joint Committee on Education request):

Implementing law relating to acquisition of state lands by school districts or institutions of higher education.

Engrossed House Bill No. 464 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 464, and the bill passed the House by the following vote: Yeas, 53; nays, 46; absent or not voting, 0.

Voting yea: Representatives Adams, Barden, Bauer, Beck, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Hansey, Haussler, Hoggins, Jones, Julin, King, Kirk, Kiskaddon, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, O'Brien, Paris, Polk, Rabel, Sawyer, Schumaker, Smythe, Wanamaker, Williams, Wojahn, Wolf, Zimmerman-53.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Benitz, Berentson, Blair, Bledsoe, Bozarth, Bradley, Charette, Chatalas, Curtis, Eikenberry, Flanagan, Gladder, Goldsworthy, Grant, Harris, Hatfield, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Merrill, North, Pardini, Perry,

Randall, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Mr. Speaker—46.

Engrossed House Bill No. 464, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 491, by Representatives Hoggins, Cunningham, Shera, Brouillet, Marsh, Mentor, Sawyer, Backstrom and Bauer (by Superintendent of Public Instruction request):

Mandating state board of education to implement, by rule or regulation, vocational education programs in school districts.

Engrossed House Bill No. 491 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 491, and the bill passed the House by the following vote: Yeas, 67; nays, 32; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Farr, Flanagan, Gallagher, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman—67.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Brown, Copeland, Curtis, Eikenberry, Gilleland, Gladder, Goldsworthy, Haussler, Hubbard, Jones, Kirk, Kopet, Lynch, Maxie, Moon, Morrison, Newhouse, Pardini, Polk, Ross, Schumaker, Smith, Spanton, Wolf, Mr. Speaker—32.

Engrossed House Bill No. 491, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 493, by Representatives Bledsoe, Brouillet, Wolf, O'Brien, Charette, Newhouse, Flanagan, Amen, Benitz, Bozarth, Mentor, Pardini and Schumaker:

Pertaining to assessment of leasehold estates.

Engrossed House Bill No. 493 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 493, and the bill passed the House by the following vote: Yeas, 90; nays, 8; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Blair, Bradley, Conner, Grant, Lysen, McDermott, Ross, Van Dyk—8.

Absent or not voting: Representative Sawyer—1.

Engrossed House Bill No. 493, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 497, by Representatives Hoggins, Marsh, Cunningham, Polk, Sawyer and Bauer (by Superintendent of Public Instruction request):

Providing for rescheduled or extended school years.

House Bill No. 497 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 497, and the bill passed the House by the following vote: Yeas, 94; nays, 5; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—94.

Voting nay: Representatives Amen, Curtis, Hubbard, Randall, Zimmerman—5.

House Bill No. 497, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 501, by Representatives Kuehnle, Chatalas, Merrill, Jueling, Jones, Ceccarelli and Litchman:

Amending regulation of real estate brokers and salesmen.

Engrossed House Bill No. 501 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 501, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 501, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 538, by Representatives Charette and Hubbard:

Providing for a change in the right of action against a contractor for injury or death.

Engrossed House Bill No. 538 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 538, and the bill passed the House by the following vote: Yeas, 58; nays, 41; absent or not voting, 0.

Voting yea: Representatives Amen, Anderson, Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Marzano, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wolf, Mr. Speaker—58.

Voting nay: Representatives Adams, Backstrom, Bauer, Beck, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Moon, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn, Zimmerman—41.

Engrossed House Bill No. 538, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I intended to vote nay instead of yea on Engrossed House Bill No. 538. FRANK MARZANO, 27th District.

ENGROSSED HOUSE BILL NO. 543, by Representatives Wolf, Smythe, Pardini, Lynch, Mentor, Juelling, Conway and Backstrom:

Changing motor vehicle excise tax collection and distribution provisions.

Engrossed House Bill No. 543 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 543, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Grant—1.

Engrossed House Bill No. 543, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 562, by Committee on Labor and Employment Security (Originally sponsored by Representatives Perry, Barden and Sawyer):

Increasing fees for safe wiring labels.

Substitute House Bill No. 562 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 562, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Mentor—1.

Substitute House Bill No. 562, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 572, by Representatives King, Lynch and Grant:

Providing that no factoring charges are allowed if credit cards are honored for payment of tuition and fees at state colleges and universities.

Engrossed House Bill No. 572 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 572, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Gladder, Hatfield, Kuehne—3.

Engrossed House Bill No. 572, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 578, by Representatives Pardini, Curtis and Wojahn:

Providing for the regulation of preneed funeral contracts.

Engrossed House Bill No. 578 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 578, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley,

Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 578, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 586, by Representatives Bluechel, Bottiger, Haussler, Flanagan, North, Cunningham, Kopet, Eikenberry, Hoggins and Shera:

Providing for purchases by counties of open space land and development rights termed "conservation futures."

Engrossed House Bill No. 586 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 586, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Grant, Shinpoch—2.

Engrossed House Bill No. 586, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 597, by Representatives Rosellini, Hatfield and Grant:

Adding an eighth member to the mobile home and recreation vehicle advisory board.

Engrossed House Bill No. 597 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 597, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Mentor, Rabel, Schumaker—3.

Engrossed House Bill No. 597, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 606, by Representatives Goldsworthy and Bottiger:  
Defining lawful entrance on private property for the purposes of chapter 16.08 RCW.  
House Bill No. 606 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 606, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Voting nay: Representative Schumaker—1.

House Bill No. 606, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 620, by Representatives Flanagan, Bledsoe and Julin:  
Reducing the number of justices of the peace in Grant county to one.  
Engrossed House Bill No. 620 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 620, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative North—1.

Engrossed House Bill No. 620, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 621, by Representatives Flanagan, Bledsoe, Haussler, Bozarth and Bauer:

Providing that interest earned from funds of the department of agriculture shall be credited to the department of agriculture.

House Bill No. 621 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 621, and the bill passed the House by the following vote: Yeas, 85; nays, 14; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Barden, Bluechel, Brown, Eikenberry, Hoggins, Jones, Julin, Kiskaddon, Kopet, McDermott, North, Polk, Ross, Wolf—14.

House Bill No. 621, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 636, by Representatives Haussler, Kilbury and Amen:

Modifying the law on pesticide application.

Engrossed House Bill No. 636 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 636, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Grant, Hubbard—2.

Engrossed House Bill No. 636, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 657, by Representatives Amen, Julin and Pardini:

Providing a presumption that enactment of a statute was not intended to affect any litigation pending on or before the effective date of such statute.

Engrossed House Bill No. 657 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 657, and the bill passed the House by the following vote: Yeas, 98; nays, 1; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad,

Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-98.

Voting nay: Representative Bradley-1.

Engrossed House Bill No. 657, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 660, by Representatives Sawyer, Bagnariol and Pardini:

Exempting credit cards from small loan regulations.

Engrossed House Bill No. 660 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 660, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-97.

Voting nay: Representatives Charnley, Grant-2.

Engrossed House Bill No. 660, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 686, by Representatives Eikenberry, Knowles and Hubbard:

Changing the judgment creditors remedies in seeking to enforce a judgment on the judgment debtor.

House Bill No. 686 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 686, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-99.

House Bill No. 686, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 728, by Representatives Thompson, Benitz and Haussler:

Pertaining to taxable status of public property when transferred to private ownerships.

House Bill No. 728 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 728, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 728, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 734, by Representatives Eikenberry, Knowles and Julin:

Regarding duties of the personal representative and appraiser in probate.

Engrossed House Bill No. 734 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 734, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 734, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 878, by Representatives Charette, Goldsworthy and Knowles:

Making an appropriation for publication of the session laws.

House Bill No. 878 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 878, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland,

Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Bill No. 878, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 1031, by Representatives Morrison, Perry and Bluechel (by Executive request):

Providing for retirement of certain public employees prior to age seventy under certain conditions and on certain dates.

Engrossed House Bill No. 1031 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1031, and the bill passed the House by the following vote: Yeas, 84; nays, 15; absent or not voting, 0.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Adams, Barden, Beck, Conner, Gladder, Hatfield, Litchman, Martinis, McCormick, Polk, Ross, Savage, Spanton, Van Dyk, Wojahn—15.

Engrossed House Bill No. 1031, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 1, by Representatives O'Brien, Copeland, Bledsoe, Amen, Anderson, Bagnariol, Benitz, Blair, Bluechel, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Johnson, Jones, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, McDermott, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Van Dyk, Wanamaker, Williams, Wolf and Zimmerman (by Legislative Council request):

Providing for revenue sharing with the states.

House Joint Memorial No. 1 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 1, and the memorial passed the House by the following vote: Yeas, 85; nays, 14; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders,

Lynch, Marsh, Martinis, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Beck, Bottiger, Brouillet, Conner, Grant, Haussler, Lysen, Marzano, Maxie, McDermott, Moon, Perry, Sawyer, Wojahn—14.

House Joint Memorial No. 1, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 3, by Representatives Hansey, May, Van Dyk, Costanti, Pardini, Berentson, North, Moon, Backstrom, Cunningham, Kilbury and Knowles: Memorializing Congress to have reflectors placed on the sides of rail cars.

House Joint Memorial No. 3 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 3, and the memorial passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Joint Memorial No. 3, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 8, by Representatives Sawyer, Marsh, May, Johnson, Chatalas, Adams, Anderson, Backstrom, Bauer, Beck, Benitz, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Conway, Cunningham, Curtis, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, McCormick, McDermott, Merrill, Moon, North, O'Brien, Pardini, Paris, Polk, Randall, Rosellini, Ross, Schumaker, Shinpoch, Smith, Swayze, Wanamaker, Williams, Wojahn, Wolf, Zimmerman and Copeland:

Requesting the secretary of transportation to reconsider his "Preliminary report on the basic rail system."

House Joint Memorial No. 8 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 8, and the memorial passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien,

Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Joint Memorial No. 8, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE JOINT RESOLUTION NO. 22, by Representatives Bledsoe, Berentson and Wolf (by Legislative Council request):

Providing for a new pattern of succession to fill vacancy in governor's office.

Engrossed House Joint Resolution No. 22 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 22, and the resolution passed the House by the following vote: Yeas, 80; nays, 19; absent or not voting, 0.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Ceccarelli, Chamley, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—80.

Voting nay: Representatives Adams, Bottiger, Bradley, Brouillet, Charette, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Grant, Jastad, Julin, Lysen, Marzano, Maxie, Sawyer, Van Dyk, Wojahn—19.

Engrossed House Joint Resolution No. 22, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE JOINT RESOLUTION NO. 27, by Representatives Goldsworthy, Backstrom and Kopet (by Secretary of State request):

Deleting need of publication by newspaper of laws submitted to people.

Engrossed House Joint Resolution No. 27 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 27, and the resolution passed the House by the following vote: Yeas, 67; nays, 32; absent or not voting, 0.

Voting yea: Representatives Amen, Backstrom, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Martinis, Maxie, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Zimmerman, Mr. Speaker—67.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chamley, Chatalas, Conner, Cunningham, Douthwaite, Hurley, Johnson, Knowles, Litchman, Lysen, Marzano, May, McDermott, Merrill, Moon, Paris, Perry, Rosellini, Sawyer, Van Dyk, Williams, Wolf—32.

Engrossed House Joint Resolution No. 27, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE JOINT RESOLUTION NO. 30, by Representatives Smythe, Thompson, Bledsoe, Charette, Kilbury, Backstrom, Bauer, Blair, Ceccarelli, Chatalas, Conner, Costanti, Douthwaite, Gilleland, Grant, Jones, King, Kraabel, Litchman, Paris, Rabel, Rosellini and Savage (by Executive request and by Secretary of State request):

Amending the Constitution to allow eighteen-year-old vote and updates residency requirements.

Engrossed House Joint Resolution No. 30 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 30, and the resolution passed the House by the following vote: Yeas, 84; nays, 15; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Conway, Flanagan, Gallagher, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Hurley, Jueling, Kopet, Kuehnle, Newhouse, Schumaker, Spanton—15.

Engrossed House Joint Resolution No. 30, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE JOINT RESOLUTION NO. 34, by Representatives Brown, Ceccarelli, Bluechel, Blair, Kiskaddon, Kopet, Cunningham, Mentor, Smith, Hoggins, Bledsoe, Chatalas and Kilbury (by Executive request):

Providing for annual sessions of the legislature.

Engrossed House Joint Resolution No. 34 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 34, and the resolution passed the House by the following vote: Yeas, 81; nays, 18; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Harris, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—81.

Voting nay: Representatives Barden, Benitz, Bozarth, Costanti, Eikenberry, Farr, Gladder, Hansey, Hatfield, Hubbard, Hurley, Jueling, Polk, Rabel, Schumaker, Smith, Van Dyk, Zimmerman—18.

Engrossed House Joint Resolution No. 34, having received the constitutional majority, was declared passed.

HOUSE JOINT RESOLUTION NO. 35, by Representatives Copeland, Litchman, Bledsoe, Bluechel, Backstrom, King, Shera, Smith, Curtis, Brown, North, Kraabel, Morrison,

Farr, Cunningham, Kiskaddon, Lynch, Pardini, Lysen, Wojahn, Ceccarelli, Mentor, Kirk, Conway, Hoggins, Harris, Bauer, Chatalas, McCormick and Smythe (by Executive request):  
 Providing a new method for amending the Constitution.  
 House Joint Resolution No. 35 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Joint Resolution No. 35, and the resolution passed the House by the following vote: Yeas, 76; nays, 23; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker—76.

Voting nay: Representatives Amen, Barden, Beck, Benitz, Berentson, Bozarth, Bradley, Conway, Hatfield, Haussler, Hubbard, Hurley, Jueling, Kopet, May, Morrison, Newhouse, Polk, Schumaker, Spanton, Wolf, Zimmerman—23.

House Joint Resolution No. 35, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Lynch, King and Kiskaddon:

Authorizing a study to determine the feasibility of consolidating community college districts.

House Concurrent Resolution No. 8 was read the third time and placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 8, and the resolution passed the House by the following vote: Yeas, 91; nays, 7; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Bradley, Gallagher, Hoggins, Hubbard, Lysen, Smith, Wojahn—7.

Absent or not voting: Representative Mentor—1.

House Concurrent Resolution No. 8, having received the constitutional majority, was declared passed.

## STATEMENT FOR THE JOURNAL

The voting machine didn't record my no vote on House Concurrent Resolution No. 8.  
 JOE MENTOR, 10th District.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 11, by Representatives Flanagan, North, Backstrom and Moon:

Directing a study of public services.

Engrossed House Concurrent Resolution No. 11 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 11, and the resolution passed the House by the following vote: Yeas, 95; nays, 3; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Maxie, Ross, Smith—3.

Absent or not voting: Representative Douthwaite—1.

Engrossed House Concurrent Resolution No. 11, having received the constitutional majority, was declared passed.

The Speaker resumed the chair.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE CONCURRENT RESOLUTION NO. 26.

#### MOTIONS

On motion of Mr. Bledsoe, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 12:00 noon, Monday, March 15, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FOURTH DAY

## NOON SESSION

House Chamber, Olympia, Wash., Monday, March 15, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Benitz, Bottiger, Jones, Luders, Ross and Shera. Representatives Benitz, Jones, Ross and Shera were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles W. Myers of the Emmanuel-Conservative Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE GOVERNOR

Office of the Governor, March 12, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bill, entitled:

HOUSE BILL NO. 71: Extending medical aid coverage to state volunteer workers.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

## MESSAGES FROM THE SENATE

March 12, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SENATE BILL NO. 1,  
ENGROSSED SENATE BILL NO. 32,  
SENATE BILL NO. 35,  
ENGROSSED SENATE BILL NO. 37,  
SENATE BILL NO. 45,  
SENATE BILL NO. 46,  
ENGROSSED SENATE BILL NO. 47,  
ENGROSSED SENATE BILL NO. 49,  
ENGROSSED SENATE BILL NO. 56,  
SENATE BILL NO. 57,  
SENATE BILL NO. 62,  
ENGROSSED SENATE BILL NO. 63,  
ENGROSSED SENATE BILL NO. 64,  
SENATE BILL NO. 68,  
ENGROSSED SENATE BILL NO. 73,  
ENGROSSED SENATE BILL NO. 86,  
SUBSTITUTE SENATE BILL NO. 90,  
ENGROSSED SENATE BILL NO. 91,  
ENGROSSED SENATE BILL NO. 95,  
ENGROSSED SENATE BILL NO. 100,  
SENATE BILL NO. 102,  
ENGROSSED SENATE BILL NO. 114,  
ENGROSSED SENATE BILL NO. 120,  
SENATE BILL NO. 125,  
SENATE BILL NO. 126,  
REENGROSSED SENATE BILL NO. 130,  
ENGROSSED SENATE BILL NO. 133,

ENGROSSED SENATE BILL NO. 135,  
 ENGROSSED SENATE BILL NO. 136,  
 ENGROSSED SENATE BILL NO. 137,  
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146,  
 ENGROSSED SENATE BILL NO. 151,  
 ENGROSSED SENATE BILL NO. 156,  
 SENATE BILL NO. 160,  
 ENGROSSED SENATE BILL NO. 163,  
 ENGROSSED SENATE BILL NO. 168,  
 SENATE BILL NO. 172,  
 ENGROSSED SENATE BILL NO. 183,  
 SENATE BILL NO. 196,  
 SENATE BILL NO. 208,  
 SUBSTITUTE SENATE BILL NO. 216,  
 SENATE BILL NO. 219,  
 ENGROSSED SENATE BILL NO. 227,  
 SENATE BILL NO. 237,  
 ENGROSSED SENATE BILL NO. 246,  
 SENATE BILL NO. 249,  
 SENATE BILL NO. 260,  
 ENGROSSED SENATE BILL NO. 261,  
 SENATE BILL NO. 270,  
 ENGROSSED SENATE BILL NO. 273,  
 SENATE BILL NO. 288,  
 SENATE BILL NO. 302,  
 ENGROSSED SENATE BILL NO. 314,  
 SENATE BILL NO. 320,  
 SENATE BILL NO. 321,  
 SENATE BILL NO. 333,  
 ENGROSSED SENATE BILL NO. 335,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 352,  
 ENGROSSED SENATE BILL NO. 363,  
 ENGROSSED SENATE BILL NO. 380,  
 ENGROSSED SENATE BILL NO. 391,  
 ENGROSSED SENATE BILL NO. 394,  
 ENGROSSED SENATE BILL NO. 410,  
 ENGROSSED SENATE BILL NO. 411,  
 ENGROSSED SENATE BILL NO. 424,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 446,  
 SENATE BILL NO. 449,  
 SENATE BILL NO. 496,  
 SENATE BILL NO. 522,  
 ENGROSSED SENATE BILL NO. 737,  
 ENGROSSED SENATE BILL NO. 738,  
 ENGROSSED SENATE BILL NO. 739,  
 SENATE JOINT MEMORIAL NO. 3,  
 SENATE JOINT MEMORIAL NO. 5,  
 SENATE JOINT MEMORIAL NO. 9,  
 SUBSTITUTE SENATE JOINT RESOLUTION NO. 13,  
 SENATE JOINT RESOLUTION NO. 14,  
 ENGROSSED SENATE CONCURRENT RESOLUTION NO. 2,  
 SENATE CONCURRENT RESOLUTION NO. 3,  
 SENATE CONCURRENT RESOLUTION NO. 4,  
 SENATE CONCURRENT RESOLUTION NO. 5,  
 SENATE CONCURRENT RESOLUTION NO. 10,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1049, by Representatives Hubbard, Grant and King:  
 An Act relating to public employment; and creating a new section.  
 Referred to Committee on Labor and Employment Security.

HOUSE BILL NO. 1050, by Representatives Flanagan, Juelling and Haussler:  
 An Act relating to boundaries of hospital districts; and adding a new section to chapter  
 70.44 RCW.  
 Referred to Committee on Local Government.

HOUSE BILL NO. 1051, by Representatives Gladder, Randall and Flanagan:  
 An Act relating to negotiations by certificated personnel; amending sections

28A.72.020 and 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020 and 28A.72.030; and amending section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060.

Referred to Committee on Education and Libraries.

HOUSE JOINT MEMORIAL NO. 14, by Representatives Kirk and Eikenberry:

Petitioning that all of Fort Lawton be made into a city park, and that no part be used as a correctional institution by the Federal Bureau of Prisons.

On motion of Mr. Morrison, the rules were suspended, House Joint Memorial No. 14 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the House deferred further consideration of House Joint Memorial No. 14 on second reading, and the memorial was ordered placed at the top of tomorrow's second reading calendar.

HOUSE JOINT RESOLUTION NO. 52, by Representatives Flanagan, Perry and Pardini (by Executive request):

Amending the constitutional debt limitation.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 1, by Senators Durkan and Odegaard:

An Act relating to revenue and taxation; amending section 84.52.052, chapter 15, Laws of 1961 as last amended by section 1, chapter 113, Laws of 1965 ex. sess. and RCW 84.52.052; and adding new sections to Title 84 RCW.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 32, by Senators Francis and Stender:

An Act relating to actions by parents for death of or injury to their children; and amending section 9, page 4, Laws of 1869 as last amended by section 1, chapter 81, Laws of 1967 ex. sess. and RCW 4.24.010.

Referred to Committee on Judiciary.

SENATE BILL NO. 35, by Senator Wilson:

An Act relating to higher education; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.40 RCW; and declaring an emergency.

Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 37, by Senator Wilson:

An Act relating to tax collection; and amending section 84.56.340, chapter 15, Laws of 1961 and RCW 84.56.340.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 45, by Senators Durkan, Foley, Guess and Sandison:

An Act relating to revenue and taxation; amending section 1, chapter 132, Laws of 1967 ex. sess. as amended by section 62, chapter 262, Laws of 1969 ex. sess. and RCW 84.36.128; amending section 3, chapter 8, Laws of 1970 ex. sess. and RCW 84.36.129; and prescribing an effective date.

Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 46, by Senators Wilson and Odegaard:

An Act relating to school districts; amending section 28A.24.055, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 153, Laws of 1969 ex. sess. and RCW 28A.24.055; creating new sections; and declaring an emergency.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 47, by Senators Henry, Knoblauch and Huntley (by Departmental request):

An Act relating to motor vehicles; amending section 46.08.120, chapter 12, Laws of

1961 as amended by section 45, chapter 170, Laws of 1965 ex. sess. and RCW 46.01.260.  
Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 49, by Senators Washington, Henry and Huntley (by Departmental request):

An Act relating to motor vehicle wreckers; amending section 46.80.020, chapter 12, Laws of 1961, as amended by section 94, chapter 32, Laws of 1967 and RCW 46.80.020; amending section 46.80.030, chapter 12, Laws of 1961, as last amended by section 1, chapter 13, Laws of 1967 ex. sess. and RCW 46.80.030; amending section 46.80.040, chapter 12, Laws of 1961, as amended by section 96, chapter 32, Laws of 1967 and RCW 46.80.040; amending section 46.80.050, chapter 12, Laws of 1961, as last amended by section 2, chapter 13, Laws of 1967 ex. sess. and RCW 46.80.050; amending section 46.80.070, chapter 12, Laws of 1961, as amended by section 98, chapter 32, Laws of 1967 and RCW 46.80.070; amending section 46.80.080, chapter 12, Laws of 1961, as amended by section 99, chapter 32, Laws of 1967 and RCW 46.80.080; amending section 46.80.090, chapter 12, Laws of 1961, as amended by section 100, chapter 32, Laws of 1967 and RCW 46.80.090; amending section 46.80.110, chapter 12, Laws of 1961, as last amended by section 3, chapter 13, Laws of 1967 ex. sess. and RCW 46.80.110; amending section 46.80.130, chapter 12, Laws of 1961, as last amended by section 4, chapter 13, Laws of 1967 ex. sess. and RCW 46.80.130; amending section 46.80.150, chapter 12, Laws of 1961, as last amended by section 5, chapter 13, Laws of 1967 ex. sess. and RCW 46.80.150.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 56, by Senators Atwood, Henry and Talley (by Departmental request):

An Act relating to civil defense and emergency services; amending section 13, chapter 178, Laws of 1951 as amended by section 1, chapter 210, Laws of 1955 and RCW 38.52.110; amending section 11, chapter 178, Laws of 1951 as amended by section 1, chapter 145, Laws of 1953 and RCW 38.52.180; amending section 5, chapter 223, Laws of 1953 and RCW 38.52.220; and adding new sections to chapter 178, Laws of 1951 and to chapter 38.52 RCW.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 57, by Senators Holman, Wilson and Elicker:

An Act relating to appointment and payment of counsel and payment of certain costs and expenses for indigents; amending section 5, chapter 126, Laws of 1913 as last amended by section 1, chapter 31, Laws of 1970 ex. sess. and RCW 2.32.240; and amending section 2, chapter 133, Laws of 1965 as amended by section 2, chapter 31, Laws of 1970 ex. sess. and RCW 10.01.112.

Referred to Committee on Judiciary.

SENATE BILL NO. 62, by Senators Francis, Walgren and Gissberg:

An Act relating to survival of actions and damages; and amending section 1, chapter 137, Laws of 1961 and RCW 4.20.046.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 63, by Senators Atwood, Dore and Gissberg:

An Act relating to autopsies; amending section 237, chapter 249, Laws of 1909, as last amended by section 2, chapter 178, Laws of 1963, and RCW 68.08.100.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 64, by Senators Atwood, Ridder and Gissberg (by Departmental request):

An Act relating to motor vehicles; adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; and repealing section 46.20.390, chapter 12, Laws of 1961, section 32, chapter 32, Laws of 1967 and RCW 46.20.390.

Referred to Committee on Judiciary.

SENATE BILL NO. 68, by Senators Ridder, Stender, Bailey and Stortini:

An Act relating to industrial insurance; and amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090.

Referred to Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 73, by Senators Greive, Twigg, Woodall and Cooney

(by Legislative Council request):

An Act relating to evidence; and adding a new section to Title 5 RCW.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 86, by Senators Walgren and Twigg:

An Act relating to cities and towns; and amending section 2, chapter 88, Laws of 1965 ex. sess. and RCW 35.13.178.

Referred to Committee on Local Government.

SUBSTITUTE SENATE BILL NO. 90, by Committee on Constitution, Elections, and Legislative Processes:

An Act relating to public records; amending section 1, chapter 246, Laws of 1957 and RCW 40.14.010; and creating new sections.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 91, by Senators Gissberg, Woodall and Atwood:

An Act relating to the service of summons and process in actions involving motor vehicle accidents, collisions or liability; and amending section 46.64.040, chapter 12, Laws of 1961 and RCW 46.64.040.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 95, by Senators Talley, Washington, Huntley and Henry:

An Act relating to motor vehicles; amending section 46.37.420, chapter 12, Laws of 1961 as amended by section 1, chapter 7, Laws of 1969 ex. sess. and RCW 46.37.420; and declaring an emergency.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 100, by Senators Whetzel, Cooney and Peterson (Ted) (by Legislative Council request):

An Act relating to boundary review boards; amending section 9, chapter 189, Laws of 1967 as amended by section 5, chapter 111, Laws of 1969 ex. sess. and RCW 36.93.090; and adding a new section to chapter 36.93 RCW.

Referred to Committee on Local Government.

SENATE BILL NO. 102, by Senators Stender, Talley, Connor and Whetzel (by Legislative Council request):

An act relating to fire protection districts; and adding a new section to chapter 52.24 RCW.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 114, by Senators Francis, Woodall and Holman:

An Act relating to the discharge of public assistance liens and the payment of attorney's fees and costs; and amending section 12, chapter 173, Laws of 1969 ex. sess. and RCW 74.09.186.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 120, by Senators Lewis, Sandison, Henry, Odgaard, Gardner, Holman, Knoblauch, Peterson (Lowell), Elicker, McDougall, Atwood, Herr, Peterson (Ted), Huntley, Greive, Canfield, Stender, Talley, Scott, Durkan, Twigg, Dore, Ridder and Washington (by Executive request):

An Act relating to unemployment compensation; amending section 8, chapter 35, Laws of 1945 as amended by section 1, chapter 215, Laws of 1951 and RCW 50.04.070; amending section 8, chapter 266, Laws of 1959 and RCW 50.04.072; amending section 9, chapter 35, Laws of 1945 as amended by section 2, chapter 214, Laws of 1949 and RCW 50.04.080; amending section 12, chapter 35, Laws of 1945 and RCW 50.04.110; amending section 13, chapter 35, Laws of 1945 and RCW 50.04.115; amending section 21, chapter 35, Laws of 1945 as last amended by section 1, chapter 8, Laws of 1953 ex. sess. and RCW 50.04.200; amending section 31, chapter 35, Laws of 1945 and RCW 50.04.300; amending section 44, chapter 35, Laws of 1945 as last amended by section 1, chapter 266, Laws of 1959 and RCW 50.12.050; amending section 89, chapter 35, Laws of 1945 as last amended by section 8, chapter 2, Laws of 1970 ex. sess. and RCW 50.24.010; amending section 104, chapter 35, Laws of 1945 as last amended by section 6, chapter 266, Laws of 1959 and RCW 50.24.160; amending section 10, chapter 2, Laws of 1970 ex. sess. and RCW 50.29.010; repealing section 20, chapter 35, Laws of 1945 and RCW 50.04.190; adding new sections to chapter 35, Laws of 1945 and to Title 50 RCW; establishing effective dates; and declaring an emergency.

Referred to Committee on Labor and Employment Security.

SENATE BILL NO. 125, by Senators Odegaard, Lewis and Talley (by Departmental request):

An Act relating to work release programs; and amending section 13, chapter 17, Laws of 1967 and RCW 72.65.130.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 126, by Senator Dore:

An Act relating to nonprofit corporations; amending section 3, chapter 235, Laws of 1967 and RCW 24.03.010; and adding a new section to chapter 235, Laws of 1967 and to chapter 24.03 RCW.

Referred to Committee on Rules and Administration.

REENGROSSED SENATE BILL NO. 130, by Senators McDougall, Matson and Talley:

An Act relating to cities and towns; authorizing parking and business improvement areas; authorizing special assessments therefor; and adding new sections to Title 35 RCW.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 133, by Senators Foley, Newschwander, Andersen and Canfield (by Legislative Budget Committee request):

An Act relating to community colleges and the administration thereof; amending section 28B.50.090, chapter 223, Laws of 1969 ex. sess. as amended by section 21, chapter 261, Laws of 1969 ex. sess. and RCW 28B.50.090; amending section 17, chapter 15, Laws of 1970 ex. sess. and RCW 28B.50.140; and making an effective date.

Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 135, by Senators Wilson, Canfield and Donohue:

An Act relating to livestock; establishing an assessment on slaughtered meat food animals to support the livestock diagnostic service program; and adding new sections to chapter 100, Laws of 1969 and to chapter 16.38 RCW.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 136, by Senators Henry and Huntley:

An Act relating to emergency vehicle equipment; amending section 46.37.190, chapter 12, Laws of 1961 as last amended by section 5, chapter 100, Laws of 1970 ex. sess. and RCW 46.37.190; amending section 46.37.187, chapter 12, Laws of 1961 and RCW 46.37.187; and amending section 46.37.185, chapter 12, Laws of 1961 and RCW 46.37.185.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 137, by Senators Fleming, Andersen and Stortini (by Departmental request):

An Act relating to the state treasurer; making a change in the law relating to lost instruments; and amending section 43.08.066, chapter 8, Laws of 1965 as amended by section 2, chapter 61, Laws of 1965 ex. sess. and RCW 43.08.066.

Referred to Committee on Judiciary.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, by Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution:

An Act relating to controlled substances; enacting the Uniform Controlled Substances Act; repealing section 2072, Code of 1881, section 418, chapter 249, Laws of 1909, section 4, chapter 205, Laws of 1963, and RCW 9.91.030; repealing section 69.33.220, chapter 27, Laws of 1959, section 7, chapter 256, Laws of 1969 ex. sess., and RCW 69.33.220; repealing sections 69.33.230 through 69.33.280, chapter 27, Laws of 1959, and RCW 69.33.230 through 69.33.280; repealing section 69.33.290, chapter 27, Laws of 1959, section 1, chapter 97, Laws of 1959, and RCW 69.33.290; repealing section 69.33.300, chapter 27, Laws of 1959, section 8, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.300; repealing sections 69.33.310 through 69.33.400, chapter 27, Laws of 1959, and RCW 69.33.310 through 69.33.400; repealing section 69.33.410, chapter 27, Laws of 1959, section 20, chapter 38, Laws of 1963, and RCW 69.33.410; repealing sections 69.33.420 through 69.33.440, 69.33.900 through 69.33.950, chapter 27, Laws of 1959, and RCW 69.33.420 through 69.33.440, 69.33.900 through 69.33.950; repealing section 255, chapter 249, Laws of 1909 and RCW 69.40.040; repealing section 1, chapter 6, Laws of 1939, section 1, chapter 29, Laws of 1939, section 1, chapter 57, Laws of 1945, section 1, chapter 24, Laws of 1955, section 1, chapter 49, Laws of 1961, section 1, chapter 71, Laws of 1967, section 9, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.060; repealing section 1, chapter 23, Laws of 1955, section 2, chapter 49, Laws of 1961, section 2, chapter 71, Laws of 1967 and RCW 69.40.061; repealing section 21, chapter 38, Laws of 1963 and RCW 69.40.063; repealing section 2, chapter 6, Laws of 1939, section 23, chapter 38, Laws of 1963, section 10, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.070; repealing section 12, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.075; repealing section 1, chapter 205, Laws of 1963, and RCW 69.40.080; repealing section 2, chapter 205, Laws of 1963 and RCW 69.40.090; repealing section 3, chapter 205, Laws of 1963 and RCW 69.40.100; repealing section 11, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.110; repealing section 1, chapter 33, Laws of 1970 ex. sess. and RCW 69.40.120; repealing section 1, chapter 80, Laws of 1970 ex. sess.; adding new chapter 69.50 RCW to Title 69 RCW; defining crimes; prescribing penalties; declaring an emergency; and prescribing an effective date.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 151, by Senators Holman and Foley (by State Finance Committee request):

An Act relating to the common schools and the support thereof; amending section 1, chapter 13, Laws of 1969 and RCW 28A.47.792; amending section 4, chapter 13, Laws of 1969 and RCW 28A.47.795; amending section 5, chapter 13, Laws of 1969 and RCW 28A.47.796; and declaring an emergency.

Referred to Committee on Appropriations.

ENGROSSED SENATE BILL NO. 156, by Senators Guess, Donohue, McDougall and Peterson (Lowell):

An Act relating to self-propelled vehicles; creating new sections; prescribing penalties; and making appropriations.

Referred to Committee on Appropriations.

SENATE BILL NO. 160, by Senators Wilson, Peterson (Ted) and Odegaard:

An Act relating to the state board of education; and amending section 28A.04.060, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 283, Laws of 1969 ex. sess. and RCW 28A.04.060.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 163, by Senators Day, Woodall and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to intoxicating liquor; amending section 7, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 111, Laws of 1959 and RCW 66.16.040; amending section 1, chapter 67, Laws of 1949 as amended by section 4, chapter 111, Laws of 1959 and RCW 66.20.160; amending section 2, chapter 67, Laws of 1949 as amended by section 5, chapter 111, Laws of 1959 and RCW 66.20.170; amending section 3, chapter 67, Laws of 1949 as amended by section 6, chapter 111, Laws of 1959 and RCW 66.20.180; amending section 4, chapter 67, Laws of 1949 as amended by section 7, chapter 111, Laws of 1959 and RCW 66.20.190; amending section 5, chapter 67, Laws of 1949 as last amended by section 2, chapter 178, Laws of 1969 ex. sess. and RCW 66.20.200; amending section 6, chapter 67, Laws of 1949 as amended by section 9, chapter 111, Laws of 1959 and RCW 66.20.210; prescribing penalties; and providing an effective date.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 168, by Senators Wilson, Stender, Talley and Washington:

An Act relating to education, and school district budgets relating thereto; amending section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.080; amending section 28A.65.170, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.170; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.65 RCW.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 172, by Senators Huntley and Washington (by Departmental request):

An Act relating to eminent domain; and amending section 13, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.170.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 183, by Senators Holman, Clarke and Elicker:

An Act relating to liens; and amending section 5, chapter 24, Laws of 1893 as last amended by section 5, chapter 279, Laws of 1959, and RCW 60.04.060.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 196, by Senators Odegaard, Sandison and Metcalf (by Departmental request):

An Act relating to crimes and punishments; creating a program of aid and assistance for paroled, discharged prisoners and persons convicted of a felony and granted probation; amending section 2, chapter 217, Laws of 1961 and RCW 9.95.310; amending section 3, chapter 217, Laws of 1961 and RCW 9.95.320; amending section 4, chapter 217, Laws of 1961 and RCW 9.95.330; amending section 5, chapter 217, Laws of 1961 and RCW 9.95.340; amending section 6, chapter 217, Laws of 1961 and RCW 9.95.350; amending section 7, chapter 217, Laws of 1961 and RCW 9.95.360; amending section 8, chapter 217, Laws of 1961 and RCW 9.95.370; and adding a new section to chapter 217, Laws of 1961 and to chapter 9.95 RCW.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 208, by Senators Sandison, Durkan, Foley and Atwood:

An Act relating to certain institutions of higher education; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

SUBSTITUTE SENATE BILL NO. 216, by Committee on Judiciary:

An Act relating to the registration of escrow agents; amending section 1, chapter 153,

Laws of 1965 and RCW 18.44.010; amending section 2, chapter 153, Laws of 1965 as amended by section 1, chapter 76, Laws of 1967 ex. sess. and RCW 18.44.020; amending section 4, chapter 153, Laws of 1965 and RCW 18.44.040; amending section 5, chapter 153, Laws of 1965 and RCW 18.44.050; amending section 8, chapter 153, Laws of 1965 and RCW 18.44.080; amending section 16, chapter 153, Laws of 1965 and RCW 18.44.150; amending section 17, chapter 153, Laws of 1965 and RCW 18.44.160; and adding new sections to chapter 153, Laws of 1965 and to chapter 18.44 RCW.

Referred to Committee on Judiciary.

SENATE BILL NO. 219, by Senators Twigg and Guess:

An Act relating to first class cities; and amending section 35.22.280, chapter 7, Laws of 1965 as amended by section 2, chapter 116, Laws of 1965 ex. sess. and RCW 35.22.280.  
Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 227, by Senators Holman and Washington (by Departmental request):

An Act relating to the provision of emergency medical care and limiting the liability of licensed physicians or hospitals.

Referred to Committee on Judiciary.

SENATE BILL NO. 237, by Senators Holman and Francis (by Judicial Council request):

An Act relating to attorneys' fees in divorce cases; and amending section 9, chapter 215, Laws of 1949 and RCW 26.08.090.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 246, by Senators Dore, Holman, Foley and Clarke (by Judicial Council request):

An Act relating to juries; amending section 4, chapter 48, Laws of 1891, and RCW 2.36.050; amending section 1, chapter 43, Laws of 1903 as last amended by section 2, chapter 304, Laws of 1961 and RCW 4.44.100; amending section 185, page 164, Laws of 1854 as last amended by section 206, Code of 1881 and RCW 4.44.120; amending section 1, chapter 36, Laws of 1895 and RCW 4.44.380; and amending section 36.18.020, chapter 4, Laws of 1963 as last amended by section 1, chapter 32, Laws of 1970 ex. sess. and RCW 36.18.020; and amending section 2, chapter 36, Laws of 1895 and RCW 4.44.390.

Referred to Committee on Judiciary.

SENATE BILL NO. 249, by Senator Holman (by Judicial Council request):

An Act relating to uniform rendition of accused persons; and adding a new chapter to Title 10 RCW.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 260, by Senators Greive, Stender and Francis:

An Act relating to workman's compensation; extending coverage to additional occupations; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; and amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020.

Referred to Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 261, by Senators Stender, Stortini, Ridder and Peterson (Ted) (by Departmental request):

An Act relating to wages; amending section 1, chapter 128, Laws of 1888, as last amended by section 1, chapter 181, Laws of 1947 and RCW 49.48.010; amending section 2, chapter 128, Laws of 1888 as amended by section 1, chapter 20, Laws of 1933 ex. sess. and RCW 49.48.020; amending section 3, chapter 128, Laws of 1888 and RCW 49.48.030; amending section 3, chapter 96, Laws of 1935, and RCW 49.48.060; repealing section 2, chapter 181, Laws of 1947 and RCW 49.48.110; and prescribing penalties.

Referred to Committee on Labor and Employment Security.

SENATE BILL NO. 270, by Senators Greive, Talley and Stender:

An Act relating to water districts; providing for the withdrawal of water districts located within a city or town; and adding a new chapter to Title 57 RCW.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 273, by Senators Elicker, Odegaard and Gardner (by Joint Committee on Governmental Cooperation request and by Departmental request):

An Act relating to minors; authorizing consent for drug or alcohol abuse care by minors aged fourteen years and older; and creating a new section.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 288, by Senators Bailey and Gardner (by Joint Committee on Governmental Cooperation request and by Departmental request):

An Act relating to the disposal of land not needed for state park purposes; and amending section 43.51.210, chapter 8, Laws of 1965 as amended by section 3, chapter 99, Laws of 1969.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 302, by Senators Elicker, Clarke and Herr (by Departmental request):

An Act relating to public documents, records, and publications; and amending section 7, chapter 246, Laws of 1957 and RCW 40.14.070.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 314, by Senators Holman, Peterson (Lowell) and Connor (by Joint Committee on Governmental Cooperation request and by Departmental request):

An Act relating to public lands; concerning lands under the jurisdiction of the department of natural resources; creating new sections; amending section 32, chapter 255, Laws of 1927 and RCW 79.01.128; amending section 1, chapter 20, Laws of 1963 and RCW 79.44.003; repealing section 1, chapter 175, Laws of 1933, section 1, chapter 159, Laws of 1949, section 1, chapter 301, Laws of 1955 and RCW 79.56.010; and repealing section 1, chapter 73, Laws of 1939 and RCW 79.56.020.

Referred to Committee on Natural Resources and Ecology.

SENATE BILL NO. 320, by Senator Durkan (by State Auditor request):

An Act relating to the Washington public employees retirement system; and amending section 3, chapter 274, Laws of 1947, as last amended by section 2, chapter 174, Laws of 1963 and RCW 41.40.030.

Referred to Committee on Financial Institutions and Insurance.

SENATE BILL NO. 321, by Senators Walgren and Twigg (by Municipal Committee request):

An Act relating to state government; increasing the membership of the advisory committee on the drug control unit; and amending section 8, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.660.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 333, by Senators Jolly, Peterson (Lowell) and Peterson (Ted):

An Act relating to the state game commission; amending section 77.04.060, chapter 36, Laws of 1955 as last amended by section 9, chapter 307, Laws of 1961, and RCW 77.04.060.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 335, by Senator Gissberg:

An Act relating to food fish and shellfish; adding a new section to chapter 75.12 RCW; and prescribing penalties.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SUBSTITUTE SENATE BILL NO. 352, by Committee on Transportation:

An Act relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 6, chapter 65, Laws of 1970 ex. sess. and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961, as last amended by section 7, chapter 65, Laws of 1970 ex. sess. and RCW 82.12.030; and prescribing an effective date.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 363, by Senators Guess, Henry and Washington:

An Act relating to the acquisition of property by public agencies; amending section 47.52.050, chapter 13, Laws of 1961 and RCW 47.52.050; and amending section 3, chapter 137, Laws of 1967 ex. sess. and RCW 8.25.070; and adding a new section to chapter 8.25 RCW.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 380, by Senators Day, Woodall and Keefe:

An Act relating to insurance; adding a new section to chapter 48.20 RCW; and adding a new section to chapter 48.21 RCW.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 391, by Senators Gissberg and Lewis:

An Act relating to boundaries and plats; and creating new sections.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 394, by Senators Durkan, Peterson (Lowell), Canfield, Woodall and Ridder:

An Act relating to state government; and establishing the Washington commission on Mexican-American affairs.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 410, by Senators Matson, McDougall and Wilson:

An Act relating to agriculture; providing for the regulation of horticultural plants; creating new sections; repealing section 1, chapter 221, Laws of 1961, section 16, chapter 240, Laws of 1967 and RCW 15.13.010; repealing section 2, chapter 221, Laws of 1961, section 17, chapter 240, Laws of 1967 and RCW 15.13.020; repealing section 3, chapter 221, Laws of 1961, section 18, chapter 240, Laws of 1967 and RCW 15.13.030; repealing section 4, chapter 221, Laws of 1961 and RCW 15.13.040; repealing section 20, chapter 240, Laws of 1967 and RCW 15.13.045; repealing section 5, chapter 221, Laws of 1961 and RCW 15.13.050; repealing section 6, chapter 221, Laws of 1961 and RCW 15.13.060; repealing section 7, chapter 221, Laws of 1961 and RCW 15.13.070; repealing section 8, chapter 221, Laws of 1961 and RCW 15.13.080; repealing section 9, chapter 221, Laws of 1961 and RCW 15.13.090; repealing section 21, chapter 240, Laws of 1967 and RCW 15.13.095; repealing section 10, chapter 221, Laws of 1961 and RCW 15.13.100; repealing section 11, chapter 221, Laws of 1961 and RCW 15.13.110; repealing section 12, chapter 221, Laws of 1961 and RCW 15.13.120; repealing section 13, chapter 221, Laws of 1961 and RCW 15.13.130; repealing section 14, chapter 221, Laws of 1961 and RCW 15.13.140; repealing section 15, chapter 221, Laws of 1961 and RCW 15.13.150; repealing section 16, chapter 221, Laws of 1961 and RCW 15.13.160; repealing section 17, chapter 221, Laws of 1961 and RCW 15.13.170; repealing section 18, chapter 221, Laws of 1961 and RCW 15.13.180; repealing section 19, chapter 221, Laws of 1961 and RCW 15.13.190; repealing section 20, chapter 221, Laws of 1961, section 19, chapter 240, Laws of 1967 and RCW 15.13.200; repealing section 21, chapter 221, Laws of 1961 and RCW 15.13.210; repealing section 22, chapter 221, Laws of 1961 and RCW 15.13.900; repealing section 23, chapter 221, Laws of 1961 and RCW 15.13.910; prescribing penalties; and declaring an effective date.

Referred to Committee on Agriculture.

ENGROSSED SENATE BILL NO. 411, by Senators Lewis, Henry, Woodall, Newschwander, Clarke, Guess, McDougall, Matson, Metcalf, Andersen, Donohue, Jolly, Day, Walgren, Mardesich, Keefe, Herr, Knoblauch, Talley, Stortini, Peterson (Lowell), Stender, Ridder, Connor, Twigg, Canfield, Holman and Odegaard:

An Act relating to the licensing and regulation of outdoor festivals; prescribing conditions for the issuance of permits; adding new sections to Title 70 RCW; defining crimes; prescribing penalties; and declaring an emergency.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 424, by Senators Dore, Donohue, Durkan, Knoblauch, Day, Odegaard, Huntley and Peterson (Ted):

An Act relating to revaluation of property; creating new sections; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

ENGROSSED SUBSTITUTE SENATE BILL NO. 446, by Committee on Agriculture and Horticulture:

An Act relating to custom meat facilities handling meat for household consumers; amending section 37, chapter 145, Laws of 1969 ex. sess. and RCW 16.49A.370; and creating new sections.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 449, by Senators Gissberg, Andersen, Dore and Greive:

An Act relating to the judiciary; amending section 7, page 36, Laws of 1909 and RCW 2.04.030; amending section 1, part, chapter 151, Laws of 1903 as last amended by section 1, chapter 51, Laws of 1951 and RCW 2.32.070; amending section 29, chapter 61, Laws of 1893 as amended by section 1, chapter 86, Laws of 1941 and RCW 4.88.260; amending section 80.04.190, chapter 14, Laws of 1961 and RCW 80.04.190; amending section 81.04.190, chapter 14, Laws of 1961 and RCW 81.04.190; and adding a new section to chapter 2.06 RCW.

Referred to Committee on Judiciary.

SENATE BILL NO. 496, by Senators Gissberg and Woodall:

An Act relating to homesteads, including awards in addition to or awards in lieu thereof; amending section 24, chapter 64, Laws of 1895 as last amended by section 1, chapter 29, Laws of 1955 and RCW 6.12.050; amending section 11.52.010, chapter 145, Laws of 1965 as amended by section 12, chapter 168, Laws of 1967 and RCW 11.52.010; amending section 11.52.020, chapter 145, Laws of 1965 as amended by section 13, chapter 168, Laws of 1967 and RCW 11.52.020; and amending section 11.52.022, chapter 145, Laws of 1965 and RCW 11.52.022.

Referred to Committee on Rules and Administration.

SENATE BILL NO. 522, by Senators Keefe, Day and Fleming:

An Act relating to the Washington public employees' retirement system; amending section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 128, Laws of 1969, and RCW 41.40.410; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 737, by Senators Twigg, Day, Guess, Cooney and Keefe:

An Act relating to state government; establishing a commission; describing its powers and duties; and declaring an emergency.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 738, by Senators Twigg, Day, Guess, Cooney and Keefe:

An Act relating to business corporations; providing for a surtax on the license and

other fees on domestic and foreign corporations as prescribed by RCW 23A.40.040, 23A.40.060, 23A.40.130 and 23A.40.140; and declaring an emergency.

Referred to Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 739, by Senator Twigg:

An Act relating to the acquisition of land and the construction and use of a state building or buildings in the city of Spokane; authorizing the construction of such building or buildings by the state building authority and the acquisition of the necessary land therefor by either the state building authority or department of commerce and economic development; providing for the lease thereof by the state building authority to the department of commerce and economic development; authorizing the sublease thereof; and declaring an emergency.

Referred to Committee on Rules and Administration.

SENATE JOINT MEMORIAL NO. 3, by Senators Mardesich, Stender, Knoblauch and Keefe:

Requesting the secretary of transportation to reconsider his "Preliminary report on the basic rail system."

Referred to Committee on Transportation.

SENATE JOINT MEMORIAL NO. 5, by Senators Woodall, Bailey, Matson, McDougall and Canfield:

Requesting the federal government to assume greater obligation for certain welfare programs.

Referred to Committee on Social and Health Services.

SENATE JOINT MEMORIAL NO. 9, by Senators Guess, Donohue and Huntley:

Requesting interim funding for Lower Granite Dam.

Referred to Committee on Natural Resources and Ecology.

SUBSTITUTE SENATE JOINT RESOLUTION NO. 13, by Committee on Constitution, Elections and Legislative Processes:

Providing for extraordinary sessions of the legislature.

Referred to Committee on State Government.

SENATE JOINT RESOLUTION NO. 14, by Senators Lewis, Wilson, Metcalf, Washington, Greive, Jolly, Guess, Huntley, Peterson (Lowell), Newschwander, Day, Odegaard, Stortini, McCutcheon, Francis and Twigg (by Legislative Council request):

Amending the Constitution to authorize gubernatorial veto of entire sections and any appropriation item or items.

Referred to Committee on State Government.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 2, by Senators Atwood, Foley and Canfield (by Legislative Budget Committee request):

Providing for a study of a single distribution method for funds for the common schools.

Referred to Committee on Appropriations.

SENATE CONCURRENT RESOLUTION NO. 3, by Senators Mardesich, Atwood and Foley (by Legislative Budget Committee request):

Authorizing a study of community college funds.

Referred to Committee on Appropriations.

SENATE CONCURRENT RESOLUTION NO. 4, by Senators Metcalf, Ridder and Elicker (by Joint Committee on Education request):

Providing for study on agency responsibility in educating handicapped children.

Referred to Committee on Education and Libraries.

SENATE CONCURRENT RESOLUTION NO. 5, by Senators Atwood, Dore and Canfield:

Providing for review of community college program costs.  
Referred to Committee on Appropriations.

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Ridder, Peterson (Ted), Francis, Scott, Whetzel, Matson, Washington, Murray, Metcalf, Walgren, Fleming, Odegaard, Huntley, Holman and Stortini:

Authorizing a study of day care services.  
Referred to Committee on Higher Education.

#### SECOND READING

HOUSE BILL NO. 559, by Representatives Copeland, Charnley and Costanti:  
Putting all state institutions of higher education on quarter basis.  
Committee recommendation: Majority, do pass with the following amendment:  
On page 1, section 1, line 9 after "1," strike "1973" and insert "1972"  
The bill was read the second time.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.  
The Speaker declared the House to be at ease.  
The Speaker called the House to order.  
The Clerk called the roll and all members were present except Representatives Benitz, Jones, Luders, Pardini and Ross. Representatives Benitz, Jones and Ross were excused.

#### SECOND READING

HOUSE BILL NO. 559, by Representatives Copeland, Charnley and Costanti:  
Putting all state institutions of higher education on quarter basis.  
The House resumed consideration of House Bill No. 559 on second reading.  
The Clerk reread the following committee amendment:  
On page 1, section 1, line 9 after "1," strike "1973" and insert "1972"  
Mrs. Lynch moved that the committee amendment not be adopted.  
Representatives Lynch and King spoke in favor of the motion.  
The motion was carried, and the committee amendment was not adopted.  
On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 559 was placed on final passage.  
Representatives Copeland and Douthwaite spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on final passage of House Bill No. 559, and the bill passed the House by the following vote: Yeas, 91; nays, 0; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Rabel, Randall,

Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Absent or not voting: Representatives Benitz, Bledsoe, Jones, Luders, Pardini, Paris, Ross, Smith—8.

House Bill No. 559, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 645, by Representatives Cunningham, Conner and Amen:

Providing for distribution of moneys from penalty assessments to traffic safety education account.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 25 strike "3.61" and insert "3.16"

The bill was read the second time.

On motion of Mr. Cunningham, the committee amendment was adopted.

House Bill No. 645 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 645 was placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 645, and the bill passed the House by the following vote: Yeas, 84; nays, 8; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Bottiger, Charette, Gallagher, Haussler, Hubbard, Jastad, Savage, Van Dyk—8.

Absent or not voting: Representatives Benitz, Bledsoe, Jones, Luders, Pardini, Ross, Smith—7.

Engrossed House Bill No. 645, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 654, by Representatives Wolf, Charette and Brown (by Executive request):

Providing additional powers, duties, and functions to the department of revenue.

#### MOTION

On motion of Mr. Flanagan, Substitute House Bill No. 654 was substituted for House Bill No. 654, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 654 was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 718, by Representatives Bledsoe, Marsh, Copeland, Harris, Rosellini, Martinis, Newhouse and Bradley:

Increasing the allowable interest on consumer installment sales to fifteen percent.

Committee recommendation: Majority, do pass with the following amendment:

On page 4, section 2, line 26 after "one" insert "and one-quarter"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

Mr. Grant moved adoption of the following amendment by Representatives Grant, Moon and Marzano:

On page 6, following line 2, insert a new section to read as follows:

**"NEW SECTION. Sec. 4.** This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election held in this state in November, 1972, in accordance with the provisions of section 1, Article II of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof."

Mr. Grant spoke in favor of adoption of the amendment, and Mr. Curtis spoke against it.

Mr. May demanded an electric roll call, and the demand was sustained.

Mr. Moon spoke in favor of adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Grant, Moon and Marzano to House Bill No. 718, and the amendment was lost by the following vote: Yeas, 43; nays, 51; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bauer, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Lysen, Marzano, Maxie, May, McCormick, McDermott, Moon, O'Brien, Randall, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—43.

Voting nay: Representatives Amen, Bagnariol, Barden, Berentson, Bledsoe, Bluechel, Brown, Ceccarelli, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Marsh, Martinis, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Perry, Polk, Rabel, Rosellini, Schumaker, Shera, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Absent or not voting: Representatives Benitz, Jones, Luders, Paris, Smith—5.

#### MOTION

Mr. Moon moved that further consideration of House Bill No. 718 be deferred and the bill be placed at the bottom of the second reading calendar.

Representatives Moon and Van Dyk spoke in favor of the motion, and Representative Curtis spoke against it.

The motion was carried on a rising vote.

HOUSE BILL NO. 756, by Representatives Bluechel, Perry, Wolf and Bauer:

Providing veterans preference in the retention or reemployment of certain public employees.

#### MOTION

On motion of Mr. Wolf, House Bill No. 756 was rereferred to the Committee on State Government.

HOUSE BILL NO. 986, by Representative Kopet:

Specifying a uniform method of determining fees for physician and dentist services purchased by the department of social and health services.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 8 after "health care practitioners" strike "in the state"

On page 1, section 1, line 14 after "all" insert "providers of"

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

House Bill No. 986 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE JOINT RESOLUTION NO. 28, by Representatives Kopet, Backstrom and Goldsworthy (by Secretary of State request):

Deleting necessity to publicize by newspaper notice of constitutional amendments.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 20 after "separately." strike everything down to and including "election)" on line 25 and insert "The legislature shall also cause notice of the amendments that are to be submitted to the people to be published at least [four times] *one time* during the [four weeks next] *first week* preceding the election in every legal newspaper in the state: PROVIDED, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election."

The resolution was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

House Joint Resolution No. 28 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 28 was placed on final passage.

Representative Bluechel spoke in favor of passage of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 28, and the resolution passed the House by the following vote: Yeas, 72; nays, 23; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Zimmerman, Mr. Speaker—72.

Voting nay: Representatives Bagnariol, Barden, Bauer, Bozarth, Bradley, Brouillet, Conner, Cunningham, Douthwaite, Hubbard, Hurley, Jueling, Knowles, Kuehnle, Litchman, Marzano, McDermott, Moon, Paris, Perry, Van Dyk, Williams, Wolf—23.

Absent or not voting: Representatives Benitz, Jones, Luders, Smith—4.

Engrossed House Joint Resolution No. 28, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 218, by Representatives Benitz, Julin and Hubbard:

Authorizing regional law libraries.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 218, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 357, by Representatives Gallagher, Beck and Hatfield:

Amending certain parts of the White Cane Law.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 357 was placed on final passage.

Mr. Gallagher spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 357, and the bill passed the House by the following vote: Yeas, 90; nays, 5; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown,

Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Amen, Gladder, Kopet, Kuehnle, Pardini—5.

Absent or not voting: Representatives Benitz, Jones, Luders, Smith—4.

House Bill No. 357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 718, by Representatives Bledsoe, Marsh, Copeland, Harris, Rosellini, Martinis, Newhouse and Bradley:

Increasing the allowable interest on consumer installment sales to fifteen percent.

The House resumed consideration of House Bill No. 718.

#### MOTION

Mr. Moon moved that the House defer further consideration of House Bill No. 718 on second reading, and the bill be ordered placed on tomorrow's second reading calendar.

Representative Moon spoke in favor of the motion, and Representatives Curtis and Pardini spoke against it.

Mr. Moon closed debate, speaking in favor of the motion.

The motion by Mr. Moon was lost on a rising vote.

House Bill No. 718 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### THIRD READING

ENGROSSED HOUSE BILL NO. 372, by Representatives Brown, Copeland, Conner, Grant, Blair and Chatalas (by Secretary of State request):

Revising election laws relating to registration records.

Engrossed House Bill No. 372 was read the third time and placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 372, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hubbard, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Barden, Conner, Cunningham, Haussler, Hoggins, Juelling, Pardini, Wolf—8.

Absent or not voting: Representatives Benitz, Jones, Luders, Smith—4.

Engrossed House Bill No. 372, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 38, by Representatives Mentor, Wanamaker and Randall:

Extending and expanding real property tax exemption to sectarian organizations.  
Engrossed House Bill No. 38 was read the third time and placed on final passage.  
Mr. Mentor spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 38, and the bill passed the House by the following vote: Yeas, 90; nays, 5; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kuehnl, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Bradley, Gladder, Kopet, Kraabel, Mentor—5.

Absent or not voting: Representatives Benitz, Jones, Luders, Smith—4.

Engrossed House Bill No. 38, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted "no" on Engrossed House Bill No. 38 so if it comes back from the Senate and goes to conference, I can be on the conference committee. JOE MENTOR, 10th District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 69, by Committee on Revenue and Taxation:

Providing for the taxation of mobile homes.

Engrossed Substitute House Bill No. 69 was read the third time and placed on final passage.

Representatives Newhouse, Moon, Haussler, Bottiger and Flanagan spoke in favor of passage of the bill, and Representatives Sawyer and Hoggins spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 69, and the bill passed the House by the following vote: Yeas, 75; nays, 20; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hurley, Jastad, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Lynch, Lysen, Marsh, Marzano, Maxie, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker—75.

Voting nay: Representatives Backstrom, Barden, Brouillet, Conner, Cunningham, Grant, Hoggins, Hubbard, Johnson, Jueling, Kilbury, Litchman, Martinis, May, McDermott, Perry, Sawyer, Schumaker, Wolf, Zimmerman—20.

Absent or not voting: Representatives Benitz, Bledsoe, Jones, Luders—4.

Engrossed Substitute House Bill No. 69, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 314, by Committee on Social and Health Services:

Creating lien against time loss compensation to recipient of public assistance.

Engrossed Substitute House Bill No. 314 was read the third time and placed on final passage.

Mr. Conway spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 314, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Grant, Johnson, Kilbury, King, Maxie, Ross, Savage, Wojahn—8.

Absent or not voting: Representatives Benitz, Bledsoe, Jones, Luders—4.

Engrossed Substitute House Bill No. 314, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting "no" instead of "yea" on Engrossed Substitute House Bill No. 314. FRANK G. MARZANO, 27th District.

ENGROSSED HOUSE BILL NO. 351, by Representatives Julin, Charette, Hubbard and Backstrom:

Granting immunity to medical professionals bringing charges against fellow professionals.

Engrossed House Bill No. 351 was read the third time and placed on final passage.

Representatives Charette and Julin spoke in favor of passage of the bill, and Representative Litchman spoke against it.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Julin, as I read the last sentence which Mr. Litchman referred to, I think I have a problem that isn't included in this. If a medical review board held a hearing to consider suspending a doctor from practicing in that hospital, and a special incident report committee filed a report indicating that the doctor had taken out the wrong kidney, would that special incident review committee report—which would be in writing and filed in this hearing—be then removed from possible subpoena in a malpractice action by the patient against the doctor?"

Mr. Julin: "I believe that the written records themselves would not be available to the patient in the subsequent malpractice action; however, the testimony of the doctor himself who made that report a record, and all the medical professionals who sat on that review board, would be available for subpoena and their testimony would be subject to being used in the subsequent malpractice action. This particular language makes an exception that the

written records will be available in the instance where the doctor appeals from the hospital review board's decision to the court."

Mr. Bottiger: "Well, Representative Julin, I am doing this for a specific purpose, and I don't want the answer confused. Would the report of the special committee to the disciplinary committee, by reporting to the special committee—would that report (the report that was made by the special incident or the tissue committee) be then removed from possible subpoena? What I am saying is: Can you get the evidence out of the civil malpractice action by setting up a committee hearing and filing the reports with them? Do you then remove those reports from any subsequent malpractice case?"

Mr. Julin: "In my opinion, Representative Bottiger, the answer to that question is clearly 'no.' The records we are talking about in this instance are the records of that review committee, but the specific records you make reference to would still be available."

Mr. Charette spoke again in favor of the bill, and Representative Litchman spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 351, and the bill passed the House by the following vote: Yeas, 91; nays, 5; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Bradley, Litchman, May, Moon, Perry—5.

Absent or not voting: Representatives Benitz, Bledsoe, Luders—3.

Engrossed House Bill No. 351, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 356, by Representatives Paris, Thompson and Anderson:

Making an appropriation for the Puget Island-Westport ferry.

Engrossed House Bill No. 356 was read the third time and placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 356, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Lysen—1.

Absent or not voting: Representatives Benitz, Bledsoe, Luders—3.

Engrossed House Bill No. 356, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 430, by Representatives Newhouse, Wojahn, Bottiger, Smythe, Chatalas, Backstrom and Haussler (by Departmental request):

Providing for participation under the Economic Opportunity Act of state and local government.

Engrossed House Bill No. 430 was read the third time and placed on final passage.

Mrs. Wojahn spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 430, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Gladder, Haussler, Hurley, Kuehnle, Martinis, May, Moon, Perry—8.

Absent or not voting: Representatives Benitz, Bledsoe, Gallagher, Luders—4.

Engrossed House Bill No. 430, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 545, by Committee on State Government:

Providing for management surveys by legislative budget committee.

Substitute House Bill No. 545 was read the third time and placed on final passage.

Representatives Backstrom and Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on final passage of Substitute House Bill No. 545, and the bill passed the House by the following vote: Yeas, 67; nays, 29; absent or not voting, 3.

Voting yea: Representatives Amen, Backstrom, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bradley, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Lysen, Marsh, Maxie, May, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Mr. Speaker—67.

Voting nay: Representatives Adams, Anderson, Bagnariol, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Gallagher, Grant, Haussler, Jastad, Johnson, Kilbury, Litchman, Martinis, Marzano, McCormick, Merrill, O'Brien, Perry, Rosellini, Savage, Sawyer, Van Dyk, Wojahn, Zimmerman—29.

Absent or not voting: Representatives Benitz, Bledsoe, Luders—3.

Substitute House Bill No. 545, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION FOR RECONSIDERATION

Mr. Randall, having voted on the prevailing side, moved that the House do now reconsider the vote by which House Bill No. 357 passed the House.

## RULING BY THE SPEAKER

The Speaker: "Mr. Randall, under our rules, reconsideration has to be taken on the next working day."

## NOTICE OF RECONSIDERATION

Mr. Randall served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which House Bill No. 357 passed the House.

## MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Tuesday, March 16, 1971.

THOMAS A. SWAYZE, Jr., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 16, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Bob Ortmeyer of the United Methodist Church of Ephrata.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 15, 1971.

HOUSE BILL NO. 669, clarifying property tax exemptions for nursery stock, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 21 after "nurserymen," strike all the remaining language down to and including "land" on line 22 and insert "*which is owned by the original producer thereof or which has been held or possessed by the nurserymen for 180 days or more, shall, whether personal or real property, be considered the same as [other] growing crops on cultivated lands: PROVIDED, That the nurserymen be licensed by the department of agriculture*"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehne, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 15, 1971.

HOUSE BILL NO. 930, seizing contraband cigarettes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 33 after "knowledge or" strike "reason to suspect" and insert "probable cause to believe"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 15, 1971.

HOUSE JOINT RESOLUTION NO. 1, providing for periodic review of tax exemptions, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 17, after "statute" and before "such" strike "on" and insert "or"

Signed by Representatives Kiskaddon, Vice Chairman, Bagnariol, Benitz, Ceccarelli, Eikenberry, Haussler, Hurley, Kilbury, King, Randall.

MINORITY recommendation: Do not pass. Signed by Representatives Bluechel, Hatfield, Kuehnle, Pardini.

Passed to Committee on Rules and Administration for second reading.

March 15, 1971.

ENGROSSED SENATE BILL NO. 151, implementing school plant facilities bond aid act of 1969, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Charette, Copeland, Costanti, Curtis, Farr, Kirk, Lynch, Marsh, Maxie, Mentor, Merrill, Morrison, North, Paris, Polk, Savage, Shera, Shinpoch, Smith, Wojahn, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 15, 1971.

ENGROSSED SENATE BILL NO. 156, providing for the licensing and regulation of snowmobiles, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with amendments as recommended by the Committee on Natural Resources and Ecology. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Charette, Copeland, Costanti, Curtis, Farr, Kirk, Lynch, Marsh, Mentor, Merrill, Morrison, North, Paris, Polk, Savage, Shera, Shinpoch, Smith, Van Dyk, Wojahn, Zimmerman.

MINORITY recommendation: Do not pass. Signed by Representative McDermott.

Passed to Committee on Rules and Administration for second reading.

March 16, 1971.

SENATE BILL NO. 219, providing authority for first class cities to exchange property for park purposes, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 1, line 4 after "same" strike everything through "*purposes*" on line 16 and insert "*When the language of any instrument by which any property is so acquired limits the use of said property to park purposes and contains a reservation of interest in favor of the grantor or any other person, and where it is found that the property so acquired is not needed for park purposes and that an exchange thereof for other property to be dedicated for park purposes is in the public interest, the city may, with the consent of the grantor or such other person, his heirs, successors, or assigns, exchange such property for other property to be dedicated for park purposes, and may make, execute, and deliver proper conveyances to effect the exchange. In any case where, owing to death or lapse of time, there is neither donor, heir, successor, or assignee to give consent, this consent may be executed by the city and filed for record with an affidavit setting forth all efforts made to locate people entitled to give such consent together with the facts which establish that no consent by such persons is attainable. Title to property so conveyed by the city shall vest in the grantee free and clear of any trust in favor of the public arising out of any prior dedication for park purposes, but the right of the public shall be transferred and preserved with like force and effect to the property received by the city in such exchange*"

On page 7, line 15 add a new section as follows:

"*NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*"

On page 1, line 3 of the title after "35.22.280" insert "*and declaring an emergency*"

Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Bottiger, Eikenberry, Knowles, Marsh, Rosellini, Spanton.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

March 12, 1971.

Mr. Speaker: The Senate has passed:

SENATE BILL NO. 71,  
 SENATE BILL NO. 218,  
 SENATE BILL NO. 233,  
 SENATE BILL NO. 408,  
 SENATE BILL NO. 472,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

March 15, 1971.

Mr. Speaker: The President has signed SENATE CONCURRENT RESOLUTION NO. 19, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 15, 1971.

Mr. Speaker: The President has signed HOUSE CONCURRENT RESOLUTION NO. 26, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE CONCURRENT RESOLUTION NO. 19.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1052, by Representatives Shera and Morrison:

An Act relating to law enforcement officers' and fire fighters' retirement system; amending section 3, chapter 209, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.030; amending section 5, chapter 209, Laws of 1969 ex. sess. as amended by section 3, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.050; amending section 9, chapter 209, Laws of 1969 ex. sess. as amended by section 4, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.090; amending section 10, chapter 209, Laws of 1969 ex. sess. as amended by section 5, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.100; amending section 13, chapter 209, Laws of 1969 ex. sess. as amended by section 8, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.130; amending section 15, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.150; amending section 17, chapter 209, Laws of 1969 ex. sess. as amended by section 12, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.160; amending section 23, chapter 209, Laws of 1969 ex. sess. as amended by section 15, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.180; amending section 16, chapter 209, Laws of 1969 ex. sess. as amended by section 11, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.200; adding new sections to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 1053, by Representatives Williams, Charnley and Douthwaite:

An Act relating to revenue and taxation; empowering counties and cities to fix and impose a license fee or tax on national and state banks, trust companies, mutual savings banks, building and loan associations and savings and loan associations; and amending section 79, chapter 235, Laws of 1945 as amended by section 1, chapter 101, Laws of 1970 ex. sess. and RCW 33.28.040.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1054, by Representatives Williams, Charnley and Douthwaite:

An Act relating to revenue and taxation; and authorizing the levy of an employee tax by certain municipalities.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1055, by Representative Bluechel:

An Act relating to state government.

Referred to Committee on State Government.

HOUSE BILL NO. 1056, by Representative Bluechel:  
An Act relating to state government.  
Referred to Committee on State Government.

HOUSE BILL NO. 1057, by Representatives May, Sawyer, Bledsoe, O'Brien, Adams, Anderson, Backstrom, Bagnariol, Bauer, Brouillet, Chatalas, Gallagher, Grant, Haussler, King, Kirk, Kuehnle, Luders, Marsh, Martinis, McCormick, Moon, Perry, Randall, Rosellini and Wojahn (by Insurance Commissioner request):

An Act relating to insurance; creating the Washington Life Insurance Guaranty Association; providing for a board of directors thereof; setting out certain powers, duties, and functions; providing for certain assessments and funds; providing for the termination of the association and for the disposition of funds thereupon; exempting the association from certain taxes; adding certain sections as a new chapter to Title 48 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 1058, by Representatives May, Sawyer, Bledsoe, O'Brien, Adams, Anderson, Backstrom, Bagnariol, Bauer, Brouillet, Chatalas, Gallagher, Grant, Haussler, King, Kirk, Kuehnle, Luders, Marsh, Martinis, Moon, Perry, Randall, Rosellini and Wojahn (by Insurance Commissioner request):

An Act relating to insurance; creating the Washington Insurance Guaranty Association; providing for a board of directors thereof; setting out certain powers, duties, and functions; providing for certain assessments and funds; providing for the termination of the association and for the disposition of funds thereupon; exempting the association from certain taxes; adding a new chapter to Title 48 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 1059, by Representatives Bluechel, Wolf, King and Perry:

An Act relating to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the higher education personnel law; amending section 10, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.100; amending section 15, chapter 1, Laws of 1961 as amended by section 13, chapter 108, Laws of 1967 ex. sess. and RCW 41.06.150; and declaring an emergency.

Referred to Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 27, by Representatives Bledsoe, Copeland, Newhouse, Morrison, North, Pardini, Swayze and Wolf:

Establishing rules for the first extraordinary session of the 42nd legislature.

#### MOTION

Mr. Morrison moved that the rules be suspended, House Concurrent Resolution No. 27 be advanced to second reading and read the second time in full.

Mr. Grant spoke against the motion, and Mr. Bledsoe spoke in favor of it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Chatalas spoke against the motion to suspend the rules and advance House Concurrent Resolution No. 27 to second reading.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Morrison to suspend the rules and advance House Concurrent Resolution No. 27 to second reading, and the motion was lost by the following vote: Yeas, 49; nays, 48; absent or not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan,

Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—49.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—48.

Absent or not voting: Representatives Maxie, Ross—2.

House Concurrent Resolution No. 27 was passed to Committee on Rules and Administration for second reading.

HOUSE CONCURRENT RESOLUTION NO. 28, by Representatives Goldsworthy, Copeland, Lynch, Moon, Backstrom, Bozarth, Chatalas, Cunningham, Kopet, May, McCormick, O'Brien, Polk, Savage, Shipoch and Wolf:

Directing a study to review appropriation procedures and practices of other states for possible use in this state.

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 28 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 28 was placed on final passage.

Representatives Goldsworthy, Copeland, Moon, O'Brien and Maxie spoke in favor of House Concurrent Resolution No. 28.

House Concurrent Resolution No. 28 was adopted.

#### INTRODUCTION AND FIRST READING

SENATE BILL NO. 71, by Senators Holman, Foley and Newschwander (by Departmental request):

An Act relating to the postal savings system; and enacting the Model Escheat of Postal Savings System Accounts Act.

Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 218, by Senators Twigg and Guess:

An Act relating to municipal airports; and adding a new section to chapter 182, Laws of 1945 and to chapter 14.08 RCW.

Referred to Committee on Local Government.

SENATE BILL NO. 233, by Senators Newschwander, Day and McDougall:

An Act relating to the practice of dentistry; and amending section 1, chapter 130, Laws of 1951 as last amended by section 7, chapter 47, Laws of 1969 and RCW 18.32.030.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 408, by Senators Newschwander, Knoblauch and Talley:

An Act relating to public assistance; concerning the committee on vendor's rates; and adding new sections to chapter 74.32 RCW.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 472, by Senators Guess, Greive and Stender:

An Act relating to industrial insurance; and amending section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050.

Referred to Committee on Labor and Employment Security.

#### MOTION

On motion of Mr. Newhouse, the House recessed until 1:00 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 1:00 p.m.  
The Clerk called the roll and all members were present.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-25, by Representatives Gallagher, Bagnariol, Backstrom, Charnley, Rosellini, Perry, Grant and Thompson:

WHEREAS, Discrimination based on sex is unjust, unfair and against the law of the land; and

WHEREAS, Secretaries employed by the Washington State Legislature are forbidden to wear pantsuits; and

WHEREAS, This rule is discriminatory in that it applies to female secretaries only; and

WHEREAS, This rule is upheld for the reason that male legislators wish to ogle the legs of female secretaries, with or without their permission; and

WHEREAS, A woman's greatest asset is a man's imagination; and

WHEREAS, Pantsuits are suitable dress for female and male state employees, females and males in the business and social world, and male legislative employees;

BE IT THEREFORE RESOLVED, That the rule forbidding pantsuits be either rescinded or applied uniformly to all secretaries and further, to all legislators and legislative employees; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy be forwarded to Greg Klump, an innocent victim of such discrimination, and to those legislators who, in a weak moment, made the rule, and to those legislators who, against the law of the land, wish to uphold it.

Mr. Gallagher moved adoption of the resolution.

The motion was lost, and the resolution was not adopted.

## MOTION

On motion of Mr. Morrison, HOUSE BILL NO. 1029 was rereferred from the Committee on Natural Resources and Ecology to the Committee on Revenue and Taxation.

## MOTION FOR RECONSIDERATION

Mr. Randall, having given notice on the preceding day, moved that the House do now reconsider the vote by which HOUSE BILL NO. 357 passed the House.

Mr. Randall spoke in favor of the motion, and Mr. Gallagher spoke against it.

## POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Randall.

Mr. Randall: "Representative Kuehnle, in your opinion, reading the way this language is now stated, do you feel that as it now reads, we are including the whole area of private employment under the statute RCW 70.84.010?"

Mr. Kuehnle: "Yes, Representative Randall, I don't think there is any question about it. The original statute indicated that the visually handicapped and otherwise physically disabled people should be employed in state service and should be employed in other employment supported in whole or in part by public funds. The inclusion of the words 'including that' now would make it compulsory for private employers to employ physically disabled, visually handicapped, blind and other such employees, if it was shown that the particular disability did not prevent the performance of the work involved. I would therefore interpret it to mean that if an employee came to me seeking employment (let's say the employee had one hand and could only do the given work half as fast as one who had two hands) I would still be obliged to employ him."

## POINT OF INQUIRY

Mr. Gallagher yielded to question by Mr. Randall.

Mr. Randall: "Representative Gallagher, as prime sponsor of the bill, is it your intent that the language now used does not refer to the employment of handicapped people—that the conditions as set forth here do not require the employment of handicapped people in the private sector?"

Mr. Gallagher: "It wasn't intended to take care of the people under the private sector, no. That is what Bill Drafting stated also."

The motion by Mr. Randall, to reconsider the vote by which House Bill No. 357 passed the House, was carried on a rising vote.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of House Bill No. 357.

#### MOTION

Mr. Randall moved that the rules be suspended and House Bill No. 357 be returned to second reading for the purpose of amendment.

The motion was lost on a rising vote.

#### MOTION

On motion of Mr. Morrison, House Bill No. 357 was rereferred to the Committee on Social and Health Services.

#### SECOND READING

HOUSE JOINT MEMORIAL NO. 14, by Representatives Kirk, Eikenberry and Conner:

Petitioning that all of Fort Lawton be made into a city park, and that no part be used as a correctional institution by the Federal Bureau of Prisons.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 14 was placed on final passage.

Representatives Kirk, Eikenberry and Savage spoke in favor of passage of the memorial.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 14, and the memorial passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

House Joint Memorial No. 14, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 218, by Representatives Benitz, Julin and Hubbard:

Authorizing regional law libraries.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 3, line 24 after "sum of" strike "three" and insert "[three] five"

The bill was read the second time.

Mr. Hoggins moved that the committee amendment not be adopted.

Representatives Hoggins and Julin spoke in favor of the motion.

The motion was carried, and the committee amendment was not adopted.

The Clerk read the following amendment by Mr. Randall:

On page 2, section 3, line 26 following "districts," insert "including costs of bookshelves, desks, lights and other equipment needed for the proper housing and use of law resource materials"

With the consent of the House, Mr. Randall withdrew the amendment.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 218 was placed on final passage.

Mr. Benitz spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 218, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives McDermott, Ross—2.

House Bill No. 218, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 248, by Representatives Bottiger, Haussler, North, Merrill, Shera, Wojahn, Maxie, Randall, Bluechel, Kraabel, Cunningham, Blair, Rabel, Grant, Williams, Douthwaite and Paris (by Executive request):

Permitting county road millage funds to be used for other services in unincorporated area of county.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 11 strike all of section 2

Renumber the remaining sections consecutively

On page 1, section 3, line 26 after "fund" insert "*except that revenue diverted under section 1 of this 1971 amendatory act shall be placed in a separate and identifiable account within the county current expense fund*"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

Mr. Mentor moved adoption of the following amendment:

On page 1, section 3, line 25 after "control" and before the period, insert the following: "*PROVIDED, That not more than five mills thereof shall be used for county purposes other than road purposes*"

Representative Mentor spoke in favor of adoption of the amendment, and Representatives Bottiger, Smythe and Kraabel spoke against it.

The amendment by Mr. Mentor was not adopted.

House Bill No. 248 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 248 was placed on final passage.

Representatives Spanton and Beck spoke against passage of the bill, and Representatives Charette, Haussler and North spoke in favor of its passage.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 248, and the bill passed the House by the following vote: Yeas, 77; nays, 21; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Flanagan, Gilleland, Grant, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Wanamaker, Williams, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Beck, Bozarth, Bradley, Conner, Curtis, Farr, Gallagher, Gladder, Goldsworthy, Hansey, Kilbury, Kuehnle, Lynch, Morrison, Newhouse, Pardini, Smith, Spanton, Van Dyk, Wojahn, Wolf—21.

Absent or not voting: Representative Ross—1.

Engrossed House Bill No. 248, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 540, by Representatives Amen, Haussler, Newhouse, Zimmerman, Ceccarelli, Thompson, Pardini, Bledsoe, Benitz, Cunningham, King, Paris, Farr and Hansey (by Executive request):

Regulating pesticides and establishing a control board.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 1, 1971, Fiftieth Day.)

Mr. Amen moved adoption of the committee amendments.

On motion of Mr. Amen, the following amendment to the amendment was adopted:

On page 17, section 22, line 29 after "section" and before "(23)" strike "2" and insert "3"

The committee amendment, as amended, was adopted.

On motion of Mr. Amen, the committee amendment to the title was adopted.

House Bill No. 540 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 540 was placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 540, and the bill passed the House by the following vote: Yeas, 94; nays, 3; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Grant, Hubbard, Kuehnle—3.

Absent or not voting: Representatives Hatfield, Ross—2.

Engrossed House Bill No. 540, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 696, by Representatives Smythe, Adams, Shera, Backstrom, Brown, King, Wojahn, Zimmerman, Kilbury, Cunningham, Charnley, Hoggins, Curtis, North and Wolf (by Executive request):

Providing for a temporary study commission on "no fault" automobile insurance.

The bill was read the second time.

Mr. Marsh moved adoption of the following four amendments which, with the consent of the House, were being considered as one amendment:

On page 1, section 1, line 12 after "plans" and before the period insert "and also in basing liability on the doctrine of comparative negligence"

On page 1, section 1, line 15 after "plan" and before "or" insert ", comparative negligence plan."

On page 1, section 2, line 19 after "insurance" and before the comma insert "and comparative negligence"

On page 3, section 7, line 4 after "proposals" strike the remainder of the section and insert "and also to study and report on the various legal jurisdictions currently using a plan based on the doctrine of comparative negligence; to assess the desirability of adopting such a plan or plans in this state after evaluation of such plans; and if found desirable, to recommend the plan which is best suited to meet the needs and desires of the people of this state."

Mr. Marsh spoke in favor of the amendments, and Mr. Smythe spoke against their adoption.

The amendments were lost on a rising vote.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 696 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill, and Mr. Litchman spoke against it.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Litchman.

Mr. Litchman: "Mr. O'Brien, you are a former chairman of the Legislative Council and you have been Speaker for many years, I wonder if you would comment, in your opinion, as to the necessity of having a study commission on 'no fault' insurance as a separate entity rather than putting it into the hands of the Legislative Council or the present interim committee on insurance."

Mr. O'Brien: "Your question is pretty well put, Mr. Litchman. I know you gave it a great deal of study before you asked me to answer it. The Legislative Council is set up on a broad basis with some of your well qualified and experienced legislators representing both houses on it, and there is no reason at all why the Legislative Council couldn't get involved with this study of 'no fault' insurance. They have the staff. They can do the necessary research. And of course the legislators are well informed on what this whole matter encompasses."

Mr. Shera spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Moon.

Mr. Moon: "This bill provides that the members of this commission will be paid \$25.00 a day expenses. How will this be funded?"

Mr. Smythe: "There is no fund provision within the bill."

Mr. Moon: "I realize that. That is the reason I asked how it would be funded, because as I read the bill, I see there is no fund provision."

Mr. Smythe: "There is no set source for the funds at this point. The Governor could fund it himself out of the emergency funds for those funds that are required. You realize that this bill involves the Insurance Commissioner's office, the Attorney General's office, and other individual citizens as well as the legislative House and Senate, and you have a supplemental budget that can take care of any funds that are required."

Mr. Moon: "Was this an oversight, or was it intentional?"

Mr. Smythe: "No, it was left out. At this point it was not known. You could put it in with the supplemental budget."

Representatives Smith and Hubbard spoke against passage of House Bill No. 696, and Representative Bagnariol spoke in favor of the bill.

Mr. Smythe closed debate, speaking in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 696, and the bill passed the House by the following vote: Yeas, 66; nays, 33; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Grant, Hansey, Harris, Hatfield, Hoggins, Jastad, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, Merrill, Morrison, Newhouse, North, Pardini, Paris, Perry, Rabel, Ross, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Amen, Barden, Beck, Benitz, Bozarth, Bradley, Conway, Costanti, Eikenberry, Flanagan, Gallagher, Gladder, Goldsworthy, Haussler, Hubbard, Hurley, Johnson, Kirk, Knowles, Litchman, May, McDermott, Mentor, Moon, O'Brien, Polk, Randall, Rosellini, Savage, Schumaker, Smith, Spanton, Wanamaker—33.

House Bill No. 696, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Morrison, the House advanced to the tenth order of business.

## THIRD READING

SUBSTITUTE HOUSE BILL NO. 654, by Committee on Revenue and Taxation: Providing additional powers, duties, and functions to the department of revenue. Substitute House Bill No. 654 was read the third time and placed on final passage. Mr. Wolf spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 654, and the bill passed the House by the following vote: Yeas, 80; nays, 19; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—80.

Voting nay: Representatives Brouillet, Conner, Gallagher, Grant, Haussler, Hurley, Johnson, King, Lysen, Martinis, Marzano, May, Moon, Rosellini, Savage, Sawyer, Shinpoch, Van Dyk, Wojahn—19.

Substitute House Bill No. 654, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 986, by Representative Kopet:

Specifying a uniform method of determining fees for physician and dentist services purchased by the department of social and health services.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of Engrossed House Bill No. 986, and the bill was ordered placed on tomorrow's third reading calendar.

ENGROSSED SENATE BILL NO. 380, as amended by the House, by Senators Day, Woodall and Keefe:

Providing for health care benefits in certain circumstances notwithstanding provisions of the insurance contract.

Engrossed Senate Bill No. 380 as amended by the House was read the third time and placed on final passage.

Mr. Shera spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 380 as amended by the House, and the bill passed the House by the following vote: Yeas, 86; nays, 13; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Beck, Brown, Douthwaite, Eikenberry, Farr, McDermott, Mentor, Moon, North, Rabel, Ross, Wanamaker, Williams—13.

Engrossed Senate Bill No. 380 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 718, by Representatives Bledsoe, Marsh, Copeland, Harris, Rosellini, Martinis, Newhouse and Bradley:

Increasing the allowable interest on consumer installment sales to fifteen percent.

Engrossed House Bill No. 718 was read the third time and placed on final passage.

#### PERSONAL PRIVILEGE

Mr. Marsh: "Mr. Speaker, I would like to ask permission to have my remarks and the Columbian editorial of February 26 on "Price of Low Interest" printed in the House Journal."

The Speaker: "Permission granted."

Mr. Marsh: "Thank you, Mr. Speaker, ladies and gentlemen: I rise to speak in favor of House Bill 718. I would like to make just a couple of quick points. First of all, Initiative 245 passed by a vote of the people of 53 percent, or three percent more than a majority. And that was when we were bringing the interest rate down from 18 percent to 12 percent. I submit if there were a vote of the people on 15 percent today, that the vote might go the other way.

"Secondly, I would like to point out that there is a price for low interest, and that is higher cash prices. Studies indicate in Washington State that out of every 100 people, 48 pay cash for general merchandise. Fifty-two use a credit card, but of these 52, 35 percent, or 19 people, pay their accounts in full within 59 days with no service or finance charge. Therefore, out of every 100 customers, 67 people are subsidizing and paying a major portion of part of 33 people's privilege to charge purchases on time. They are paying for it with increased prices of merchandise and other services. Many customers who pay cash borrow their money elsewhere and pay more than 12 percent.

"It is indisputable that there is a price both for the credit user and the cash purchaser in our present arbitrary interest ceiling of 12 percent.

"The third point that I would like to make is that Initiative 245 has created a particular problem on the borders of our state in areas like Vancouver. I have on my desk letters from many of the major merchants in Vancouver indicating how hard it has been on their business; merchants whose stores many of you recognize from your visits to Vancouver on legislative business: Hadley's, Bill Marshall Ford, Sparks Company, Vancouver Furniture Company, Wolf Radio & Electric, Inc., Padden's Men's Store, and many others. They all point out that they are at a real competitive disadvantage with merchants from the Portland

area, because the merchants in Portland can charge 18 percent on credit buying. Portland merchants can offer a lower purchase price, accept a smaller down payment, spread the payments out over a longer period of time, and thereby attract customers who do not have the money for a cash purchase, and who need liberal credit terms. I would submit that business has been badly hurt in Vancouver by Portland competition. There was an excellent editorial in the *Columbian* on February 26th concerning this particular matter. I would like to read just three short paragraphs out of it, and then close. The editorial reads in part:

"The ceiling of one percent a month (twelve percent a year) has resulted in lower interest rates for charge customers all right, but in many stores it has also resulted in higher prices—for all customers.

"The owner of a local furniture store . . . has told us that his credit department operates at a deficit. To offset his losses, he has had to mark up his retail prices—not just for credit customers but for those who pay cash as well. Customers who don't use credit thus are subsidizing those who do.

"A local automobile dealer . . . reports that the one percent ceiling resulted in a \$24,000 loss for him in 1970."

"I would just add that the Chevy dealership—the only one we have selling that make of car in Vancouver—closed its doors this year. The automobile dealership that was referred to in the editorial is one of the other major dealerships.

"I submit that merchants in Vancouver and many other areas of the state are in real trouble as a result of Initiative 245. I submit that we ought to let competition set the rates. I am sure that the rates will not be more than are necessary because of the competitive situation if we take the 12 percent ceiling off and replace it with a 15 percent ceiling.

"I urge your support of House Bill 718."

*The Columbian's Opinion Page*

#### PRICE OF LOW INTEREST

Residents of this area who recently received a new spring-summer mail-order catalog from a firm that will remain unnamed here may have noticed a special section on credit for Washington customers. The extra section is necessary because this firm, and all others doing business in the state, can charge Washington customers no more than 1 per cent a month interest but can charge Oregon customers 1½ per cent.

Customers who buy on credit no doubt are delighted with the lower rate, established by Initiative 245 in 1968. But those who judge themselves fortunate compared to their Oregon neighbors know only half of the story of the effects of that initiative.

The ceiling of 1 per cent a month (12 per cent a year) has resulted in lower interest rates for charge customers all right, but in many stores it also has resulted in higher prices—for all customers.

The owner of a local furniture store (which also will go unnamed) has told us that his credit department operates at a deficit. To offset his losses, he has had to mark up his retail prices—not just for credit customers but for those who pay cash as well. Customers who don't use credit thus are subsidizing those who do.

A local automobile dealer (nameless) reports that the 1 per cent ceiling resulted in a \$24,000 loss for him in 1970.

This new ceiling isn't all roses for the charge customer either. One result has been a sharp cutback in the amount of credit available to customers. The 90-day no-charge account has virtually disappeared. Several merchants report that when buyers can't get credit at a store they sometimes borrow from small loan companies (where the law allows a maximum of 36 per cent annual interest) and then come back to the store to pay cash. That's protecting the buyer from high interest?

Another effect has been to discourage businesses from investing in new retail outlets in the state. The mail-order company cited above has indicated that its losses on credit sales in the state were a major factor in recent decisions to invest in major plant expansions in Arizona and California instead of Washington.

These examples of the ill-effects of Initiative 245 should make clear why the Washington Legislature now is considering a bill which would boost ceilings on retail credit interest. The proposal, House Bill 718, of which Rep. Dan Marsh, D-Vancouver, is a prime sponsor, would allow a maximum of 15 per cent a year (1½ per cent a month). This represents a compromise between the present rate and the 18 per cent a year (1½ per cent a month) allowed before passage of Initiative 245. It also would be lower than Oregon's 18 per cent.

This bill has received strong backing from retailers in the state, especially those in Clark County who must compete with Oregon firms.

It has drawn strong opposition from state labor leaders. Joe Davis, president of the United Labor Lobby, warned legislators that if the bill is passed, labor will push another initiative to re-lower the ceiling. "This time it may be (that) 6 percent will be enough instead of 12," legislators were told by L. H. Pedersen, president of the Pierce County Labor Council. Organized labor also was a main force behind Initiative 245.

Legislators should not let these demagogic threats from labor keep them from passing a bill that we believe provides much needed relief for retail

merchants. We would think that state labor leaders could find causes more worthy of their time and talent than their current efforts to raise havoc with retail credit in the state.

Representatives Bledsoe and Marsh spoke in favor of passage of the bill, and Representatives Grant, Ross, Kilbury, Savage, May and Moon spoke against its passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 718, and the bill passed the House by the following vote: Yeas, 53; nays, 45; absent or not voting, 1.

Voting yea: Representatives Amen, Bagnariol, Barden, Benitz, Berentson, Bledsoe, Bluechel, Bradley, Ceccarelli, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Marsh, Martinis, McCormick, Morrison, Newhouse, North, Pardini, Perry, Polk, Rabel, Rosellini, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Backstrom, Bauer, Beck, Blair, Bottiger, Bozarth, Brouillet, Brown, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Randall, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—45.

Absent or not voting: Representative Zimmerman—1.

Engrossed House Bill No. 718, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, all bills passed on today's third reading calendar were ordered transmitted immediately to the Senate.

#### EXPLANATION OF VOTE

I voted yes on final passage of Engrossed House Bill No. 718 for the following reasons:

There is a price for low interest, and that is higher cash prices. Studies indicate in Washington State that out of every 100 people, 48 pay cash for general merchandise. Fifty-two percent use a credit card, but of these 52, 35 percent, or 19 people, pay their accounts in full within 59 days with no service or finance charge. Therefore, out of every 100 customers, 67 people are subsidizing and paying a major portion of part of 33 people's privilege to charge purchases on time. They are paying for it with increased prices of merchandise and other services. Many customers who pay cash borrow their money elsewhere and pay more than 12 percent.

As the editorial in the *Columbian* on February 26th stated:

"The ceiling of one percent a month (twelve percent a year) has resulted in lower interest rates for charge customers all right, but in many stores it has also resulted in higher prices—for all customers.

"The owner of a local furniture store . . . has told us that his credit department operates at a deficit. To offset his losses, he has had to mark up his retail prices—not just for credit customers but for those who pay cash as well. Customers who don't use credit thus are subsidizing those who do."

I submit that merchants in Vancouver and many other areas of the state are in real trouble as a result of Initiative 245. I submit that we ought to let competition set the rates. I am sure that the rates will not be more than are necessary because of the competitive situation if we take the 12 percent ceiling off and replace it with a 15 percent ceiling. MARK LITCHMAN, 45th District.

#### STATEMENT FOR THE JOURNAL

When the final vote was taken on Engrossed House Bill No. 718, I was talking on the telephone to Ron Richardson of Seattle regarding the appropriation for the University of Washington's Institute of Forest Research. Mr. Richardson had called to discuss this matter as well as several other questions and I missed the vote. This issue has been of considerable concern to businessmen along the Oregon border who must compete with Oregon regarding the prices of their merchandise while handicapped by a differential because of the state sales

tax, the B & O tax, as well as the incentives of cigarette taxes to ship out of the state. As for interest rates I think they are much like any other commodity because they are a form of rent on money, and consequently must be allowed to have some seeking of their own level. As long as small loan companies are allowed to charge over 30 percent interest it seems that the other limits have actually hurt the very people they were intended to help. If the University of Washington studies on this issue are valid, and it would seem they must have some basis in objectivity, then it is important that all working men, labor unions, and other consumers should seriously look at the whole question of interest to determine if there is not a logic to seeking some other means than statute law to keep down one segment of the economy. No one would be pleased if we were to pass a law setting a limit on wages and salaries at the legislative level. The issue in other words is complex and no simple solutions are possible. HAROLD S. (HAL) ZIMMERMAN, 17th District.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the ninth order of business.

## SECOND READING

ENGROSSED SENATE BILL NO. 737, by Senators Twigg, Day, Guess, Cooney and Keefe:

Creating a commission for Expo '74; authorizing bonds and construction.

The bill was read the second time.

Mr. Douthwaite moved adoption of the following amendment:

On page 2, section 4, line 13 after "council." and before "The commission" insert "At least one of the members appointed by the governor and one of the members appointed by the lieutenant governor shall be not more than twenty-five years of age when so appointed."

Mr. Douthwaite spoke in favor of the amendment, and Mr. Pardini spoke against it.

The amendment was lost.

Engrossed Senate Bill No. 737 was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 738, by Senators Twigg, Day, Guess, Cooney and Keefe:

Relating to the filing and licensing of business corporations.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 739, by Senator Twigg:

Pertaining to the acquisition of land and the construction and use of a state building in the city of Spokane.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 604, by Representatives Brouillet and Kirk:

Implementing law relating to the state advisory council on vocational education.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 604 was placed on final passage.

Mr. Brouillet spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 604, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet,

Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Litchman, Pardini, Shera—3.

House Bill No. 604, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Bledsoe, the House deferred consideration of the balance of the bills on today's second reading calendar, and the bills were ordered placed on tomorrow's calendar.

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Wednesday, March 17, 1971.

THOMAS A. SWAYZE, Jr., Speaker.

MALCOLM McBEATH, Chief Clerk.

### SIXTH DAY

#### MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 17, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Newhouse and Randall who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Maurice L. Haehlen of the United Churches of Olympia. Reverend Haehlen requested the members to stand in a moment of silent prayer in tribute to Whitney M. Young, Jr., whose funeral was being held at that moment.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

#### REPORTS OF STANDING COMMITTEES

March 16, 1971.

**HOUSE BILL NO. 721**, directing negotiations for sale of certain trust lands to state parks and recreation commission for recreation purposes, reported by Committee on Natural Resources and Ecology.

**MAJORITY recommendation:** Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Luders, Martinis, McCormick, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams.

Passed to Committee on Rules and Administration for second reading.

March 16, 1971.

HOUSE BILL NO. 869, providing for the licensing of hotels and motels, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 5, line 4 beginning with "The board" strike everything down to and including "chapter 34.04 RCW." and insert "The board shall promulgate such rules and regulations, to be effective no sooner than February 1, 1972, as may be necessary to assure that each transient accommodation will be operated and maintained in a manner consistent with the health and welfare of the members of the public using such facilities. Such rules and regulations shall provide for adequate light, heat, ventilation, cleanliness, and sanitation and shall include provisions to assure adequate maintenance. All rules and regulations and amendments thereto shall be adopted in conformance with the provisions of chapter 34.04 RCW."

Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, Perry, Polk.

Passed to Committee on Rules and Administration for second reading.

March 16, 1971.

HOUSE BILL NO. 905, providing for the redefinition of "public place" for certain purposes, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Anderson, Beck, Bradley, Charnley, Conner, Flanagan, Gallagher, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Schumaker, Spanton, Thompson, Wanamaker, Williams.

MINORITY recommendation: Do not pass. Signed by Representative Zimmerman, Chairman.

Passed to Committee on Rules and Administration for second reading.

March 16, 1971.

SENATE BILL NO. 35, authorizing Eastern Washington State College to grant certain bachelor degrees, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel, Shera, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 16, 1971.

SENATE BILL NO. 208, submitting budgets of four state colleges and state's universities to governor's control, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel, Shera, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

March 16, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 128,

ENGROSSED SENATE BILL NO. 161,

ENGROSSED SENATE BILL NO. 231,

SENATE BILL NO. 851,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1060, by Representatives Kraabel, Thompson, Smythe, Zimmerman, Goldsworthy and Charnley:

An Act relating to public highways; and creating new sections.

Referred to Committee on Transportation.

HOUSE BILL NO. 1061, by Representatives Chatalas, Cunningham and Grant:

An Act relating to motor vehicles; and amending section 6, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.045.

Referred to Committee on Transportation.

HOUSE BILL NO. 1062, by Representative Newhouse:

An Act relating to education, and certain contracts of employment relating thereto; amending section 16, chapter 15, Laws of 1970 ex. sess. and RCW 28A.67.070; amending section 18, chapter 34, Laws of 1969 ex. sess. and RCW 28A.58.515; and amending section 22, chapter 34, Laws of 1969 ex. sess. and RCW 28A.67.065.

Referred to Committee on Education and Libraries.

HOUSE JOINT RESOLUTION NO. 53, by Representatives Smythe, Haussler, North, Thompson, Zimmerman and Bauer (by Urban Affairs Council request):

Providing for optional county charters.

Referred to Committee on Local Government.

ENGROSSED SUBSTITUTE SENATE BILL NO. 128, by Committee on Judiciary:

An Act relating to adoption; and adding new sections to chapter 26.32 RCW.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 161, by Senators Talley, Mardesich and Lewis:

An Act relating to harbor lines; and amending section 1, chapter 139, Laws of 1963 (uncodified), as amended by section 1, chapter 24, Laws of 1967 ex. sess. (uncodified).

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 231, by Senators Newschwander, Day and McDougall:

An Act relating to dental hygienists; and amending section 27, chapter 16, Laws of 1923 as amended by section 4, chapter 47, Laws of 1969 and RCW 18.29.050.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 851, by Senators Day and Guess:

An Act relating to revenue and taxation and empowering townships to make excess property tax levies; amending section 1, chapter 243, Laws of 1969 ex. sess. and RCW 45.82.010; amending section 1, chapter 165, Laws of 1953, as last amended by section 4, chapter 243, Laws of 1969 ex. sess. and RCW 45.12.100; and amending section 84.52.052, chapter 15, Laws of 1961, as last amended by section 1, chapter 113, Laws of 1965 ex. sess. and RCW 84.52.052.

Referred to Committee on Revenue and Taxation.

#### POINT OF INQUIRY

Mr. Gallagher: "Mr. Speaker, I notice you have a different gavel today. Where did it come from?"

The Speaker: "It is a shillelagh presented to me by a good Irish secretary of mine, Carol-Lee Boyle, who picked it up in Ireland, but I can't tell you the county."

Mr. Gallagher: "I believe it was Ardara, County Donegal. That is where my folks were from, too."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-26, by Representatives O'Brien, Chatalas, Ceccarelli, Rosellini, Douthwaite, Charnley, McDermott, Ross, Rabel, Maxie and Williams:

WHEREAS, Grave concern has been widely expressed over the continued ability to provide enlightened and qualified school programs, facilities and teachers in educational districts and institutions of our State; and

WHEREAS, The voters of the City of Seattle have been asked to approve a thirty million one hundred ten thousand dollar levy for the Seattle Public Schools on March 23rd; and

WHEREAS, Passage of this important special school levy is necessary for the

maintenance of high quality education for approximately eighty thousand students in the Seattle area; and

WHEREAS, This school levy, if approved, would provide sixteen percent of the school district 1971-1972 budget and is fifteen percent of the 1972-1973 budget; and

WHEREAS, The failure of said levy to secure the approval of at least sixty percent of the Seattle School District voters will require drastic cuts in the basic skills programs, vocational education and counseling programs, as well as extracurricular activities of the Seattle School District; and

WHEREAS, The curtailment of these programs and facilities will result in irreparable harm to the function of the Seattle School District and the students encompassed therein, now and in the future;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the voters of the Seattle School District are urged to vote for and approve the passage of the special levy on March 23rd, 1971.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to each member of the Seattle School Board.

Mr. O'Brien moved adoption of the resolution.

Representatives O'Brien, Brouillet and Bagnariol spoke in favor of adoption of the resolution, and Representatives Jueling, Julin and Barden spoke against it.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Brouillet, this property tax situation is becoming more confused as we introduce large numbers of bills designed to change the impact of property taxes. I am wondering if you could tell me by what percent the number of dollars that will be collected in the Seattle school district will be increased in 1971 above 1970 as a result of the reevaluation program in the Seattle area."

Mr. Brouillet: "Representative Flanagan, I can't give you those exact statistics here on the floor because I am not prepared to do that, but let me say this: We know that for every dollar collected in new revenue in the City of Seattle for school purposes, less than 15 percent will remain in the local district. The other 85 percent will come to the state as a direct subsidy to the general fund. So if you reevaluate the land up in the 45th district, or any district in Seattle, which is a very low equalization district, most of that money will not be for the people and the taxpayers in the local school districts. Eighty-five percent will come to the general fund. I am sure you know this, but many people around the state assume this property reevaluation is going to help the local districts. It is simply not so."

Mr. Flanagan: "I don't know if it would come to the general fund since it is tied into the school apportionment figure. But I would also like to ask: Assuming that we pass a bill that does roll the 1971 tax collections back to the 1970 level (including the refunds to the taxpayers which is one of the bills that was introduced) what effect will that have on the special levy in the Seattle school district and what will be the result of it?"

Mr. Brouillet: "Representative Flanagan, we all know this will be a loss to other areas of local government, but for the school purposes it won't affect the special levies because most of that money does not go to the local school districts. What it will hurt is the income projected for the general fund because we decrease state support by that amount to the local districts. So special levies won't be affected by property reevaluation. This is a misnomer around the state that property reevaluation is going to help school districts. It is simply not so. As long as you have an equalization formula, it won't happen. Now if you take them off the equalization formula, as counties, cities, fire districts, sewer districts and water districts are, it would be a great help to school districts. But as long as you keep them on the equalization formula, property reevaluation around the state is going to really help the general fund, because we are going to reduce our state support more."

Mr. Flanagan: "Well, of course, the special levies go up or down according to the evaluation of the property, so it would reduce special levies just the same as it would the regular property taxes on the lower evaluation basis."

Mr. Brouillet: "The dollar amount stays the same on the special levies."

Mr. Flanagan: "If the dollar amount stays the same, then, of course, you would have to increase the mill levy on the balance of the taxpayers in the district."

Representative Chatalas spoke in favor of the resolution, and Representatives Conway and Curtis spoke against it.

Mr. O'Brien closed debate, speaking in favor of the resolution.

The resolution was adopted on a rising vote.

#### MOTIONS

On motion of Mr. Morrison, HOUSE BILL NO. 142 was rereferred from today's second reading calendar to the Committee on Local Government.

On motion of Mr. Morrison, HOUSE BILL NO. 340 was rereferred from the Committee on Rules and Administration to the Committee on Local Government.

On motion of Mr. Morrison, HOUSE BILL NO. 594 was rereferred from the Committee on Rules and Administration to the Committee on State Government.

#### SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 27, by Representatives Bledsoe, Copeland, Newhouse, Morrison, North, Pardini, Swayze and Wolf:

Establishing rules for the first extraordinary session of the 42nd legislature.

The resolution was read the second time.

On motion of Mr. Bledsoe, the following amendment by Representatives Sawyer and Bledsoe was adopted:

On page 1, line 18 following "session" insert "": PROVIDED, That this paragraph shall not apply to legislative measures solely related to revenue and taxation or appropriations and budget or redistricting"

House Concurrent Resolution No. 27 was ordered engrossed.

#### MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 27 was placed on final passage.

Representative Bledsoe spoke in favor of the adoption of the resolution, and Representatives King and Savage spoke against it.

#### POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Blair.

Mr. Blair: "Could you clarify for me please whether the actual cut-off date for dropping bills in the hopper would be 5:00 p.m. today, or would it be 5:00 p.m. tomorrow?"

Mr. Bledsoe: "Perhaps I would defer to the Speaker on this because he has a point of view that you should have officially."

The Speaker: "I must report that according to the Code Reviser's office, it would be 5:00 p.m. today."

Mr. Blair spoke against adoption of the resolution.

Engrossed House Concurrent Resolution No. 27 was lost on a rising vote.

#### NOTICE OF RECONSIDERATION

Mr. Blair served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Joint Resolution No. 27 failed to pass the House.

#### MOTIONS

On motion of Mr. Morrison, the House deferred further consideration of today's second reading calendar, and the bills were ordered placed on tomorrow's second reading calendar.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, March 18, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## SEVENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 18, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Douthwaite, Moon, Newhouse and Shera who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Maurice L. Haehlen of the United Churches of Olympia.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House the Honorable Shalom Levine, Member of the Parliament of Israel, and requested that Representatives Wojahn and Costanti and the Sergeant at Arms conduct him to a place on the rostrum.

The Speaker: "Our distinguished visitor, the Honorable Shalom Levine, resides in Tel Aviv. He was born in Poland. He is General Secretary of Israel Teachers Union and a Member of Parliament."

The Honorable Shalom Levine addressed the House briefly and brought greetings from Israel.

Representatives Wojahn and Costanti and the Sergeant at Arms conducted the Honorable Shalom Levine from the rostrum.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 16, 1971.

HOUSE BILL NO. 51, providing for a professional practice commission relating to the certification of teachers, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 4, line 20 after "Sec. 4" strike "The commission shall" and insert "Subject to the review and approval of the state board of education, the commission shall"

On page 5, section 8, line 18 after "commission" and before "shall" insert "*subject to the approval of the state board of education,*"

On page 5, section 8, line 22 strike "[board] commission" and insert "board"

On page 5, section 8, line 26 after "[board]" and before "rules" strike "commission" and insert "*such*"

Signed by Representatives Hoggins, Chairman, Brouillet, Brown, Charette, Costanti, Johnson, Jones, McDermott, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Hatfield, May. Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 544, relating to unconventional automobile propulsion systems, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 596, providing for changes in priority of claims on contractors' bonds, reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Kuehne, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, Perry, Polk, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 778, establishing a "Citizens-Legislative Task Force," reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 813, requiring prequalification of electrical contractors doing business with electrical utilities, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 18 after "court of" insert "the county where the utility district is situated or"

On page 2, section 1, line 18 after "within" strike "five" and insert "fifteen"

On page 3, section 2, line 25 after "court of" insert "the county where the utility district is situated or"

On page 3, section 2, line 25 after "within" strike "five" and insert "fifteen"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Spanton, Swayze.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 841, requiring that provision be made for handicapped persons in public accommodations, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 1059, making changes in the law pertaining to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the higher education personnel law, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 1, line 13 after "given" insert ": PROVIDED HOWEVER, That the widow of a veteran shall be entitled to the benefits of this act regardless of the veteran's length of active military service"

On page 5, section 2, line 24 after "given" insert ": PROVIDED, HOWEVER, That the widow of a veteran shall be entitled to the benefits of this act regardless of the veteran's length of active military service"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Spanton, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

ENGROSSED SENATE BILL NO. 394, establishing the Washington commission on Mexican-American affairs, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 3, line 6 after "Members" insert "shall serve at the pleasure of the governor and"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

March 17, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SUBSTITUTE SENATE BILL NO. 51,  
ENGROSSED SENATE BILL NO. 209,

SUBSTITUTE SENATE BILL NO. 226,  
 ENGROSSED SENATE BILL NO. 469,  
 SENATE BILL NO. 526,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1063, by Representative Kopet:  
 An Act relating to the sale of public lands.  
 Referred to Committee on State Government.

HOUSE BILL NO. 1064, by Representative Kopet:  
 An Act relating to state government; amending section 1, chapter 61, Laws of 1961 and RCW 15.76.100; amending section 2, chapter 61, Laws of 1961 and RCW 15.76.110; amending section 6, chapter 61, Laws of 1961 as amended by section 2, chapter 32, Laws of 1965 ex. sess. and RCW 15.76.150; amending section 8, chapter 61, Laws of 1961 and RCW 15.76.170; amending section 9, chapter 55, Laws of 1933 as last amended by section 7, chapter 148, Laws of 1965 and RCW 67.16.100; amending section 2, chapter 94, Laws of 1969 ex. sess. and RCW 67.16.130; amending section 4, chapter 148, Laws of 1965 and RCW 43.31.820; amending section 5, chapter 148, Laws of 1965 and RCW 43.31.830; amending section 6, chapter 148, Laws of 1965 and RCW 43.31.840; creating new sections; repealing section 35, chapter --, Laws of 1971 (Substitute House Bill No. 151); abolishing certain funds and transferring moneys therein; making appropriations; declaring an emergency; and making an effective date.

Referred to Committee on Agriculture.

HOUSE BILL NO. 1065, by Representatives Mentor, Randall, Farr and Charnley:

An Act relating to revenue and taxation; suspending the payment of real property taxes for certain qualified taxpayers; amending section 84.56.020, chapter 15, Laws of 1961 as amended by section 3, chapter 216, Laws of 1969 ex. sess. and RCW 84.56.020; amending section 84.60.020, chapter 15, Laws of 1961 and RCW 84.60.020; and creating new sections.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1066, by Representative Conner:

An Act relating to housing authorities; providing for compensation for housing authority commissioners; and amending section 35.82.040, chapter 7, Laws of 1965 and RCW 35.82.040.

Referred to Committee on Local Government.

HOUSE BILL NO. 1067, by Representatives Kilbury, Benitz and Johnson:

An Act relating to harbor lines; and directing the establishment of harbor lines in the Columbia river in front of Pasco, Richland, and Kennewick.

Referred to Committee on Natural Resources and Ecology.

HOUSE BILL NO. 1068, by Representatives Bottiger, Adams, Sawyer, Wojahn and Wolf:

An Act relating to property taxes; providing for notice thereof for the legal owners of property; adding a new section to chapter 84.40 RCW; amending section 10, chapter 146, Laws of 1967 ex. sess. and RCW 84.40.045; and providing penalties.

Referred to Committee on Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 15, by Representatives Bledsoe, King, Brown, Ceccarelli, Grant, Charnley, Rosellini, McDermott, Kiskaddon, Jones, Gilleland, Blair, Kraabel, Smythe, Lysen, Brouillet, Rabel, Ross, Backstrom, Paris and Chatalas (by Executive request and by Secretary of State request):

Ratifying a proposed amendment to the U. S. Constitution allowing Congress to set the voting age.

## MOTIONS

On motion of Mr. Morrison, the rules were suspended, House Joint Memorial No. 15 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 15 was placed on final passage.

Mr. Bledsoe moved that the House defer consideration of House Joint Memorial No. 15 on third reading, and the memorial be placed on today's third reading calendar.

Mr. Bledsoe spoke in favor of the motion.

## PARLIAMENTARY INQUIRY

Mr. O'Brien: "What order of business is House Joint Memorial No. 15 on now?"

The Speaker: "House Joint Memorial No. 15 was read in under 'Introduction and First Reading of Bills, Memorials and Resolutions'—the sixth order of business."

Mr. O'Brien: "Is it on second reading now?"

The Speaker: "The motion was made to suspend the rules and advance it to second reading, and then to third reading. It is now on third reading. The question before the House is the motion to defer further consideration at this time and place it on today's third reading calendar, which would be the appropriate order of business."

The motion by Mr. Bledsoe to defer consideration of House Joint Memorial No. 15 was carried.

## INTRODUCTION AND FIRST READING

HOUSE JOINT RESOLUTION NO. 54, by Representatives Kiskaddon, King, Brown, North, Mentor and Charnley:

Amending the Constitution to authorize an income tax and revise tax structure.  
Referred to Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 29, by Representatives Kilbury, Shinpoch, McDermott, Charnley, Williams, Bagnariol, Lysen, Perry, Grant, Maxie, Ross, Sawyer, Douthwaite, Kirk, Rosellini, Chatalas, O'Brien, Marzano, Wojahn, Litchman, Eikenberry, Brouillet, Ceccarelli, Rabel and Bradley:

Authorizing a study of the feasibility of incorporating existing rail facilities into urban mass transportation systems.

Referred to Committee on Transportation.

ENGROSSED SUBSTITUTE SENATE BILL NO. 51, by Committee on Medicine, Dentistry and Health Care, Air and Water Pollution:

An Act relating to businesses and professions; amending section 10, chapter 323, Laws of 1959 and RCW 18.08.190; amending section 3, chapter 201, Laws of 1967 and RCW 18.28.030; amending section 1, chapter 83, Laws of 1953 and RCW 18.36.115; amending section 6, chapter 108, Laws of 1937 and RCW 18.39.050; amending section 11, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.110; amending section 6, chapter 4, Laws of 1919 and RCW 18.57.050; amending section 36, chapter 202, Laws of 1955 and RCW 18.71.080; amending section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070; amending section 20, chapter 70, Laws of 1965 and RCW 18.83.072; amending section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965 and RCW 18.83.090; amending section 43, chapter 52, Laws of 1957 and RCW 18.85.200; amending section 4, chapter 200, Laws of 1959 and RCW 18.90.040; amending section 19, chapter 71, Laws of 1941, as last amended by section 9, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.145; amending section 10, chapter 121, Laws of 1899 as last amended by section 2, chapter 38, Laws of 1963 and RCW 18.64.040; and amending section 12, chapter 213, Laws of 1909 as last amended by section 3, chapter 38, Laws of 1963, and RCW 18.64.043; adding new sections and repealing section 9, chapter 38, Laws of 1963 and RCW 18.64.140.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 209, by Senators Day, Henry and Huntley:

An Act relating to motor vehicles; and amending section 46.44.040, chapter 12, Laws of 1961, and RCW 46.44.040.

Referred to Committee on Transportation.

SUBSTITUTE SENATE BILL NO. 226, by Committee on Judiciary:

An Act relating to condemnation actions; requiring the state to pay certain costs; and amending section 3, chapter 213, Laws of 1955 and RCW 8.04.080.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 469, by Senators Sandison, Atwood, Foley, Holman and Gissberg:

An Act relating to state institutions of higher education; establishing an administrative procedures act for state institutions of higher education; authorizing the delegation of powers; amending section 15, chapter 234, Laws of 1959 as last amended by section 1, chapter 71, Laws of 1967 ex. sess. and RCW 34.04.150; adding new sections to chapter 223, Laws of 1969 ex. sess. and to Title 28B RCW as a new chapter thereof; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Higher Education.

SENATE BILL NO. 526, by Senators Greive, Stender and Cooney:

An Act relating to special purpose districts; providing that sewer or water districts may provide term life insurance for employees or commissioners; amending section 1, chapter 261, Laws of 1961 and RCW 56.08.100; and amending section 2, chapter 261, Laws of 1961 and RCW 57.08.100.

Referred to Committee on Local Government.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-27, by Representatives Smythe, Amen and Kraabel:

WHEREAS, RCW 28A.67.065 provides that "Every board of directors, in accordance with procedure provided in RCW 28A.72.030, shall establish an evaluative criteria and procedures for all certificated employees. Such procedure shall require not less than annual evaluation of all employees. New employees shall be evaluated within the first ninety calendar days of their employment. Every employee whose work is judged unsatisfactory shall be notified in writing of stated areas of deficiencies along with recommendations for improvement by February 1st of each year. A probationary period shall be established from February 1st to April 15th for the employee to demonstrate improvement;" and

WHEREAS, Evidence has been presented to the 42nd Legislature that some school districts have not complied with this provision; and

WHEREAS, It has been alleged that a probationary period is needed to guarantee competent teachers; and

WHEREAS, Little evidence has been presented that school districts are unable to terminate the employment of teachers not meeting minimal performance levels.

NOW, THEREFORE, BE IT RESOLVED, That the Joint Committee on Education, in cooperation with WSSDA and other interested groups, is authorized to conduct a study and prepare a report to the 1972 Session of the Legislature on individual district experience in terminating teacher employment for the years 1965-1972, to include:

- (1) Number of individual school district attempts to terminate teacher employment;
- (2) Number of proposed nonrenewals of teacher contracts;
- (3) Number of contested nonrenewals heard at the school board level, superior court level, and supreme court level, and the disposition of each case;
- (4) Number of proposed teacher discharges;
- (5) Number of discharge cases heard at the school board level, superior court level, and supreme court level, and the disposition of each case;
- (6) Reported causes of proposed discharge and nonrenewal in each case and the experience and educational level of each teacher whose contract is involved;
- (7) Specific evaluation criteria, teacher development programs, and related policies followed by individual districts; and
- (8) The results of followup interviews with individual teachers involved in the above cases; and

BE IT FURTHER RESOLVED, by the House of Representatives, That the Joint Committee on Education is authorized to prepare and submit to the 1972 Session of the

Legislature, any recommended legislation regarding probationary periods, tenure laws, and mandated criteria and policies deemed necessary to provide quality teaching.

Mr. Smythe moved adoption of the resolution.

Mr. Smythe spoke in favor of adoption of the resolution, and Mr. Charette spoke against it.

Mr. Hatfield moved adoption of the following amendment to the Resolution.

**At the end of paragraph 4, strike "not meeting minimal performance levels"**

Representatives Hatfield and Smythe spoke in favor of the amendment.

The amendment by Mr. Hatfield was adopted.

The Speaker stated the question before the House to be House Floor Resolution No. 71-27 as amended.

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Lysen.

Mr. Lysen: "My question is: Is it the intent of this resolution to apply to administrators as well as classroom teachers?"

Mr. Smythe: "I think you are talking about certificated teachers. Of course administrators also hold certificates. When you talk about the probationary bills that have been offered to date, they are dealing with new teachers. Not even the sponsors of these bills, including Mr. Charette who happens to be sponsoring one here dealing only with a two-year period on new teachers, are getting at the problem of weak administrators and bad administrators. If my belief is borne out here you are going to find the problem is bad administrators who are weak and don't know how to do the job effectively. So you are evaluating administrators in that way. If you care to amend this, to make sure they are involved in it, feel free."

Mr. Lysen: "I would support this resolution if that is the intent. I feel the vote yesterday on the Seattle levy indicates a certain amount of lack of confidence in the direction our schools are going. I think they are getting topheavy with administrators. We had thirty-two votes against endorsing the Seattle school levy, and that is like voting against motherhood. I think this is part of the problem that this resolution is attempting to get at—the topheavy bureaucracy where the goal in education is not to be a good teacher but to be an administrator and get out of the classroom as fast as you can. I would support this resolution on that basis."

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mr. Smythe, you said that you don't mind broadening this a bit. I wondered if you would mind broadening it to the point where it would cover the problem of tenure at our state universities?"

Mr. Smythe: "I would be happy to support your resolution if you would like to introduce one at that level."

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Luders.

Mr. Luders: "First of all, Mr. Smythe, unless I can't read, it seems to me that paragraph 4, 'WHEREAS, Little evidence has been presented that school districts are *unable* to terminate' should read 'are *able* to terminate,' if that is what the intent of the resolution is."

Mr. Smythe: "No, it is worded correctly. There has been little evidence submitted to any committee I have been on where the teachers are unable to terminate other than lack of courage, preparation, and knowing what their job is all about as administrators. That is exactly what I meant to say."

Mr. Brouillet spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Brown.

Mr. Brown: "Mr. Charette, would you explain just why you think this resolution is antithetical to your amendment? Why would a vote for this resolution be a vote against your amendment? This I gather is the gist of your earlier comments."

Mr. Charette: "Mr. Brown, the only thing I know at this point is from the experiences I have had in the past. I had an experience a couple of days ago when I tried to get my tenure bill out of the Education Committee. I thought I had enough votes, and somebody showed up with a study resolution in the committee. I sensed that this is kind of the ostrich burying

his head in the sand. I don't think that it necessarily follows that if you vote for this resolution you have to vote against my amendment, but I do think that the legislature should consider the problem. And I am suggesting that I am giving them an opportunity to consider the problem. If it is the will of the majority of this body not to establish probationary periods, as always I will accept the will of the majority."

Mr. Brown spoke in favor of the resolution.

Mr. Bradley moved adoption of the following amendment to the resolution:

In paragraph 1, line 4 after "certificated employees" insert "*and administrators*"

Representatives Bradley and Smythe spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Blair: "Point of order, Mr. Speaker. The proposed insertion, as I read the resolution, goes into a quotation from an RCW. I really feel that it would be out of order for us to amend an RCW by this process."

#### RULING BY THE SPEAKER

The Speaker: "It wouldn't necessarily be out of order, but it certainly is a good argument against the amendment."

The amendment by Mr. Bradley was not adopted.

The Speaker stated the question before the House to be the adoption of House Resolution No. 71-27 as amended.

The resolution was adopted on a rising vote.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker (Mr. Copeland presiding) called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Bottiger, Douthwaite, Moon and Newhouse. Representatives Douthwaite, Moon and Newhouse were excused.

#### MOTION FOR RECONSIDERATION

Mr. Blair, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Concurrent Resolution No. 27 failed to pass the House.

The motion was carried.

#### MOTION

On motion of Mr. Bledsoe, Engrossed House Concurrent Resolution No. 27 was rereferred to Committee on Rules and Administration.

#### SECOND READING

HOUSE BILL NO. 343, by Representatives Pardini, Lysen and Kraabel:  
Setting out U. S. history and state history requirement for the common schools.

#### MOTIONS

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 343, and the bill was ordered placed at the bottom of today's second reading calendar.

On motion of Mr. Bledsoe, the House advanced to page 3 of the second reading calendar, marked "Consent Calendar."

HOUSE BILL NO. 115, by Representatives Charette, Curtis and Bagnariol:

Regulating persons holding agents licenses issued by the Washington state liquor control board and who represent holders of certificates of approval.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 115 was placed on final passage.

Mr. Charette spoke in favor of passage of the bill, and Mr. Wolf spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 115, and the bill failed to pass the House by the following vote: Yeas, 48; nays, 38; absent or not voting, 13.

Voting yea: Representatives Amen, Anderson, Backstrom, Beck, Bluechel, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Lysen, Martinis, May, McCormick, North, O'Brien, Pardini, Perry, Polk, Rabel, Rosellini, Savage, Shera, Thompson, Wojahn—48.

Voting nay: Representatives Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Brown, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gladder, Hansey, Harris, Hoggins, Hubbard, Kirk, Kiskaddon, Luders, McDermott, Mentor, Merrill, Morrison, Paris, Randall, Ross, Schumaker, Shipoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman—38.

Absent or not voting: Representatives Adams, Bagnariol, Bottiger, Douthwaite, Litchman, Marsh, Marzano, Maxie, Moon, Newhouse, Sawyer, Williams, Mr. Speaker—13.

House Bill No. 115, having failed to receive the constitutional majority, was declared lost.

HOUSE BILL NO. 254, by Representatives Bluechel, Perry and Kraabel (by Secretary of State request):

Raising secretary of state fees for searches and copies of corporate filings.

Committee recommendation: Majority, do pass with the following amendment:

On page 5, section 4, line 2 after "group" strike all the matter down to and including "(2) For" on line 6 and insert "for"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

House Bill No. 254 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 254 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 254, and the bill passed the House by the following vote: Yeas, 88; nays, 0; absent or not voting, 11.

Voting yea: Representatives Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—88.

Absent or not voting: Representatives Adams, Bagnariol, Blair, Bottiger, Douthwaite, Litchman, Maxie, Moon, Newhouse, Sawyer, Mr. Speaker—11.

Engrossed House Bill No. 254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 278, by Representatives Hansey, Conner and Kraabel (by Departmental request):

Directing a study of local governmental units.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 12 after "government," insert "public corporations including irrigation districts."

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

House Bill No. 278 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 278 was placed on final passage.

Mr. Hansey spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Hansey yielded to question by Mr. Haussler.

Mr. Haussler: "What is the fiscal impact of this bill?"

Mr. Hansey: "The fiscal impact of this bill is zero. The Soil and Water Conservation Committee will be able to make the study with its existing budget and existing personnel."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 278, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—92.

Absent or not voting: Representatives Beck, Blair, Bottiger, Douthwaite, Moon, Newhouse, Mr. Speaker—7.

Engrossed House Bill No. 278, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I want to be recorded as voting in favor of Engrossed House Bill No. 278. I was at my desk in front of the bar of the House. When the Speaker started the roll call machine, the Chairman of the Judiciary Committee diverted my attention concerning the next bill on the calendar and I failed to close my switch in time to be recorded. This is the first roll call vote I have missed since the 1963 legislative session. C. W. "RED" BECK, 23rd District.

HOUSE BILL NO. 384, by Representatives Beck, Wanamaker, Berentson and Amen (by Departmental request):

Providing witness fees for state patrol.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendment see Journal February 24, 1971, Forty-fifth Day.)

The bill was read the second time.

Mr. Julin moved adoption of the committee amendment and spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Mentor.

Mr. Mentor: "What happens to this \$50.00?"

Mr. Julin: "It belongs to the State Patrol Fund. It does not go to the officer himself—it goes to the Washington State Patrol."

Mr. Mentor: "Also, do the city police officers or deputy sheriffs get paid when they testify in court?"

Mr. Julin: "This bill does not deal with that subject, and I believe that they do not."

The committee amendment was adopted.

House Bill No. 384 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 384 was placed on final passage.

Mr. Beck spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Wanamaker yielded to question by Mr. Kraabel.

Mr. Kraabel: "Representative Wanamaker, it is my recollection from sitting through the Appropriations Subcommittee meetings in Transportation Committee that in the budget that was approved there (which has not come to second reading yet but which was passed out of that committee) the level of funding for the state patrol was advanced somewhat, first of all, from what was recommended in the governor's budget. This advancement was predicated, in part, on the fact that some time is lost when these state patrol officers do have to testify in court. Now, if we do adopt this, are we funding that doubly, assuming that we do go ahead and adopt the budget as it came out of the transportation committee?"

Mr. Wanamaker: "No, we will not be funding it doubly. This goes into the state patrol fund, but it also needs the additional funding we have in the budget in order to add the 35 men necessary to the state patrol and to pay the overtime instead of giving compensatory time."

#### POINT OF INQUIRY

Mr. Beck yielded to question by Mr. Mentor.

Mr. Mentor: "You said a few minutes ago that this will fund up to, I believe you said, 32 state patrolmen—equivalent to the amount of money that it costs to keep 32 state patrolmen?"

Mr. Beck: "No, that's wrong, Joe. When we give these state patrolmen compensatory time off, we are losing their services on the highway. What this does is cut that down, and it will have a substantial effect. The funds received from it will not pay for an additional 32 men. The time we are going to save, though, has been estimated as putting the productivity of 32 patrolmen on."

Mr. Mentor: "Therefore, if this bill passes, I understand then we will be able to cut from the appropriation the amount of money equivalent to keeping 32 state patrolmen on in the state of Washington. That is the way I understood your testimony."

Mr. Beck: "You can imagine anything you want."

#### POINT OF INFORMATION

Mr. Amen: "I checked with the state patrol yesterday, and it will save at least \$25,000 per annum. This is far from 32 state patrolmen."

Mr. Wanamaker spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Beck yielded to question by Mr. Van Dyk.

Mr. Van Dyk: "Representative Beck, if I understand this bill, if a man is charged with a traffic offense or fined by the state patrol, and he wishes to prove his innocence, and it requires the testimony of the state patrol, he is going to have to pay for that service now. Is that correct?"

Mr. Beck: "If he is going to challenge it in court, and the state patrol is going to be called in as a witness, yes, it is going to cost him."

Mr. Van Dyk: "Would there be any other way to prove his innocence but to challenge the charge and bring the state patrol in front of them?"

Mr. Beck: "That is a judicial decision. I would be unable to answer that. I would refer it to Representative Julin or Representative Spanton who is an old police court judge."

Mr. Spanton: "To clear the matter up, this has nothing whatever to do with a criminal case. Anytime the officer files a complaint, or is a prime witness in a criminal action, it says in the bill that this is governed by the criminal action subject to the prosecuting attorney's office and he is required to attend. This merely involves civil actions where they call the officer in and ask for his testimony."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 384, and the bill passed the House by the following vote: Yeas, 87; nays, 6; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—87.

Voting nay: Representatives Bradley, Knowles, Kraabel, Lysen, Mentor, Van Dyk—6.

Absent or not voting: Representatives Blair, Bottiger, Douthwaite, Moon, Newhouse, Mr. Speaker—6.

Engrossed House Bill No. 384, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### NOTICE OF RECONSIDERATION

Mr. Bledsoe served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which House Bill No. 115 failed to pass the House.

HOUSE BILL NO. 391, by Representatives Amen, Moon, Goldsworthy and Copeland: Authorizing the sale, lease, or exchange of certain properties by Washington State University.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 391 was placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 391, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe,

Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—93.

Absent or not voting: Representatives Blair, Bottiger, Douthwaite, Moon, Newhouse, Mr. Speaker—6.

House Bill No. 391, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 398, by Representatives Charnley, Cunningham and Douthwaite (by Departmental request):

Providing for a study of scenic recreational state highways.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 2, line 11 beginning with "highway commission" strike everything down to and including "The highway commission" on line 14 and insert "joint committee on highways is authorized and directed to employ an independent consultant to study the concept of a scenic recreational highway system with the cooperation and advice of the highway commission, parks and recreation commission, department of natural resources and the game commission. The committee"

On page 2, beginning on line 14 strike all of section 3 and insert a new section as follows:

"NEW SECTION. Sec. 3. The joint committee on highways shall report any results of said study to the 1973 regular legislative session."

The bill was read the second time.

On motion of Mr. Spanton, the committee amendments were adopted.

House Bill No. 398 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 398 was placed on final passage.

Mr. Charnley spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 398, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Blair, Douthwaite, Moon, Newhouse—4.

Engrossed House Bill No. 398, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 414, by Representatives Paris, McDermott, Zimmerman and Charette (by Joint Committee on Governmental Cooperation request and by Departmental request):

Placing children in agencies according to interstate compact.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 14 after "boarding home" insert "or"

The bill was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

House Bill No. 414 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 414 was placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 414, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Blair, Douthwaite, Moon, Newhouse—4.

Engrossed House Bill No. 414, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 431, by Representatives Bluechel, Charnley and Cunningham (by Secretary of State request):

Establishing fee schedule for search requests.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 19 after "*group*" strike all the matter down to and including "(2) *For*" on line 23 and insert "*for*"

The bill was read the second time.

On motion of Mr. Cunningham, the committee amendment was adopted.

House Bill No. 431 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 431 was placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 431, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Blair, Douthwaite, Moon, Newhouse—4.

Engrossed House Bill No. 431, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 466, by Representatives Kuehnle, Randall, Kopet and Backstrom: Permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 21 after "services" insert ": PROVIDED FURTHER, That the provisions of this act shall expire on December 31, 1971 and be of no force or effect after that date"

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendment was adopted.

House Bill No. 466 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 466 was placed on final passage.

Mr. Kuehnle spoke in favor of the bill.

#### PARLIAMENTARY INQUIRY

Mr. Kuehnle: "Mr. Speaker, may I at this time move to suspended the rules, and move this bill back to second reading? I tried to stand to oppose the amendment and wasn't recognized. I really fear the amendment ruins the bill."

The Speaker (Mr. Copeland presiding): "Mr. Kuehnle, our rules provide that a motion may not be made during a speech."

#### MOTION

On motion of Mr. Bledsoe, the rules were suspended and Engrossed House Bill No. 466 was returned to second reading for the purpose of amendment.

#### MOTION FOR RECONSIDERATION

Mr. Bottiger, having voted on the prevailing side, moved that the House do now reconsider the vote by which the committee amendment to House Bill No. 466 was adopted.

Representatives Hoggins, Mentor and Brouillet spoke against the motion to reconsider, and Representatives Kuehnle and Bottiger spoke in favor of it.

The motion by Mr. Bottiger was carried on a rising vote.

#### RECONSIDERATION

The Speaker (Mr. Copeland presiding) stated the question before the House to be the committee amendment to House Bill No. 466.

Mr. Hoggins spoke in favor of the amendment, and Mr. Randall spoke against it.

Mr. Brouillet demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the reconsideration of adoption of the committee amendment to House Bill No. 466, and the committee amendment was lost by the following vote: Yeas, 45; nays, 47; absent or not voting, 7.

Voting yea: Representatives Adams, Anderson, Beck, Brouillet, Brown, Charette, Chamley, Chatalas, Conner, Costanti, Cunningham, Gilleland, Grant, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Luders, Lysen, Marsh, Marzano, Maxie, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Rabel, Rosellini, Ross, Sawyer, Thompson, Williams, Wojahn, Zimmerman—45.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Ceccarelli, Copeland, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hubbard, Juelling, Kopet, Kraabel, Kuehnle, Litchman, Lynch, May, McCormick, Morrison, Pardini, Polk, Randall, Savage, Schumaker, SHERA, Shipoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf—47.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Martinis, Moon, Newhouse, Mr. Speaker—7.

House Bill No. 466 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 477, by Representatives Thompson, Zimmerman, Brouillet and Berentson:

Providing needed capital for investment in natural resource management on granted lands and second class tide and shore lands.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 477 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 477, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnie, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse—5.

House Bill No. 477, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 490, by Representatives Hoggins, Cunningham, Shera and Brouillet (by Superintendent of Public Instruction request):

Defining certain terms relating to vocational education.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 490, and the bill was ordered placed on tomorrow's second reading calendar.

HOUSE BILL NO. 492, by Representatives Bluechel, Charette and Brown (by Departmental request):

Providing for abolishment of the administrative board.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 492 was placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 492, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnie, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick,

McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Wojahn—1.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse—5.

House Bill No. 492, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 495, by Representatives Gallagher, Copeland and King (by Departmental request):

Providing for the regulation of water well construction.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 4, line 2 after "may" insert "in cooperation with the department of social and health services"

On page 5, section 8, line 2 after "department" insert "and the department of social and health services"

On page 5, section 9, line 15 strike all matter after "department" down to and including "thereof" on line 16 and insert "by the director, one member from the department of social and health services by the secretary"

On page 6, section 11, line 18 after "department" insert "or the department of social and health services"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 495 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 495 was placed on final passage.

Mr. Gallagher spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 495, and the bill passed the House by the following vote: Yeas, 91; nays, 2; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Amen, Hubbard—2.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse, Pardini—6.

Engrossed House Bill No. 495, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 564, by Representatives Julin, Bottiger and Moon:

Relating to materialmen's and mechanics' liens and registered or licensed contractors or subcontractors.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 1, line 12 after "RCW" insert "or licensed under chapter 19.28 RCW"

On page 2, section 1, line 16 after "registration" insert "or license issued pursuant to chapter 19.28 RCW"

On page 2, section 2, lines 24-26 after "property," on line 24 strike everything through "registration" on line 26 and insert "or his agent, [contractor or subcontractor]"

On page 2, section 2, lines 29-31 beginning with "his" on line 29 strike everything through "registration" on line 31 and insert "or his agents, [contractor or subcontractor]"

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

On motion of Mr. Julin, the following amendment by Representatives Bottiger and Julin was adopted:

On page 1, section 1, line 8 after "RCW" strike "60.94.010" and insert "60.04.010"

House Bill No. 564 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 564 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 564, and the bill passed the House by the following vote: Yeas, 91; nays, 3; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Charette, Grant, Sawyer—3.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse—5.

Engrossed House Bill No. 564, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 634, by Representatives Paris, Conner, Benitz and Adams:

Relating to the coordinating council for occupational education.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 634 was placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 634, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse—5.

House Bill No. 634, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 676, by Representatives Benitz, Kilbury and Van Dyk:  
Licensing of commercial feed lots and identification of cattle therein.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 676 was placed on final passage.

Mr. Benitz spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 676, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representative Conner—1.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse, Smythe—6.

House Bill No. 676, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 705, by Representatives Amen, Haussler, Copeland, Moon, Bledsoe and Bozarth:

Amending certain regulations of public livestock markets and powers of director of agriculture.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 705 was placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 705, and the bill passed the House by the following vote: Yeas, 91; nays, 3; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Hubbard, Julin, Schumaker—3.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse--5.

House Bill No. 705, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 706, by Representatives Flanagan, Amen, Haussler, Benitz, Bozarth and Kilbury:

Amending certain regulations of commission merchants.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 706 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 706, and the bill passed the House by the following vote: Yeas, 92; nays, 2; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker--92.

Voting nay: Representatives Shinpoch, Wojahn--2.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse--5.

House Bill No. 706, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

#### THIRD READING

ENGROSSED HOUSE BILL NO. 986, by Representative Kopet:

Specifying a uniform method of determining fees for physician and dentist services purchased by the department of social and health services.

On motion of Mr. Bledsoe, Engrossed House Bill No. 986 was rereferred to the Committee on Social and Health Services.

HOUSE JOINT MEMORIAL NO. 15, by Representatives Bledsoe, King, Brown, Ceccarelli, Grant, Charnley, Rosellini, McDermott, Kiskaddon, Jones, Gilleland, Blair, Kraabel, Smythe, Lysen, Brouillet, Rabel, Ross, Backstrom, Paris and Chatalas (by Executive request and by Secretary of State request):

Ratifying a proposed amendment to the U. S. Constitution allowing congress to set the voting age.

On motion of Mr. Bledsoe, the House deferred consideration of House Joint Memorial No. 15, and the memorial was placed on Tuesday's third reading calendar.

ENGROSSED SENATE BILL NO. 737, by Senators Twigg, Day, Guess, Cooney and Keefe:

Creating a commission for Expo '74; authorizing bonds and construction.

Engrossed Senate Bill No. 737 was read the third time and placed on final passage.

Representatives Pardini, Savage and Kraabel spoke in favor of passage of the bill and Representative Charette spoke against it.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "In the reports that I read about Expo '74 it indicated that there had been some talk of the Spokane River. In the digest we have here it also deals with the subject, and it indicates in the bill that the Department of Ecology is to be involved. Could you tell me what the role of the Department of Ecology will be, particularly insofar as Expo '74 is concerned?"

Mr. Pardini: "Yes, Representative Zimmerman, we are not really talking about an exposition with just carnival rides and this type of thing. There is a very comprehensive plan which calls for the cooperation of Idaho, the Expo people and people in Spokane who have industrial sites, for a complete cleanup of the Spokane River as it emanates in Idaho from Lake Coeur d'Alene and flows through the center of Spokane down into the Columbia River. This is the natural drainage basin for that area. We are proposing that by 1977 that drainage basin will be part of the total ecological movement to clean up that river."

Mr. Zimmerman: "That comes partly from these funds?"

Mr. Pardini: "No, this will be from a general program that is now being developed within the Department of Ecology with private money. Industry will be asked to cooperate in cleaning up that river. We are talking about in the city of Spokane, about three million dollars being put on in additional sewage charges as the first phase in that right now. That charge is going on to build sewage treatment plants and that type of thing."

Representatives Bledsoe and Perry spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 737, and the bill passed the House by the following vote: Yeas, 89; nays, 5; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Anderson, Charette, Lysen, Ross, Wojahn—5.

Absent or not voting: Representatives Blair, Conway, Douthwaite, Moon, Newhouse—5.

Engrossed Senate Bill No. 737, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 738, by Senators Twigg, Day, Guess, Cooney and Keefe:

Relating to the filing and licensing of business corporations.

Engrossed Senate Bill No. 738 was read the third time and placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 738, and the bill passed the House by the following vote: Yeas, 85; nays, 8; absent or not voting, 6.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk,

Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Anderson, Brouillet, Charette, Conner, Lysen, Marsh, Ross, Wojahn—8.

Absent or not voting: Representatives Amen, Blair, Conway, Douthwaite, Moon, Newhouse—6.

Engrossed Senate Bill No. 738, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 739, by Senator Twigg:

Pertaining to the acquisition of land and the construction and use of a state building in the city of Spokane.

Engrossed Senate Bill No. 739, was read the third time and placed on final passage.

Representative Ross spoke against passage of the bill, and Representatives O'Brien, Hurley, Haussler and Pardini spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 739, and the bill passed the House by the following vote: Yeas, 83; nays, 10; absent or not voting, 6.

Voting yea: Representatives Adams, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Anderson, Bagnariol, Brouillet, Charette, Charnley, Grant, Lysen, Marzano, Ross, Wojahn—10.

Absent or not voting: Representatives Amen, Blair, Conway, Douthwaite, Moon, Newhouse—6.

Engrossed Senate Bill No. 739, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, Engrossed Senate Bill No. 737, Engrossed Senate Bill No. 738, and Engrossed Senate Bill No. 739 were ordered transmitted immediately to the Senate.

#### SPEAKER'S PRIVILEGE

The Speaker (Mr. Copeland presiding) observed in the north gallery Admiral Bledsoe, father of Representative Bledsoe, and asked him to stand and be recognized by the House.

## MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Friday, March 19, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## EIGHTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 19, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Maurice L. Haehlen of the United Churches of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered, to stand approved.

## REPORTS OF STANDING COMMITTEES

March 18, 1971.

HOUSE BILL NO. 167, providing for dissemination of tax petition information, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 19 add a new section following section 1 as follows:

"Sec. 2. Section 84.40.040, chapter 15, Laws of 1961 as amended by section 36, chapter 149, Laws of 1967 ex. sess. are each amended to read as follows:

The assessor shall begin the preliminary work for each assessment not later than the first day of December of each year in all counties in the state. He shall also complete the duties of listing and placing valuations on all property by May 31st of each year, and in the following manner, to wit:

He shall actually determine as nearly as practicable the true and fair value of each tract or lot of land listed for taxation and of each improvement located thereon and shall enter fifty percent of the value of such land and of the total value of such improvements, together with the total of such fifty percent valuations, opposite each description of property on his assessment list and tax roll. *For each tract or lot the assessor shall obtain all restrictions on development and use imposed by the department of ecology, county, planning and health departments, and any other body vested with authority to impose such restrictions and shall enter such restrictions opposite each description of property on his assessment list and tax roll.*

He shall make an alphabetical list of the names of all persons in his county liable to assessment of personal property, and require each person to make a correct list and statement of such property according to the standard form prescribed by the department of revenue, which statement and list shall include, if required by the form, the year of acquisition and total original cost of personal property in each category of the prescribed form, and shall be signed and verified under penalty of perjury by the person listing the property. Such list and statement shall be filed on or before the last day of March, but the assessor, upon written request filed on or before such date and for good cause shown

therein, shall allow a reasonable extension of time for filing. The assessor shall on or before the 1st day of January of each year mail a notice to all such persons at their last known address that such statement and list is required, such notice to be accompanied by the form on which the statement or list is to be made: PROVIDED, That for the years 1968 and 1969 a second notice shall be mailed on or before the 15th day of March: PROVIDED FURTHER, That the notice mailed by the assessor to each taxpayer each year shall, if practicable, include the statement and list of personal property of the taxpayer for the preceding year. Upon receipt of such statement and list the assessor shall thereupon determine the true and fair value of the property included in such statement and enter fifty percent of the same in the assessment books opposite the name of the party assessed; and in making such entry in his assessment list, he shall give the name and post office address of the party listing the property, and if the party resides in a city the assessor shall give the street and number or other brief description of his residence or place of business. The assessor may, after giving written notice of his action to the person to be assessed, add to the assessment list any taxable property which, in his judgment, should be included in such list."

Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 219, establishing a program of drug rehabilitation and education, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 411, increasing fees payable to state pharmacy board, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 15 after "a fee of" strike "[ten] twenty" and insert "ten"

On page 7, section 6, line 21 after "fee shall be" strike "twenty" and insert "fifteen"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Beck, Ceccarelli, Conner, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 437, providing for designation of fiscal agencies by counties, cities, towns and port or school districts, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 438, permitting counties smaller than first class to establish a salary fund and permitting any county to establish a claims fund, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

HOUSE BILL NO. 561, prescribing monetary grants on release of prisoners, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 637, empowering townships to make excess property tax levies, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Mentor, Merrill, North.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 684, requiring that certain insurance contracts include psychological service, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 738, changing the name of the Washington State Association of County Commissioners to the Washington State Association of Counties, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Bozarth, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 782, authorizing certain nonprofit charitable organizations to be parental successors of mentally and/or physically deficient persons in state residential schools, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Beck, Ceccarelli, Conner, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 816, providing for insurance and health care programs for state employees and officials, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 9, beginning with "[The]" strike everything through "only.]" on line 10 and insert "The senate and house members of the board shall serve in ex officio capacity only."

On page 3, section 2, line 26 after "July 1," strike "1971" and insert "1972"

Signed by Representatives Shera, Chairman, Backstrom, Berentson, Blair, Hubbard, King, Luders, Ross.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 915, authorizing special programs to provide social and health services for welfare recipients, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Beck, Ceccarelli, Conner, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 968, permitting cities and towns to make improvements under certain circumstances, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 19 strike "similarly qualified agent" and insert "licensed professional engineer"

Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Martinis, Mentor, Merrill, North.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

SENATE BILL NO. 125, providing changes in approval of persons for participation in work release programs, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conway, Eikenberry, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

March 17, 1971.

SENATE BILL NO. 196, creating aid program for paroled, discharged prisoners and felons granted probation, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

ENGROSSED SENATE BILL NO. 410, providing for the regulation of horticultural plants, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendment:

On page 11, section 18, line 32 of the engrossed bill after "radio" and before "broadcast" insert "and television"

Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Bozarth, Costanti, Hansey, Haussler, Kilbury, Morrison, Van Dyk.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

March 18, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 109,

HOUSE BILL NO. 878,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 878.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1069, by Representative Haussler:

An Act relating to municipalities; amending section 35.23.352, chapter 7, Laws of 1965 as amended by section 1, chapter 114, Laws of 1965 and RCW 35.23.352; and amending section 2, chapter 183, Laws of 1923 as amended by section 1, chapter 70, Laws of 1967 and RCW 39.04.020.

Referred to Committee on Local Government.

HOUSE BILL NO. 1070, by Representatives Kopet and Smythe:

An Act relating to local improvement districts; providing for bonding; and amending section 35.43.160, chapter 7, Laws of 1965 as amended by section 7, chapter 52, Laws of 1967 and RCW 35.43.160.

Referred to Committee on Local Government.

HOUSE BILL NO. 1071, by Representative Charnley:

An Act relating to revenue and taxation.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1072, by Representatives Mentor, Beck, Goldsworthy, Barden, Merrill, Paris, Marzano, Lynch, Jastad, Copeland, Cunningham, Wolf, Anderson, Randall, Costanti, Berentson, Perry, Bagnariol, Lysen, Kirk, Charnley, Litchman, Ross, Maxie, Gilleland, Haussler, Rabel, Smith, Hansey, Eikenberry, Bozarth, Bauer and Jones:

An Act relating to veterans; providing for free motor vehicle licenses for certain disabled veterans; and amending section 1, chapter 178, Laws of 1949 as amended by section 1, chapter 206, Laws of 1951 and RCW 73.04.110.

Referred to Committee on Transportation.

HOUSE BILL NO. 1073, by Representatives Bledsoe and Flanagan:

An Act relating to counties; providing for the transfer of territory therein having less than one hundred fifty registered voters; and creating new sections.

Referred to Committee on Local Government.

HOUSE BILL NO. 1074, by Representatives O'Brien, Wolf, Hubbard, Bagnariol, Shera, Benitz, Ross, Curtis, Paris, Pardini, Wanamaker, Smith, Bradley, Thompson, Savage, Conway, Martinis and Van Dyk:

An Act relating to emergency care and first aid; and limiting the civil liability for persons treating accident or emergency victims.

Referred to Committee on Judiciary.

HOUSE BILL NO. 1075, by Representatives May, Brouillet, Jueling, Marzano, Gallagher, Adams, Bottiger and Wojahn:

An Act relating to public employees' collective bargaining; and adding a new section to chapter 41.56 RCW.

Referred to Committee on Labor and Employment Security.

HOUSE BILL NO. 1076, by Representative Brouillet:

An Act relating to education and providing for a state educational management system.

Referred to Committee on Education and Libraries.

HOUSE BILL NO. 1077, by Representatives Sawyer, Berentson and Perry:

An Act relating to housing authorities; amending section 35.82.190, chapter 7, Laws of 1965 and RCW 35.82.190; and amending section 35.82.210, chapter 7, Laws of 1965 and RCW 35.82.210.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1078, by Representative Kiskaddon:

An Act relating to revenue and taxation.

Referred to Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 30, by Representative Blair:

Providing for an investigation of gaming activities.

Referred to Committee on Business and Professions.

HOUSE CONCURRENT RESOLUTION NO. 31, by Representatives Bledsoe and Sawyer:

Adopting cut-off dates for introduction and consideration of bills.

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 31 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 31 was placed on final passage.

Representatives Bledsoe and Sawyer spoke in favor of the resolution.

House Concurrent Resolution No. 31 was adopted.

On motion of Mr. Morrison, House Concurrent Resolution No. 31 was ordered transmitted immediately to the Senate.

ENGROSSED SUBSTITUTE SENATE BILL NO. 109, by Committee on Education:

An Act relating to state government; creating a new division in the office of superintendent of public instruction; prescribing certain powers and duties of certain public officers; adding a new section to chapter 28A.04 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; and providing effective dates.

Referred to Committee on Education and Libraries.

#### PERSONAL PRIVILEGE

Mr. Luders: "Mr. Speaker, point of personal privilege. I take what I hope would be

considered pardonable pride in standing before you today and announcing that a class which I teach in North Central High School in Spokane is here. They have been here for three days to see the processes and machinations of government. They did not raise the \$1,000.00 themselves to go to a Rock Festival or buy pot, but they came here to see how the process works. I think they are to be commended on that. I also take, what I consider to be, pride in stating that after having seen this, I am sure they recognize that the veil of hypocrisy, which they thought was associated with legislative processes throughout the country, is no longer present. In light of this and of the fact I have had an opportunity to take part in a profession which was partially responsible for their development, I hope you would single them out for special consideration. Thank you, Mr. Speaker."

#### SPEAKER'S PRIVILEGE

The Speaker: "I would like to pay recognition also this morning to our legislative interns who have been with us during this legislative session and who have provided such invaluable service to us. I would like each of our legislative interns to go to the back of the House Chamber, and each member to whom that intern was assigned, to go back and join with them and escort them to the rostrum for some picture taking and special recognition."

#### RESOLUTION

HOUSE RESOLUTION NO. 71-29, by Representatives Copeland, Charette, Bottiger and Cunningham:

WHEREAS, The House of Representatives wishes to express its appreciation to the thirty-nine legislative interns, noting their many weeks of service to the 42nd Legislature in doing research, reviewing legislation, and otherwise providing the very necessary and supportive assistance to their individual sponsoring representatives; and

WHEREAS, The House of Representatives desires to particularly acknowledge the valuable vehicle which the internship program has provided for furthering not only the academic knowledge of the political process, but also in rendering the practical experience and deeper insight so necessary to a thorough understanding of political science and human affairs; and

WHEREAS, The House of Representatives is gratified with this opportunity to narrow the gap between the generations, and between the established democratic institutions of the state and the young who represent the best hope for furthering an understanding so necessary in preserving the republican principles by which it is served.

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That every legislative intern be commended for his meritorious contribution to this Chamber, and to the people of the State of Washington; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be given to every intern, and be distributed to the President of every institution of higher education participating in the internship program as a memorial of this contribution.

On motion of Mr. Wolf, the resolution was adopted.

The following legislative interns were escorted by their representative to the rostrum:

- Mary Tilden, Ritzville, attending Central Washington State College (Mr. Backstrom);
- Louise Aquino, Spokane, attending Central Washington State College (Mr. Beck);
- John Hamilton, Prosser, St. Martin's College (Mr. Berentson);
- David Finstad, Everett, Pacific Lutheran University (Mr. Bledsoe);
- Nancy Madden, Seattle, University of Puget Sound (Mr. Bluechel);
- George Riemer, Portland, Pacific Lutheran University (Mr. Bottiger);
- Jim Sundberg, Spokane, Eastern Washington State College (Mr. Brouillet);
- Tom Brewer, Tacoma, University of Puget Sound (Mr. Brown);
- Nancy Stevenson, Bellevue, University of Puget Sound (Mr. Charette);
- Dwight Edwards, Tacoma, Central Washington State College (Mr. Chatalas);
- John Doherty, Port Angeles, Western Washington State College (Mr. Conner);
- Hunt Nickell, Wenatchee, Western Washington State College (Mr. Copeland);
- Ken Martin, Wenatchee, Central Washington State College (Mr. Curtis);
- Ernest Roos, Rahway, New Jersey, Washington State University (Mr. Farr);
- Marilyn Duff, Seattle, Washington State University (Mr. Hoggins);
- Doug Scott, Bellevue, Western Washington State College (Mr. King);
- Terry Gardiner, Ketchikan, Alaska, Western Washington State College (Mrs. Kirk);
- Barbara Crumb, Lacey, St. Martin's College (Mr. Litchman);
- Gail Denton, Seattle, Western Washington State College (Mrs. Lynch);
- Barry O'Connor, Spokane, Eastern Washington State College (Mr. Marsh);

Paul Hays, Lacey, Washington State University (Mr. Mentor);  
 Ward White, Olympia, St. Martin's College (Mr. Moon);  
 Tom Moser, Wapato, Central Washington State College (Mr. Morrison);  
 Steve Banasky, Los Alamitos, California, Pacific Lutheran University (Mr. O'Brien);  
 Paul Richter, Spokane, Pacific Lutheran University (Mr. Pardini);  
 Bob Overhulser, Ames, Iowa, University of Washington (Mr. Randall);  
 Graciela Cisneros, Blaine, University of Washington (Mr. Rosellini);  
 Dee Derr, Spokane, Eastern Washington State College (Mr. Sawyer);  
 Jim Gilbertson, Tacoma, St. Martin's College (Mr. Smythe);  
 Joe Wenaweser, Kelso, University of Puget Sound (Mr. Thompson);  
 Dave Duskin, Arlington, Washington State University (Mr. Williams);  
 Myrna Neely, Dallas, Texas, Washington State University (Mrs. Wojahn);  
 Ed Gillard, Spokane, Eastern Washington State College (Mr. Zimmerman).  
 The Speaker introduced his intern, Darrel Johnson, Salem, Oregon, who had been elected recently as Student Body President of the University of Puget Sound for next year.

#### PERSONAL PRIVILEGE

Mr. Copeland: "Mr. Speaker, you are surrounded by a fine group of young Americans, and I am very proud that we had these people with us during this first part of our legislative session. This is the first step in what we hope will be a very productive internship program."

#### MOTION

Mr. Bledsoe moved that the names of all the legislators who have legislative interns be appended to the Floor Resolution as sponsors.  
 The motion was carried.

#### PERSONAL PRIVILEGE

Mr. Bledsoe: "Mr. Speaker, and most particularly to you interns: On behalf of we who serve in this hall and who have been joined by you, I would like to express, on behalf of the membership, our thanks. You have graced our halls with vitality and vigor. Your bright faces and your smart minds have been a pleasure to be associated with. I think it has rubbed off both ways—not only have we benefited by our association with you, the now generation, but also maybe you can carry the message back that the golden oldies are also not totally asleep—that this process does indeed live. We thank you."

#### PERSONAL PRIVILEGE

Mr. Curtis: "I too would like to add my thanks to all the interns, especially my intern, Mr. Martin. More particularly I would like to thank him for days of services ending today. And I would like to wish him well, on behalf of myself and colleagues on the floor and certainly his colleagues up there, for a long and happy wedded life beginning tomorrow."

#### PERSONAL PRIVILEGE

Mrs. Wojahn: "Thank you, Mr. Speaker, ladies and gentlemen of the House: I think I must be a good omen to at least some of the of the ladies around here because my secretary has become engaged and is going to be married next Friday night. My intern, Myrna Neely, is also wearing an engagement ring. She is going to be married next summer, she tells me. The young man she is marrying, Ernest Roos, is also an intern among the group, and he hails from New Jersey. She is from the state of Texas. I would say the state of Washington has done some pretty good things for the romance area anyway."

#### PERSONAL PRIVILEGE

Mr. Smythe: "I would like to point out to all the ladies in the hall that my intern, Jim Gilbertson, is still single and unattached."

## PERSONAL PRIVILEGE

Mrs. Kirk: "I would like to tell the ladies and gentlemen of the House that my intern is married and has a child. He is supporting himself and his family, and is down here doing wonderful work for this process of government. I certainly have appreciated Terry Gardiner very much."

The Speaker requested the Sergeant at Arms to escort the legislative interns to the rear of the House Chamber.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-28, by Representatives Maxie, Ross, King, Kilbury and Shinpoch:

WHEREAS, The life of Whitney M. Young, Jr. was dedicated to the highest calling, namely, the furtherance of human and civil rights for all mankind; and

WHEREAS, His passing on March 11, 1971, must be greatly mourned;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives extol the example set by the life of this good leader and great champion of human rights; and

BE IT FURTHER RESOLVED, That it is the hope of the House of Representatives that the humanitarian principles for which Whitney Young worked will be carried on by others until they are universally achieved.

BE IT FURTHER RESOLVED, That the House of Representatives extend its condolences along with its good wishes to Mrs. Whitney Young and family, and to all the other people who are endeavoring to make the dreams of justice and equality come true; and

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the widow and family of Whitney M. Young, Jr.

On motion of Miss Maxie, the resolution was adopted.

## MESSAGES FROM THE SENATE

March 19, 1971.

Mr. Speaker: The President has signed:

SENATE BILL NO. 737,

SENATE BILL NO. 738,

SENATE BILL NO. 739,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 737,

SENATE BILL NO. 738,

SENATE BILL NO. 739.

## MOTION FOR RECONSIDERATION

Mr. Bledsoe, having given notice on the preceding day, moved that the House do now reconsider the vote by which House Bill No. 115 failed to pass the House.

Mr. Bledsoe spoke in favor of the motion and Mr. Wolf stated he had no objection to reconsideration.

The motion was carried.

## RECONSIDERATION

The Speaker stated the question before the House to be final passage of HOUSE BILL NO. 115.

Representatives Charette and Newhouse spoke in favor of passage of the bill, and Representative Wolf spoke against it.

## POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I need a little help with this bill. I assume that out-of-state representatives from the brewing industries who want to sell in this state can obtain a certificate of approval. Is that a correct assumption?"

Mr. Newhouse: "I am not fully acquainted with the details of how this bill works. I do not serve on the committee that considered it. I would point out that there are subterfuges by which even breweries from back east have been able to obtain the same treatment, so that part is not really important. They will be able to have representatives within the state."

Mr. Douthwaite: "Thank you, sir. My question deals mainly with the competitive aspects of the brewing business. Are we hereby allowing for competition from out-of-state brewers, or are we screening them out as I think Representative Charette suggested? I wish somebody could tell me the answer here. Am I backward on that?"

Mr. Newhouse: "Very definitely I would like to answer that. We are allowing free competition within the state by this bill. The law as it presently is stated may be evaded somewhat but would limit competition from out of state. This bill would allow free competition by out-of-state industry."

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 115, and the bill passed the House by the following vote: Yeas, 93; nays, 5; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker—93.

Voting nay: Representatives Conway, Curtis, Paris, Wolf, Zimmerman—5.

Absent or not voting: Representative Julin—1.

House Bill No. 115, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

Mr. Morrison moved that HOUSE BILL NO. 321 be rereferred from today's second reading calendar to the Committee on Transportation.

Representatives Morrison and Marsh spoke in favor of the motion.

The motion was carried.

## MOTION

On motion of Mr. Bledsoe, the House advanced to page 4 of the second reading calendar, marked "Consent Calendar."

## SECOND READING

HOUSE BILL NO. 707, by Representatives McDermott, Farr, Sawyer, Curtis and Bauer:

Providing that counties may transfer mental health funds to the state in order to obtain federal matching funds.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 707 was placed on final passage.

Mr. McDermott spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 707, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Julin, Spanton—2.

House Bill No. 707, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 759, by Representatives Wanamaker, Berentson and Bozarth:  
Amending reporting and planning periods of urban arterial board.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 759 was placed on final passage.

Mr. Wanamaker spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 759, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Benitz, Julin, Spanton—3.

House Bill No. 759, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 765, by Representatives Smythe, Haussler and Amen:  
Providing for dates for county budget hearings.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 765 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 765, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Julin, Pardini—2.

House Bill No. 765, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 766, by Representatives Thompson and Smythe:

Removing a fire protection district commissioner for failure to attend meetings.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 16 after "*consecutive*" and before "*meetings*" insert "*regularly scheduled*"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendment was adopted.

House Bill No. 766 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 766 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 766, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Julin—1.

Engrossed House Bill No. 766, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives North, Brouillet, Bledsoe, Brown, Charnley and Haussler:

Providing for a study on a state regional library system.

The resolution was read the second time.

On motion of Mr. Brouillet, the following amendments by Representatives Brouillet and Wolf were adopted:

On page 1, line 14 after "*concurring, that*" and before "*the*" insert "*the Legislative Council in conjunction with*"

On page 1, line 17 beginning with "*and report*" strike all the matter down to and including "*1972*" on line 18

On motion of Mr. Brouillet, the following amendments by Representatives Shinpoch and Brouillet were adopted:

On page 2, line 28 strike "State Library Commission" and insert "Legislative Council"

On page 2, line 32 after "assist" strike "the State Library Commission"

House Concurrent Resolution No. 20 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 20 was placed on final passage.

Mrs. North spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Brouillet, it seems to me in the mass of reports that have come across my desk since last November that the interim committee on education had a library study. As a result of that, a recommendation was made and a bill was introduced in the legislature for state regional libraries, and that there was enough opposition to the bill that it could not get anywhere. Is this to circumvent that type of thing, or is this a legitimate study? Or has a study already been conducted?"

Mr. Brouillet: "Mr. Pardini, in general we did a study, but it didn't cover all the aspects called for in this study. We came to the conclusion we need to do something in the way of better development of library facilities. You are right, there was a lot of opposition to House Bill No. 297. We got all the interested parties together on both sides of the issue and put together something that hadn't been done and that we felt we needed more information on before we could make any kind of strong recommendation. This is an outgrowth of that, in which all concerned parties, both those strongly opposed to it (that we know of) and those in favor of it have agreed upon as a little better approach than we had in House Bill No. 297."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 20, and the resolution passed the House by the following vote: Yeas, 88; nays, 11; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—88.

Voting nay: Representatives Barden, Conway, Gallagher, Gladder, Goldsworthy, Hubbard, Kuehnle, Martinis, Smith, Spanton, Zimmerman—11.

Engrossed House Concurrent Resolution No. 20, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 9, by Representatives Charnley and Williams (by Urban Affairs Council request):

Regarding unconventional automobile combustion systems.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 12 after "Whereas, The" strike "internal combustion engine is universally recognized as one of the largest" and insert "fuels presently used in internal combustion engines are universally recognized as among the major"

On page 1, line 15 after "alternative" insert "fuels and"

On page 1, line 20 after "alternative" insert "fuels and"

The memorial was read the second time.

On motion of Mr. Martinis, the committee amendments were adopted.

House Joint Memorial No. 9 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Joint Memorial No. 9 was placed on final passage.

Representatives Charnley and Randall spoke in favor of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 9, and the memorial passed the House by the following vote: Yeas, 88; nays, 9; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Barden, Benitz, Conner, Gladder, Hatfield, Hubbard, Polk, Smith, Spanton—9.

Absent or not voting: Representatives Grant, Julin—2.

Engrossed House Joint Memorial No. 9, having received the constitutional majority, was declared passed.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, March 20, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## NINTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, March 20, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Charnley, Grant, Kiskaddon and Kopet who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Maurice L. Haehlen of the United Churches of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 18, 1971.

HOUSE BILL NO. 436, revising laws relating to minor party conventions, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 4, line 10 after "not less than one" strike "twenty-fifth" and insert "one-hundredth"

On page 3, section 4, line 18 after "equal to" strike "one-fourth" and insert "one twenty-fifth"

On page 3, section 4, line 21 after "twenty-five" strike the semicolon and insert ", nor shall more than one hundred be required."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Grant, May, Pardini, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 486, pertaining to motor vehicle excise tax distributions, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, King, Kuehne, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 581, providing for revisions in insurance law, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning with line 22 strike all of lines 22, 23 and 24, and insert "(a) be [twenty-one] eighteen years of age or over, if an individual,"

On page 4, section 4, line 26 after "commissioner may" insert "approve or"

On page 8, section 6, line 7 after "contracts" insert ", and any such variable life insurance contract shall provide that the investment experience of the separate account shall in no event operate to reduce the death benefit below an amount equal to the face amount of the contract at the time the contract was issued"

On page 8, section 6, line 7 after "individual" insert "variable"

On page 9, section 8, line 12 after "constitute at" strike "lease" and insert "least"

Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Blair, Hoggins, King, Litchman, Merrill, O'Brien.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 832, making an appropriation for water pollution control facilities, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Barden, Bottiger, Brouillet, Charette, Costanti, Curtis, Farr, Kirk, Lynch, Maxie, McDermott, Mentor, Moon, Morrison, Paris, Polk, Savage, Shera, Shinpoche, Smith, Thompson, Van Dyk, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 943, providing for grower-processor mediation service; providing for contractual relationships, reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Amen, Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Morrison, Van Dyk.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE JOINT RESOLUTION NO. 52, amending the constitutional debt limitation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, King, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

March 19, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SUBSTITUTE SENATE BILL NO. 16,  
SENATE BILL NO. 110,  
ENGROSSED SENATE BILL NO. 203,  
and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

March 19, 1971.

Mr. Speaker: The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 380 and passed the bill as amended by the House.  
BILL GLEASON, Assistant Secretary.

March 19, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 878, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1079, by Representatives Kopet, Knowles, Gladder, Luders and Pardini:

An Act relating to higher education; providing for the establishment of a state-wide program for medical residency training; establishing a medical education board; providing for selection of members; providing procedures, powers, and duties thereof; adding a new chapter to Title 28B RCW; and creating new sections.

Referred to Committee on Higher Education.

HOUSE BILL NO. 1080, by Representatives Moon, Hoggins, Backstrom, Martinis, King, Kiskaddon and Bradley:

An Act relating to school districts; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and declaring an emergency.

Referred to Committee on Education and Libraries.

HOUSE BILL NO. 1081, by Representatives Flanagan, Thompson and North (by Department of Revenue request):

An Act relating to revenue and taxation; amending section 1, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.010; amending section 3, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.030; amending section 4, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.040; amending section 10, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.100;

amending section 11, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.110; and providing an effective date.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1082, by Representatives Bauer, Cunningham and Luders:

An Act relating to motor vehicle excise taxes and license fees; providing a refund; and creating a new section.

Referred to Committee on Transportation.

HOUSE BILL NO. 1083, by Representative Randall:

An Act relating to education and a state assessment program of educational progress made by pupils in the common schools.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1084, by Representative Lynch:

An Act relating to revenue and taxation.

Referred to Committee on Revenue and Taxation.

ENGROSSED SUBSTITUTE SENATE BILL NO. 16, by Committee on Constitution, Elections and Legislative Processes:

An Act relating to county government; providing for initiative and referendum; and adding a new chapter to Title 36 RCW.

Referred to Committee on Local Government.

SENATE BILL NO. 110, by Senators Peterson (Ted), Knoblauch and Lewis:

An Act relating to the administration and enforcement of laws and rules and regulations of the game commission pertaining to steelhead trout; and adding a new section to chapter 77.16 RCW.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 203, by Senators Donohue, Walgren, Woodall and Canfield:

An Act relating to the law against discrimination; and repealing section 25, chapter 37, Laws of 1957 and RCW 49.60.300.

Referred to Committee on Judiciary.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-30, by Committee on Rules and Administration:

WHEREAS, That state organization of the Young Men's Christian Association has conducted a Youth Legislature during the past several years for which the use of the Senate and House Chambers for this purpose have been granted; and

WHEREAS, These Youth Legislatures have been most successful and educational to all participating therein; and

WHEREAS, It is the desire of the Legislature of the State of Washington to encourage the interests of our youth in legislative matters and in the proceedings of the Legislature;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the use of the House Chamber and committee rooms be granted to the state organization of the Young Men's Christian Association for the Youth Legislature to be held in Olympia in 1971 and 1972.

On motion of Mr. Morrison, the resolution was adopted.

HOUSE RESOLUTION NO. 71-31, by Representatives Barden, Maxie, Flanagan, May, Eikenberry and Goldsworthy:

WHEREAS, The death on March 15, 1971, of Thomas E. Dewey, three times Governor of New York and twice the Republican Presidential candidate, has been a great loss to the people of the entire nation; and

WHEREAS, Governor Dewey distinguished himself in early years as a successful prosecutor of racketeers; and

WHEREAS, Governor Dewey provided active leadership of the Republican Party for many years during the 1940's and 1950's, long having been a supporter of the late General

Dwight D. Eisenhower and more recently an informal advisor to President Richard M. Nixon; and

WHEREAS, The death of Governor Dewey is not only a loss to the Republican Party but to the entire nation as well;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That we do hereby deplore the loss to the nation of this great statesman and leader, and extend our most sincere sympathy to the two sons of Governor Dewey, who survived their father.

AND BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall send copies of this Resolution to Thomas E. Dewey, Jr. of Chicago and John Dewey of New York.

On motion of Mr. Barden, the resolution was adopted.

#### SECOND READING

ENGROSSED SENATE BILL NO. 47, by Senators Henry, Knoblauch and Huntley (by Departmental request):

Providing for certain changes relating to motor vehicles.

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 47, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 49, by Senators Washington, Henry and Huntley (by Departmental request):

Providing certain changes in the regulation of motor vehicle wreckers.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 49 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 49, and the bill passed the House by the following vote: Yeas, 90; nays, 0; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Absent or not voting: Representatives Brown, Charnley, Copeland, Grant, Kiskaddon, Kopet, Lysen, Polk, Rosellini—9.

Engrossed Senate Bill No. 49, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 56, by Senators Atwood, Henry and Talley (by Departmental request):

Providing for certain changes relating to the department of civil defense.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 56 was placed on final passage.

Mr. Perry spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 56, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-92.

Absent or not voting: Representatives Chamley, Copeland, Grant, Kiskaddon, Kopet, Lysen, Rosellini-7.

Engrossed Senate Bill No. 56, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 163, by Senators Day, Woodall and Greive (by Joint Committee on Governmental Cooperation request):

Providing for acceptance of ID besides the Washington State liquor ID card.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 5 of the engrossed bill after "*license*" strike "*or identification card of any state*" and insert "*of any state or 'identocard' issued by the Washington state department of motor vehicles pursuant to RCW 46.20.117*"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 163 as amended by the House was placed on final passage.

Mr. Curtis spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 163 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 2; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker-90.

Voting nay: Representatives Kuehnle, Zimmerman-2.

Absent or not voting: Representatives Chamley, Copeland, Grant, Kiskaddon, Kopet, Lysen, Rosellini-7.

Engrossed Senate Bill No. 163 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 172, by Senators Huntley and Washington (by Departmental request):

Providing for changes in the law relating to highway relocation payments.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 172 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Berentson, as I understand the operation of the present statute, if a person who (in the bill we are talking about) was a renter, was displaced as a result of eminent domain, he would receive an amount of money until he could find some kind of permanent quarters to take up the excess cost. In other words, he might have to move into a motel until he could find a normal apartment?"

Mr. Berentson: "Yes, this is right."

Mr. Bottiger: "This bill will change that to say that the amount of money he received would be deducted from his public assistance grant, in which case we are lowering his permanent amount of rent that is permitted by the department?"

Mr. Berentson: "No, not really—he would not suffer under the existing statute at all. The only thing we are trying to do is, as long as he is receiving any supplement for having been dislocated, he will not receive duplicate payment or double payment. I might add to that, the Department of Public Assistance would continue to have discretionary power as to whether or not they should make this payment. We are not stating in fact or controlling the power of the Department of Public Assistance to make a decision as to whether or not it is indeed a double payment."

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 172, and the bill passed the House by the following vote: Yeas, 91; nays, 2; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Ross, Savage—2.

Absent or not voting: Representatives Chamley, Grant, Kiskaddon, Kopet, Lysen, Rosellini—6.

Senate Bill No. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 249, by Senator Holman (by Judicial Council request):

Adopting a uniform law on the rendition of accused persons.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, line 14 after section 8 add a new section as follows:

"NEW SECTION. Sec. 9. The costs of the procedures required by this act shall be borne by the demanding state, except when the designated agent is not a public official. In any case when the designated agent is not a public official, he shall bear the cost of such procedures."

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 249 as amended by the House was placed on final passage.

Mr. Eikenberry spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 249 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman. Mr. Speaker—93.

Absent or not voting: Representatives Chamley, Grant, Kiskaddon, Kopet, Lysen, Rosellini—6.

Senate Bill No. 249 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 302, by Senators Elicker, Clarke and Herr (by Departmental request):

Providing for destruction of noncurrent public records.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 302 was placed on final passage.

Mr. Jones spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 302, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Charnley, Copeland, Grant, Kiskaddon, Kopet—5.

Senate Bill No. 302, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 343, by Representatives Pardini, Lysen and Kraabel:

Setting out U.S. history and state history requirement for the common schools.

The bill was read the second time.

Mr. Charette moved adoption of the following amendment:

On page 1, after line 19, add a new section.

*"NEW SECTION. Sec. 2. Within thirty days after the effective date of this 1971 amendatory act, the board of directors of every school district, by rule or regulation, shall establish a probationary period of two years for certificated employees employed after such rules or regulations become effective. The board of directors of every school district in employing a new certificated employee within their district may provide in the contract of employment or at any time prior to the time the two year probationary period has elapsed that the probationary period may be waived."*

#### POINT OF ORDER

Mr. Hoggins: "Mr. Speaker, I believe that the proposed amendment is beyond the scope of the bill."

## RULING BY THE SPEAKER

The Speaker: "The House Rules provide that: 'No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment; . . .'

"In examining House Bill No. 343, the title is fairly broad. It deals with 'AN ACT Relating to education.' However, it amends specific sections of chapter 28A of the Code of the State of Washington. That section of the Code deals with compulsory courses only. That is a specific chapter in the RCW.

"The amendment adds a new section, which does not deal with compulsory courses, but it deals with the matter of teachers, their qualifications, and their probationary period. As I examine the explanation of Reed's Rules, sections 160 and 161, and various precedents stated in prior sessions (which I have recited in previous rulings on this particular point) the Speaker is going to rule that, notwithstanding the fact that this amendment is within the original phrase of the title, that it is on a subject matter different from the intended purpose of this particular bill which deals with course of study only. The amendment gets into the area of teachers, their qualifications and probationary period, and therefore so enlarges the scope and object of the bill that it comes within the prohibition of our House Rules, and is therefore out of order."

## MOTION

Mr. Charette moved that the rules be suspended and the House immediately consider his amendment to House Bill No. 343.

Representatives Charette and Newhouse spoke in favor of the motion.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

With the consent of the House, Mr. Charette withdrew his motion to suspend the rules and consider the amendment to House Bill No. 343.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 343 was placed on final passage.

Mr. Pardini spoke in favor of passage of the bill, and Mr. Gladder spoke against it.

Mr. Pardini replied to the remarks of Mr. Gladder.

Representatives Luders and Conway spoke against passage of the bill, and Representative Kraabel spoke in its favor.

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Sawyer.

Mr. Sawyer: "Mr. Brouillet, have you ever taught United States history?"

Mr. Brouillet: "Yes."

Mr. Sawyer: "How far through the book did you get?"

Mr. Brouillet: "You mean truthfully? We had a little trouble getting through the whole book, that is true."

Mr. Wolf spoke against passage of the bill.

## POINT OF INQUIRY

Mr. Conway yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Conway, inasmuch as you are one here who has had the experience of teaching this course of Washington history, I respect your opinion. However, from your remarks, I was unable to tell whether you were for or against this bill. Were you for or against it?"

Mr. Conway: "I am against it."

Representatives Lysen, Bauer and Costanti spoke in favor of passage of the bill.

Mr. Anderson demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 343, and the bill passed the House by the following vote: Yeas, 58; nays, 36; absent or not voting, 5.

Voting yea: Representatives Adams, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gilleland, Hansey, Harris, Hatfield, Hoggins, Johnson, Jones, Juelling, Kilbury, King, Kraabel, Litchman, Lysen, Marsh, Maxie, McDermott, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—58.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Brown, Conway, Copeland, Eikenberry, Farr, Gallagher, Gladder, Goldsworthy, Haussler, Hubbard, Hurley, Jastad, Julin, Kirk, Knowles, Kuehnle, Luders, Lynch, Martinis, Marzano, May, McCormick, Mentor, Morrison, Polk, Sawyer, Schumaker, Shera, Smith, Spanton, Wolf—36.

Absent or not voting: Representatives Charnley, Grant, Kiskaddon, Kopet, Rabel—5.

House Bill No. 343, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 121, by Representatives Wolf, Bottiger and Copeland:

Providing for licensing of airports.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, following section 2, add new sections as follows:

"NEW SECTION. Sec. 3. There is added to Title 14 RCW a new section to read as follows:

All airport managers shall maintain a current list of all aircraft based at such airport. The list shall include the name and address of the owner, the state registration number and the Federal Aviation Administration registration number. The list shall be open to inspection by all persons charged with enforcing the laws of this state.

NEW SECTION. Sec. 4. There is added to Title 14 RCW a new section to read as follows:

Notwithstanding any other provision of law the Washington aeronautics commission shall, at its discretion, withhold public moneys from any airport which does not comply with the laws of this state."

On page 1, line 2 of the title after "RCW 14.04.260;" and before "amending" strike "and"

On page 1, line 3 of the title after "RCW 14.04.270" and before the period insert ";; and adding new sections to Title 14 RCW"

The bill was read the second time.

Mr. Curtis moved adoption of the committee amendments.

Representatives Curtis and Barden spoke in favor of adoption of the amendments, and Representative Kuehnle spoke against it.

#### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. Randall.

Mr. Randall: "In the last dissertation you made reference to those aircraft based at an airport being qualified as having leased tie-down space or leased hangar space. I see no such reference in this amendment."

Mr. Barden: "That is true, Representative Randall, You may recall that about 30 days ago, this House passed an amendment to another bill which set forth the determination of when a plane is based at an airport."

Mr. Randall: "I don't recall that. We have maybe 20-plus airplanes at Kitsap County Airport occupying free tie-down space. They are not necessarily listed with the airport manager. In fact he may not be able to list them as some of the owners are absentees. Does this mean that this fellow will now be required to make an accurate list, or be in violation of this statute?"

Mr. Barden: "No, the only thing that it requires is that he maintain a list of the aircraft that are based at the airport."

Mr. Randall: "My question, of course, revolves around 'based.' I am going to bring my aircraft up here, as Vaughn Hubbard has. Is Vaughn Hubbard's aircraft 'based' at Olympia?"

Mr. Barden: "I didn't know he had one, Representative Randall."

Mr. Randall: "Will my aircraft be 'based' in Olympia?"

Mr. Barden: "I haven't any idea. You could tell me that."

#### ADMONITION BY THE SPEAKER

The Speaker: "Gentlemen, you are getting rather far afield as to the merits of this amendment."

Mr. Randall spoke against adoption of the committee amendment.  
The committee amendment was adopted.

Mr. Hubbard moved adoption of the following amendment by Representatives Hubbard and Goldsworthy:

On page 3 following the committee amendment add a new section as follows:

"NEW SECTION. Sec. 5. Nothing herein contained shall be construed as making it illegal to land an aircraft in remote areas for the purpose of engaging in hunting, fishing or other accepted recreational activity. Nothing herein contained shall make it illegal to land at ranches in this state for any legal purpose. No licensing shall be required for the purposes of this section."

Representatives Hubbard, Wolf and Bledsoe spoke in favor of adoption of the amendment.

The amendment by Representatives Hubbard and Goldsworthy was adopted.

Mr. Bottiger moved adoption of the following amendment:

On page 3, add a new section to read as follows:

"NEW SECTION. Sec. 6. This act shall not apply to any airport in existence as of January 1, 1972."

Mr. Bottiger spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Hansey.

Mr. Hansey: "Representative Bottiger, by adding this last amendment at the very end of the bill (which includes both approval of airport sites for new airports and also licensing of airports, on a basis that the Aeronautics Commission could permit licensing), would your amendment prohibit any future implementation of airport licensing to any airports other than those in existence after January 1, 1972? I am wondering if you are putting a restriction in here that the commission would never be able to license any airports in existence at this time, by putting the amendment to the whole bill instead of just to the portion providing for approving of new airport sites."

Mr. Bottiger: "I guess it probably would."

On motion of Mr. Barden, the following amendment to the amendment was adopted:

Amend the amendment by Mr. Bottiger as follows:

Strike "This act" and insert "Sections 1 and 2 of this act"

The Speaker stated the question before the House to be the amendment by Mr. Bottiger as amended by Mr. Barden.

Mr. Wolf spoke against adoption of the amendment.

#### POINT OF ORDER

Mr. Hansey: "Mr. Speaker, is Representative Wolf speaking on the amendment to postpone the existence of any airport as of January 1, 1972, or is he speaking to the whole bill?"

The Speaker: "The impact of the amended amendment would be to negate the effect of the bill upon the particular problem which he wants to solve by the introduction of the original bill. Therefore, I think it is proper that he discuss the reasons why the original bill was introduced."

Mr. Wolf concluded his remarks.

#### MOTION

Mr. Sawyer moved that the House defer further consideration of House Bill No. 121, and the bill be placed on Monday's second reading calendar.

The motion was carried on a rising vote.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The Clerk called the roll and all members were present except Representatives Charnley and Kiskaddon who were excused.

## SECOND READING

HOUSE BILL NO. 149, by Representatives O'Brien, Wolf, Hubbard, Backstrom, Conner and Conway (by Departmental request):

Revising the Washington public employees' retirement system.

Committee recommendation: Majority, do pass with the following amendments:

Beginning on page 12 strike all of section 7 and renumber the remaining sections consecutively

On page 1, line 14 of the title strike "amending section 1, chapter 68, Laws of 1970 ex. sess., and RCW 41.40.195;"

The bill was read the second time.

Mr. Shera moved adoption of the committee amendment.

Mr. Shera spoke in favor of adoption of the amendment, and Mr. Wolf spoke against it.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Shera responded to Mr. Wolf's remarks.

## ROLL CALL

The Clerk called the roll on the adoption of the committee amendment striking section 7 of House Bill No. 149, and the amendment was lost by the following vote: Yeas, 37; nays, 59; absent or not voting, 3.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Costanti, Curtis, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Jones, Juelling, Julin, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Mr. Speaker—37.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—59.

Absent or not voting: Representatives Charnley, Copeland, Kiskaddon—3.

## MOTION FOR RECONSIDERATION

Mr. Pardini, having voted on the prevailing side, moved that the House do now reconsider the vote by which the committee amendment to House Bill No. 149 was defeated.

## POINT OF ORDER

Mr. Charette: "Under Reed's Rules, doesn't it provide that if there is intervening business, the motion to reconsider is out of order? I would submit to you that a motion had been made to advance the bill to third reading, which should have been taken care of before the motion for reconsideration."

The Speaker: "The motion had not been stated by the chair, Mr. Charette."

The Speaker stated the question before the House to be the motion by Mr. Pardini to

reconsider the vote by which the committee amendment to House Bill No. 149 was defeated.

Mr. Pardini spoke in favor of the motion, and Mr. O'Brien spoke against it.

Mr. King demanded an electric roll call, and the demand was sustained.

#### POINT OF ORDER

Mr. Shera: "Again, I would hope that this committee amendment is adopted. We get into this controversy again by way of the fact that we have the employee groups preaching, 'We want a full funded system.' Then on the other hand they come to us and say, 'Well, we want to spend that money now for increased retirement benefits.' Now, in effect, what do we want? If this committee amendment is not adopted, we have spent about three-quarters of a million dollars over the next biennium that could go toward accelerating funding of these pensions. I would urge your support of reconsidering the vote on this amendment."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Pardini to reconsider the vote by which the committee amendment to House Bill No. 149 was defeated, and the motion was lost by the following vote: Yeas, 46; nays, 51; absent or not voting, 2.

Voting yea: Representatives Amen, Backstrom, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Hurley, Jones, Jueling, Julin, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker—46.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf—51.

Absent or not voting: Representatives Charnley, Kiskaddon—2.

#### PERSONAL PRIVILEGE

Mr. Shera: "Mr. Speaker, I would ask that my remarks be inserted in the record."

The Speaker: "They will be inserted in the Journal."

#### MOTION

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 149 be placed on final passage.

Mr. Shera spoke against the motion.

The motion was lost on a rising vote.

House Bill No. 149 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 373, by Representatives Copeland and Sawyer (by Departmental request):

Increasing state patrol retirement benefits.

Committee recommendation: Majority, do pass with the following amendment:

Beginning on page 1 strike all of lines 22, 23 and 24

The bill was read the second time.

On motion of Mr. Shera, the committee amendment was adopted.

On motion of Mr. Wolf, the following amendment by Representatives Wolf, King and Copeland was adopted:

On page 2, line 3 insert the following:

"NEW SECTION. Sec. 2. This 1971 amendatory act shall have an effective date of July 1, 1971."

On motion of Mr. Wolf, the following amendment by Representatives Wolf, King and Copeland to the title was adopted:

On page 1, line 3 of the title strike the period and insert the following "and providing an effective date."

House Bill No. 373 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 373 was placed on final passage.

Mr. Shera spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 373, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rañel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-97.

Absent or not voting: Representatives Charnley, Kiskaddon-2.

Engrossed House Bill No. 373, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 496, by Senators Gissberg and Woodall:

Implementing law relating to homesteads, including awards in addition to or awards in lieu of.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 496 was placed on final passage.

Mr. Harris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 496, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-97.

Absent or not voting: Representatives Charnley, Kiskaddon-2.

Senate Bill No. 496, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 352, by Committee on Transportation:

Providing use tax exemption for certain motor vehicles and trailers.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 352 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Julin.

Mr. Julin: "Representative Kuehnle, the House Revenue and Taxation Committee had a bill before it which dealt with this same general subject. Have you had an opportunity to compare this measure, which is a Senate bill, with the action taken by the House Revenue and Taxation Committee?"

Mr. Kuehnle: "Yes, Representative Julin, and thank you for asking the question. This bill is virtually identical to House Bill No. 456 which was processed by the Revenue and Taxation Committee. This cleans up some language which had inadvertently created some serious problems for some of the truckers throughout the state. I certainly would urge passage of this bill."

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Representative Berentson, could you tell me what the fiscal impact of this bill is?"

Mr. Berentson: "It is my understanding that it would be fairly hard to compute. To date, my understanding is that they have not been making refunds. It has been very difficult to administer. I don't think the fiscal impact would be that great, really. There is no definite report from the Department of Revenue as to what the fiscal impact might be, however."

Mr. Shinpoch: "I'm not sure that I understand. It appears you are asking us to vote on something that obviously will have some fiscal impact, but we can't find out what it is."

Mr. Berentson: "I might say that some moneys have been collected that would be exempt under the provisions of this act. But the amount collected and the amount which was incurred but not collected have not been isolated by the taxing agencies to this point. I think it goes a little beyond this, however, in that we are looking at the problems we create even for ourselves and for our own truckers in that the state of Oregon, for example, does not have a sales tax. If we let those people, as out-of-state truckers come in, and hit them with a full four percent, it is quite unfair as far as reciprocity is concerned. I think probably the overall effect fiscally with one state versus the other, Oregon or Idaho, would probably be nil in the overall effect as it affects us over a period of time. The Department of Revenue did not seem to be concerned about this potential loss of revenue. If there is anyone here that might deal more closely with this (like someone in the trucking industry) maybe they could give you a better answer, but there is nothing definite from the Department of Revenue."

#### MOTION

Mr. Shinpoch moved that Engrossed Substitute Senate Bill No. 352 be rereferred to the Committee on Revenue and Taxation.

Representatives Shinpoch and Grant spoke in favor of the motion, and Representatives Newhouse, Kuehnle, Beck, Flanagan, Marsh and Smythe spoke against it.

#### MOTION

Mr. Chatalas moved that the House defer further consideration of Engrossed Substitute Senate Bill No. 352, and the bill be ordered placed on Monday's third reading calendar.

#### RULING BY THE SPEAKER

The Speaker: "The motions are of equal rank. The first motion has to be disposed of first. Your motion is out of order, Mr. Chatalas."

The Speaker stated the question before the House to be the motion by Mr. Shinpoch

to refer Engrossed Substitute Senate Bill No. 352 to the Committee on Revenue and Taxation.

The motion was lost.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 352, and the bill passed the House by the following vote: Yeas, 91; nays, 3; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker--91.

Voting nay: Representatives Douthwaite, Grant, Shipoch--3.

Absent or not voting: Representatives Bottiger, Charnley, Eikenberry, Kiskaddon, Sawyer--5.

Engrossed Substitute Senate Bill No. 352, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 480, by Representatives Thompson, Zimmerman and Harris (by Departmental request):

Providing for the integration of regulatory programs of the department of ecology.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 11 strike "4" and insert "5"

On page 1, section 2, line 23 after "RCW." strike the remainder of the section.

On page 2, section 3 strike the remainder of the section after "ecology" on line 2 and insert "for a permit to discharge waste into waters of the state shall be approved, regardless of the standards set by the department for such waters, whenever it appears to the department that such approval will result in interference with any water rights, appropriate, riparian or otherwise, established prior to the filing of the application or request."

On page 2, section 6, line 26 after "conflict" insert "PROVIDED, That no part of this act shall be construed to repeal or be in conflict with RCW 70.94.250"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 480 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 480 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Thompson, can you clarify for me: Is any authority extended to the Department of Ecology under this bill to eliminate or negate, in any way at all, the exemption presently granted to the grass seed growers and the field grain techniques presently employed by these people?"

Mr. Thompson: "I can give you that assurance, Representative Kuehnle. The last committee amendment adopted provided that this would not apply towards the removal of that exemption. I would like to add that another bill, however, does attempt to do this and will be heard Monday of next week."

Mr. Kuehnle: "I'll be there."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 480, and the bill passed the House by the following vote: Yeas, 94; nays, 3; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Jastad, Schumaker, Smith—3.

Absent or not voting: Representatives Charnley, Kiskaddon—2.

Engrossed House Bill No. 480, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 643, by Representatives Wanamaker, Mentor, Van Dyk, Berentson, Farr, Hansey and Costanti:

Altering certain judicial districts of the superior courts.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, after line 1 add three new sections as follows:

"Sec. 3. Section 6, chapter 125, Laws of 1951 as last amended by section 2, chapter 213, Laws of 1969 ex. sess. and RCW 2.08.064 are each amended to read as follows:

There shall be in the counties of Benton and Franklin jointly, three judges of the superior court; in the counties of Clallam and Jefferson jointly, one judge of the superior court; in the county of Snohomish [six] seven judges of the superior court; in the counties of Asotin, Columbia and Garfield jointly, one judge of the superior court; in the county of Cowlitz, two judges of the superior court; in the counties of Klickitat and Skamania jointly, one judge of the superior court.

Sec. 4. Section 4, chapter 125, Laws of 1951 as last amended by section 2, chapter 84, Laws of 1967 first ex. sess. and RCW 2.08.062 are each amended to read as follows:

There shall be in the county of Chelan one judge of the superior court; in the county of Clark [three] four judges of the superior court; in the county of Grays Harbor two judges of the superior court; in the county of Kitsap three judges of the superior court; in the county of Kittitas one judge of the superior court; in the county of Lewis one judge of the superior court.

Sec. 5. Section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 213, Laws of 1969 ex. sess. and RCW 2.08.061 are each amended to read as follows:

There shall be in the county of King twenty-six judges of the superior court; in the county of Spokane seven judges of the superior court; in the county of Pierce [nine] ten judges of the superior court."

On page 1, line 5 of the title after "2.08.065" insert "; amending section 6, chapter 125, Laws of 1951 as last amended by section 2, chapter 213, Laws of 1969 ex. sess. and RCW 2.08.064; amending section 4, chapter 125, Laws of 1951 as last amended by section 2, chapter 84, Laws of 1967 first ex. sess. and RCW 2.08.062; and amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 213, Laws of 1969 ex. sess. and RCW 2.08.061"

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

House Bill No. 643 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 643 was placed on final passage.

Mr. Wanamaker spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 643, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Conner, Grant, Jastad, Smith—4.

Absent or not voting: Representatives Berentson, Blair, Charnley, Kiskaddon, Ross—5.

Engrossed House Bill No. 643, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1034, by Representatives Charette, Newhouse, Thompson and Zimmerman:

Providing for forest protection.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 1034 was placed on final passage.

Representatives Charette and Bledsoe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1034, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Berentson, Charnley, Kiskaddon—3.

House Bill No. 1034, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 490, by Representatives Hoggins, Cunningham, Shera and Brouillet (by Superintendent of Public Instruction request):

Defining certain terms relating to vocational education.

The bill was read the second time.

Mr. Eikenberry moved adoption of the following amendment:

On page 1, section 2, line 18 after "shall mean a" strike "planned series of learning experiences" and insert "educational program"

Representative Eikenberry spoke in favor of the amendment, and Representatives Hoggins and Charette spoke against it.

The amendment was lost.

Mr. Eikenberry moved adoption of the following amendment:

On page 1, section 2, line 26 after "mean a" strike "series of educational experiences" and insert "vocational course"

Mr. Eikenberry spoke in favor of the amendment, and Mr. Brouillet spoke against it. The amendment was lost.

Mr. Eikenberry moved adoption of the following amendment:

On page 2, section 2, line 5 strike subsection (3)

Representatives Eikenberry and Douthwaite spoke in favor of the amendment, and Representatives Hoggins and Charette spoke against it.

Mr. Ross demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Eikenberry to House Bill No. 490, and the amendment was lost by the following vote: Yeas, 22; nays, 72; absent or not voting, 5.

Voting yea: Representatives Barden, Berentson, Bluechel, Curtis, Douthwaite, Eikenberry, Flanagan, Gladder, Hatfield, Jueling, Kopet, Kuehnle, Mentor, Paris, Polk, Rabel, Randall, Ross, Spera, Shinpoch, Smith, Spanton—22.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Bauer, Beck, Benitz, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Knowles, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Rosellini, Savage, Sawyer, Schumaker, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—72.

Absent or not voting: Representatives Anderson, Charnley, Kiskaddon, Litchman, Newhouse—5.

On motion of Mr. Hoggins, the following amendment by Representatives Hoggins and Benitz was adopted:

On page 2, section 2, line 11, beginning with "(4)" strike everything down to and including "education." on line 12 and renumber the remaining subsection consecutively

House Bill No. 490 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 490 be placed on final passage.

The motion was carried on a rising vote.

Mr. Benitz spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mrs. Lynch.

Mrs. Lynch: "Representative Brouillet, I would like to ask you the same question I asked on House Bill No. 491. In your opinion will this bill in any way affect vocational education at the community college or post high school level?"

Mr. Brouillet: "Yes, Representative Lynch. My understanding is that this will not affect post high school education at the community college. It is basically a bill to draw up some definitions. If they are running some kind of programs, the definitions may affect them. This is a broadly defined bill, but it is not in any way to inhibit or influence programs at these levels. Let me add one other thing: Because they are running vocational programs and they come to the coordinating council, this will affect the Coordinating Council. These definitions also would apply to programs run by the Coordinating Council."

Mrs. Lynch: "In other words, you really cannot give me the assurance at this time that this will not affect community colleges? It is still very 'iffy' in your mind?"

Mr. Brouillet: "It is 'iffy' in my mind because of the fact that these definitions do apply to vocational programs and the operations by the Coordinating Council, yes."

Representatives Lynch, Eikenberry and Douthwaite spoke against passage of Engrossed House Bill No. 491, and Representatives Hoggins and Brouillet spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Conway.

Mr. Conway: "Representative Hoggins, in our committee, in regards to Marjorie Lynch's question, my understanding was that the community colleges were opposed to this vocational education. Is that correct?"

Mr. Hoggins: "Yes, the State Board for Community Colleges indicated they were not happy with this. I interpret their remarks to mean particularly with reference to the term 'manpower training.' The other thing I would point out to you in response to the remarks made a little earlier about what is industrial art as a vocational course—that is entirely the purpose of this bill, not to confuse the terms so we get them all mixed up. We want to be talking about the same things."

Mr. Charette spoke in favor of passage of Engrossed House Bill No. 491, and Mr. Benitz spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 490, and the bill passed the House by the following vote: Yeas, 55; nays, 39; absent or not voting, 5.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Farr, Gallagher, Grant, Hoggins, Hurley, Johnson, Jones, Julin, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, O'Brien, Paris, Perry, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—55.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Copeland, Curtis, Douthwaite, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Jastad, Juelling, Kirk, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Moon, Morrison, North, Pardini, Polk, Rabel, Randall, Schumaker, Smith, Spanton, Wanamaker—39.

Absent or not voting: Representatives Anderson, Charnley, Kiskaddon, Newhouse, Smythe—5.

Engrossed House Bill No. 490, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 355, by Representatives Kiskaddon, Flanagan, Cunningham, Julin and Curtis (by Departmental request):

Increasing cigarette excise tax.

HOUSE BILL NO. 460, by Representatives Flanagan, Beck and Randall (by Department of Revenue request):

Increasing liquor excise tax.

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 355 and House Bill No. 460, and the bills were ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 151, by Senators Holman and Foley (by State Finance Committee request):

Implementing school plant facilities bond aid act of 1969.

The bill was read the second time.

The Speaker excused Representative Haussler from further proceedings of the House today.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 151 was placed on final passage.

Mr. Goldsworthy spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 151, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Anderson, Benitz, Charney, Haussler, Hubbard, Kiskaddon—6.

Engrossed Senate Bill No. 151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 553, by Representatives Farr, Marsh and Lynch (by Executive request):

Providing for comprehensive health planning.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 553 was substituted for House Bill No. 553, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 553 was read the second time.

On motion of Mrs. Lynch, the following amendments were adopted:

On page 2, section 3, line 24 after "care" strike " PROVIDED, That this term" and insert " 'Defined population' "

On page 9, section 15, line 33 after "agencies." insert:

"(12) The needs of members, subscribers and/or enrollees of institutions and health care plants which operate or support particular hospitals for the purpose of rendering health care to such members, subscribers and/or enrollees."

Substitute House Bill No. 553 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 553 was placed on final passage.

Mr. Farr spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 553, and the bill passed the House by the following vote: Yeas, 84; nays, 7; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel,

Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Conner, Conway, Gladder, Harris, Hatfield, Kuehnle, Polk—7.

Absent or not voting: Representatives Anderson, Benitz, Bottiger, Charnley, Haussler, Hubbard, Kiskaddon, Spanton—8.

Engrossed Substitute House Bill No. 553, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 541, by Representatives Ross, Maxie, Blair, Kilbury and Smythe (by Executive request):

Requiring nondiscrimination clauses in public contracts.

#### MOTION

On motion of Mr. Bluechel, Substitute House Bill No. 541 was substituted for House Bill No. 541, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 541 was read the second time.

On motion of Mr. Williams, the following amendment by Representatives Smythe and Williams was adopted:

On page 2, section 2, line 17 insert a new subsection as follows:

“(2) To the extent a multi-employer program for training and/or employing minority workers has been approved, established or imposed as affirmative action by a federal governmental agency or federal court order such program shall be deemed approved as affirmative action for all public contracts let by contracting authorities for public works projects located within the geographical area encompassed by such federally approved multi-employer program provided such program meets the minimum state standards adopted pursuant to this act.”

Renumber the remaining subsections consecutively.

Mr. Smythe moved adoption of the following amendment:

On page 4, section 5, line 10 after “state” insert a period and strike all of the matter down to and including the period following “act” in line 17

Mr. Smythe spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Williams.

Mr. Williams: “Representative Smythe, what effect will this amendment have on local resolutions or ordinances pertaining to affirmative action programs?”

Mr. Smythe: “Since we will be found out anyway, this is put up for the record, of course. I would like to read my answer because I think it is important that we have this in the record with the accurate words.

“Under section 2(1)(b), any multi-employer training program developed by a local unit of government and which is approved by the board against discrimination will be the standard which must be met by any participating employer. With respect to any employer who is not a participant in such a program or in any area where a multi-employer program has not been developed, the units of local government will be able to legislate their own standards guided by the recommendations of the board against discrimination.”

The amendment was adopted.

#### MOTION

Mr. King moved that the House defer further consideration of Substitute House Bill No. 541 and the bill be placed at the top of Monday’s second reading calendar.

Mr. King spoke in favor of the motion.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

Representatives Smythe and Ross spoke against the motion, and Representative Grant spoke in favor of it.

Mr. King closed debate, speaking in favor of the motion.

## ROLL CALL

The Clerk called the roll on the motion by Mr. King to defer further consideration of Substitute House Bill No. 541 and place the bill at the top of Monday's second reading calendar, and the motion was lost by the following vote: Yeas, 32; nays, 56; absent or not voting, 11.

Voting yea: Representatives Backstrom, Bagnariol, Bauer, Beck, Bozarth, Brouillet, Brown, Ceccarelli, Conner, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, May, McCormick, Merrill, Moon, Perry, Randall, Rosellini, Savage, Shipoch, Williams—32.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Lynch, Maxie, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, SHERA, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—56.

Absent or not voting: Representatives Adams, Anderson, Bottiger, Charnley, Chatalas, Haussler, Hubbard, Kiskaddon, Marzano, O'Brien, Sawyer—11.

Substitute House Bill No. 541 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 541 be placed on final passage.

Mr. Grant demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion to advance Engrossed Substitute House Bill No. 541 to third reading and final passage, and the motion was lost by the following vote: Yeas, 56; nays, 34; absent or not voting, 9.

Voting yea: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hoggins, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Lynch, Maxie, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, SHERA, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—56.

Voting nay: Representatives Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Conner, Gallagher, Grant, Hatfield, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, May, McCormick, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch—34.

Absent or not voting: Representatives Adams, Anderson, Charnley, Chatalas, Haussler, Hubbard, Kiskaddon, Marzano, O'Brien—9.

HOUSE BILL NO. 930, by Representatives King, Wolf, Flanagan, Benitz, Hatfield and Lynch:

Seizing contraband cigarettes.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 33 after "knowledge or" strike "reason to suspect" and insert "probable cause to believe"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendment was adopted.

House Bill No. 930 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 930 was placed on final passage.

Representatives King and Flanagan spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. King yielded to question by Mr. Martinis.

Mr. Martinis: "Will this bill in any way affect cigarettes that a person was transporting for his own personal use and not for sale?"

Mr. King: "Well it could, but it wouldn't be likely to. We were assured by the Department of Revenue that they were not going to have road blocks or anything like this to stop people. They are not really concerned, because of the difficulty of enforcement, about the person who buys a few cartons of cigarettes for his own use. It is illegal to do that, but they just couldn't enforce it that way. They said they would enforce the act based on preknowledge for one thing (they know quite often from reports they get from wholesalers outside of the state of Washington where large quantities of cigarettes have been sold—they know it now), or if they have probable cause to suspect there was a violation. The answer is that it could, but it is not designed to do that. We have been assured that they are not going to go out of their way to interfere with somebody's personal use in getting a carton of cigarettes. If you bought several cases and tried to sell them you could get in trouble."

Mr. Martinis: "But then there is no safeguard built into this bill that if I were carrying one package of cigarettes (and I'm not a smoker, by the way) back from Portland to the state of Washington that the Department of Revenue couldn't pick me up for this. Right?"

Mr. King: "Well they could now, for that matter, under existing law. What this law does is different. It would allow the department to seize the cigarettes immediately. I doubt if they would be interested in seizing one pack of cigarettes from you."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 930, and the bill passed the House by the following vote: Yeas, 84; nays, 5; absent or not voting, 10.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hurley, Johnson, Jones, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoeh, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Conner, Gallagher, Jastad, Martinis, Smith—5.

Absent or not voting: Representatives Adams, Anderson, Charnley, Harris, Haussler, Hubbard, Julin, Kiskaddon, Marzano, Ross—10.

Engrossed House Bill No. 930, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 596, by Representatives Polk, Bluechel and Kuehnle:  
Providing for changes in priority of claims on contractors' bonds.

## MOTION

On motion of Mr. Curtis, Substitute House Bill No. 596 was substituted for House Bill No. 596, and the substitute bill was placed on the calendar for second reading.  
Substitute House Bill No. 596 was read the second time.

## MOTIONS

On motion of Mr. Morrison, the House deferred consideration of Substitute House Bill No. 596, and the bill was placed at the bottom of today's second reading calendar.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 12:00 noon, Monday, March 22, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## ELEVENTH DAY

## NOON SESSION

House Chamber, Olympia, Wash., Monday, March 22, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Hubbard, Kirk, and North who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Herbert S. Anderson, President of Olympia Stake of Church of Jesus Christ of Latter Day Saints.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House the Daffodil Festival Court of 1971 and requested the Sergeant at Arms and Representative Rabel to conduct Queen Mother, Mrs. John P. Condon, to a place on the rostrum.

The Speaker: "It is my pleasure to present to the House of Representatives for the purpose of introduction of the 1971 Daffodil Court, Queen Mother, Mrs. John P. Condon." Mrs. Condon: "Thank you very much. It is our privilege and pleasure to be here with you today. I am happy to present to you our fourteen princesses who are vying for the crown of 1971 Daffodil Queen which will be awarded next Monday evening at Pacific Lutheran University."

Mrs. Condon introduced the following princesses who were then escorted to the rostrum:

Colleen Sawyer, Sumner High School, escorted by Representative Adams;  
Theresa Benjamin, Orting High School, escorted by Representative Brouillet;  
Lucy Schilte, Bethel High School, escorted by Representative Bottiger;  
Linda Lobberet, Wilson High School, escorted by Representative Gallagher;  
Rita Besig, Fife High School, escorted by Representative Benitz;  
Lynn Eichler, Washington High School, escorted by Representative Moon;  
Pat Kloehn, Stadium High School, escorted by Representative Marzano;  
Paula Sahli, Franklin Pierce High School, escorted by Representative Thompson;  
Becky Ericson, Clover Park High School, escorted by Representative Blair;  
Karen Nelson, Mount Tahoma High School, escorted by Representative Martinis;  
Sue Parrish, Puyallup High School, escorted by Representative Sawyer;  
Connie Hoover, Lincoln High School, escorted by Representative Wojahn;  
Jean Fink, Lakes High School, escorted by Representative Jueling;  
Susan Croy, Governor John Rogers High School, escorted by Representative Shera.

The Daffodil Court entertained the House of Representatives with a song.

Mrs. Condon introduced Princess Colleen Sawyer, daughter of Representative Sawyer.

Princess Colleen: "I would just like to say that we Sawyers have been wanting to speak up here for an awfully long time.

"On behalf of all the girls I would like to thank you for inviting us today, and I hope you can come and share with us some of the festival events in the upcoming week. Thank you very much."

The Speaker: "Colleen, I have three daughters. Maybe it will be a few years before they are up here, but we will have our rebuttal.

"On behalf of all of us in the House, we appreciate your coming down. This is always one of the highlights of our session when we have the Daffodil Court."

The Speaker requested that the honor committee and the Sergeant at Arms conduct the Daffodil Court and Queen Mother, Mrs. John P. Condon, from the rostrum.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

March 17, 1971.

HOUSE BILL NO. 257, permitting liens for child support payments, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conway, Eikenberry, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 323, providing for the conservation of salmon resources by limiting the number of commercial salmon licenses, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

Strike all of page 2 and insert "licenses issued in the year 1968, 1969, 1970, or 1971: PROVIDED, That all those individuals who held a commercial salmon fishing license for any type of fishing gear in 1968, 1969, 1970, or 1971 shall be entitled to a commercial salmon fishing license in 1972, if such holder applies therefor.

NEW SECTION. Sec. 3. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Any holder of a commercial fishing license in 1968, 1969, 1970, or 1971 who does not apply for a license in 1972, shall not thereafter be entitled, as a matter of right, to a commercial salmon fishing license in any subsequent year.

NEW SECTION. Sec. 4. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

The provisions of this act shall become effective January 1, 1972 and shall remain effective until January 1, 1975."

On page 1, line 3 of the title after "licenses;" strike "and"

On page 1, line 4 of the title after "RCW" insert "; and providing an effective date"

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Berentson, Bradley, Charnley, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Luders, Martinis, North, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 447, relating to education, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, following the enacting clause, strike the remainder of the act and insert:

"Section 1. Section 28A.31.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.31.020 are each amended to read as follows:

The board of directors of any school district may [cause to be furnished] *provide either at a reduced price or free of charge* [, in a suitable receptacle] on each and every school day to such children in attendance desiring or in need of the same, not less than one-half pint of milk. *The department of social and health services, through rules and regulations and after consultation with the superintendent of public instruction, shall prescribe health standards regarding the distribution, quality, and storage of such milk, and the superintendent of public instruction shall print and distribute such rules and regulations to appropriate school officials.* The cost of [supplying] such milk [shall], *including any related expenses, may be paid for in the same manner as other items of expense incurred in the conduct and operation of said school* [, except that] *or paid with any available federal* [or] *and/or state funds* [may be used therefor].

Sec. 2. Section 28A.30.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.30.010 are each amended to read as follows:

Notwithstanding the *provisions of chapter 39.32 RCW or any other provision of law* [or chapter 39.32 RCW], the [state] superintendent of public instruction is hereby authorized to purchase [,] or otherwise acquire from the government of the United States or any property or commodity disposal agency thereof, surplus or donated *wholesome food commodities for the use by any school district* [for their hot lunch program]: *PROVIDED, That such food commodities shall not be used in any food program in competition with Type A lunch programs except a vocational training program.*

NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.31 RCW a new section to read as follows:

In addition to the authority granted in section 1 of this 1971 amendatory act, the

board of directors of any school district shall have the duty and the authority to provide either at a reduced price or free of charge dietary supplements to such children in attendance who are eligible under the provisions of Public Law 91-248. The cost of such dietary supplements, including any related expenses, may be paid for in the same manner as other items of expense incurred in the conduct and operation of said school or paid with any available federal and/or state funds, and surplus and/or donated foods as provided in chapter 28A.30 RCW may be used therefor. The department of social and health services, through rules and regulations, and after consultation with the superintendent of public instruction, shall prescribe standards regarding the quality of such dietary supplements, and the superintendent of public instruction shall adopt rules and regulations for the administration of this section, including a provision which requires school districts officials to take reasonable precautions to preserve the anonymity of needy recipients, and shall publish and distribute such rules and regulations to appropriate school officials.

**NEW SECTION.** Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.31 RCW a new section to read as follows:

The superintendent of public instruction shall withhold state apportionment funds available under chapter 28A.41 RCW from any school district failing to comply with section 3 of this 1971 amendatory act until such compliance has been assured.

**NEW SECTION.** Sec. 5. Section 4 of this 1971 amendatory act shall become effective July 1, 1972.

**NEW SECTION.** Sec. 6. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.31 RCW a new section to read as follows:

The superintendent of public instruction shall adopt rules and regulations for the administration of sections 3 and 4 of this 1971 amendatory act, including but not limited to eligibility criteria for students participating in Public Law 91-248.

**NEW SECTION.** Sec. 7. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

On line 1 of the title following "education" and before the period, insert "and certain nutritional measures relating to pupils attending the common schools; amending section 28A.31.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.31.020; amending section 28A.30.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.30.010; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.31 RCW; and providing an effective date for a section hereof?"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Charette, Conway, Costanti, Hatfield, Jones, McDermott, Polk, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

February 24, 1971.

HOUSE BILL NO. 451, authorizing the department of social and health services to provide child support services, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Eikenberry, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 483, establishing state policy in regard to urban and rural areas, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Knowles, Kraabel, Paris, Spanton, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 496, implementing law relating to education, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Charette, Conway, Hatfield, Johnson, Jones, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 510, enacting a highways budget, reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Bauer, Beck, Bozarth, Bradley, Conway, Cunningham, Gilleland, Gladder, Hansey, Hubbard, Jastad, Jones, Martinis, McCormick, Newhouse, Perry, Schumaker.

MINORITY recommendation: Do not pass. Signed by Representatives Blair, Douthwaite.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 532, controlling introduction of new species of fish into the state, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Bradley, Charnley, Cunningham, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 592, creating uniform state-wide requirements for equipment, registration, and operation of boats, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Charnley, Cunningham, Gallagher, Gilleland, Hurley, Kilbury, Kraabel, Luders, North, Smith, Thompson, Wanamaker, Williams, Wolf.

MINORITY recommendation: Do not pass. Signed by Representative Schumaker.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

SUBSTITUTE HOUSE BILL NO. 594, prohibiting discrimination based on sex, race, creed, color, or national origin, reported by Committee on State Government.

MAJORITY recommendation: The second substitute bill be substituted therefor and that the second substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Spanton, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 595, requiring annual reports and monitoring fees from persons discharging waste into water or air and increasing civil penalties for pollution violations, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Bradley, Charnley, Cunningham, Gallagher, Gilleland, Hurley, Kraabel, Luders, North, Thompson, Van Dyk, Wanamaker, Williams.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 610, providing for intergovernmental disposition of property, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Knowles, Kraabel, Paris, Perry, Swayze.

MINORITY recommendation: Do not pass. Signed by Representative Bledsoe.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 680, providing for local public works planning, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Hoggins, Knowles, Kraabel, McCormick, Moon, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 740, implementing law relating to fees of state's colleges and universities, reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Bottiger, Gladder, Goldsworthy, Kiskaddon, Rabel, Shera, Shinpoeh.

MINORITY recommendation: Do not pass. Signed by Representatives Douthwaite, King, Maxie.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 743, exempting executive assistants for personnel administration and labor relations from the provisions of the state civil service law, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, McCormick, Moon, Paris, Perry, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 762, providing for preplacement studies of prospective adoptive parents, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Beck, Ceccarelli, Conner, Conway, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 798, relating to the operation and administration of state government, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

After the enacting clause, insert as section 1, the following:

"Section 1. Section 4, chapter 155, Laws of 1969 ex. sess. and RCW 46.20.117 are each amended to read as follows:

The department shall issue 'identicards', containing a picture, to nondrivers for a fee of three dollars, such fee shall be deposited in the highway safety fund: *PROVIDED, That the fee shall be the actual cost of production to recipients of continuing public assistance grants under Title 74 RCW who are referred in writing to the department by the secretary of social and health services.* To be eligible, each applicant shall produce evidence commensurate to the regulations adopted by the director that positively proves identity. The 'identicaid' shall be distinctly designed so that it will not be confused with the official driver license. The identicaid shall be valid for five years."

Renumber section 1 as section 2, and strike "Section" and insert "Sec."

In line 1 of the title, after "to" and before the period, strike "state government" and insert the following: "the department of motor vehicles; and amending section 4, chapter 155, Laws of 1969 ex. sess. and RCW 46.20.117"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Paris, Perry, Spanton, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 859, making certain housekeeping changes in the unemployment compensation laws and certain changes in collection procedures, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 17, section 14, line 28 after "any" insert ": *PROVIDED, HOWEVER, That this section shall not be deemed to authorize a stay in the payment of benefits to an individual when such individual has been held entitled thereto by a decision of the commissioner which decision either affirms, reverses or modifies a decision of an appeals tribunal*"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Johnson, Newhouse, Morrison, Randall, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 929, updating public assistance definitions to reflect creation of department of social and health services, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse, Morrison, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Johnson, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

March 20, 1971.

HOUSE BILL NO. 996, restricting eligibility of certain students for unemployment compensation benefits, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 8 strike the balance of the section and insert:

"Any individual registered at and attending an established school in a course of study providing academic instruction of twelve or more hours per week, or the equivalent thereof, shall be disqualified from receiving benefits or waiting period credit for any week during the school year commencing with the first week of academic instruction or the week of leaving employment to return to school, whichever is the earlier, and ending with the week immediately prior to the first full week in which he is no longer attending classes, provided that such nonattendance will be for a period of sixty days or longer. The term 'school' includes primary schools, secondary schools and 'institutions of higher education' as that phrase is defined in section 22 of chapter 3, Laws of 1971.

This disqualification shall not apply to any individual who

(1) is in approved training within the meaning of section 12, chapter 3, Laws of 1970;

or  
(2) meets all other eligibility requirements of this title and earned a majority of his base year wages while in the military service of the United States or while actively attending school for twelve or more hours per week."

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse, Morrison, Randall, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representative Savage.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 1037, excepting children attending state residential schools from the compulsory school attendance law, reported by Committee on Education and Libraries:

MAJORITY recommendation: Do pass with the following amendments:

On page 2, starting on line 4 strike all of section 2

On page 1, line 5 of the title strike "; and making an appropriation"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, McDermott, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE CONCURRENT RESOLUTION NO. 12, directing the legislative council to study oil spills and supertankers, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Anderson, Charnley, Cunningham, Flanagan, Gallagher, Hurley, Luders, Martinis, North, Schumaker, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1085, by Representatives Wolf, Copeland, O'Brien, May, Haussler, Newhouse, Berentson, Juelling, Moon, Bledsoe, Charette, Harris, Bottiger, Eikenberry, Gladder, Jones, Kuehnle, Pardini and Paris:

An Act relating to legislative review of agency rules and regulations; and amending section 1, chapter 186, Laws of 1963 and RCW 34.04.160.

Referred to Committee on Judiciary.

HOUSE BILL NO. 1086, by Representatives Morrison, Brown and North:

An Act relating to the redistricting and reapportionment of the state into congressional districts.

Referred to Committee on Elections and Apportionment.

HOUSE BILL NO. 1087, by Representatives North, Morrison and Brown:

An Act relating to the redistricting and reapportionment of the state into congressional districts.

Referred to Committee on Elections and Apportionment.

HOUSE BILL NO. 1088, by Representatives North, Morrison and Brown:

An Act relating to the legislature; and providing for the redistricting and reapportionment thereof.

Referred to Committee on Elections and Apportionment.

HOUSE BILL NO. 1089, by Representatives Brown, North and Morrison:

An Act relating to the legislature; and providing for the redistricting and reapportionment thereof.

Referred to Committee on Elections and Apportionment.

HOUSE BILL NO. 1090, by Representatives Morrison, Brown and North:

An Act relating to the legislature; and providing for the redistricting and reapportionment thereof.

Referred to Committee on Elections and Apportionment.

HOUSE BILL NO. 1091, by Representatives Haussler and Flanagan:

An Act relating to hospital districts; and amending section 1, chapter 227, Laws of 1967 and RCW 70.44.171.

Referred to Committee on Local Government.

HOUSE BILL NO. 1092, by Representatives Costanti and Berentson:

An Act relating to certain purchases of fish foods by the department of fisheries.

Referred to Committee on Natural Resources and Ecology.

HOUSE BILL NO. 1093, by Representatives Brown, North and Morrison:

An Act relating to the redistricting and reapportionment of the state into congressional districts.

Referred to Committee on Elections and Apportionment.

HOUSE JOINT MEMORIAL NO. 16, by Representatives North, Martinis, Hansey, Charette and Costanti:

Petitioning the U.S. government to protect the interests of West Coast fishermen.

Referred to Committee on Natural Resources and Ecology.

## SECOND READING

HOUSE BILL NO. 121, by Representatives Wolf, Bottiger and Copeland:

Providing for licensing of airports.

The House resumed consideration of House Bill No. 121 on second reading.

The Speaker stated the question before the House to be the following amendment by Mr. Bottiger (as amended by Mr. Barden):

On page 3, add a new section to read as follows:

"NEW SECTION. Sec. 6. Sections 1 and 2 of this act shall not apply to any airport in existence as of January 1, 1972."

With the consent of the House, Mr. Bottiger withdrew the amendment.

On motion of Mr. Hansey, the following amendment by Representatives Hansey and Wolf was adopted:

On page 2, section 2, line 9 strike section 2 and renumber the remaining sections consecutively

On motion of Mr. Curtis, the following committee amendments to the title were adopted:

On page 1, line 2 of the title after "RCW 14.04.260;" and before "amending" strike "and"

On page 1, line 3 of the title after "RCW 14.04.270" and before the period insert "and adding new sections to Title 14 RCW"

On motion of Mr. Hansey, the following amendment to the title was adopted:

On page 1, line 2 of the title strike "and amending section 27, chapter 165, Laws of 1947 and RCW 14.04.270"

House Bill No. 121 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 121 was placed on final passage.

Representatives Wolf and Hansey spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 121, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—94.

Voting nay: Representatives Kuehnle, Van Dyk—2.

Absent or not voting: Representatives Hubbard, Kirk, Zimmerman—3.

Engrossed House Bill No. 121, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Tuesday, March 23, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWELFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 23, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Rosellini who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Christian Missionary Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 22, 1971.

HOUSE BILL NO. 84, regulating charitable trusts and similar relationships and requiring reports thereof, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, on line 24 strike "*or for any public charitable purpose*" and insert "*or holding assets subject to limitations described in subsection (3) of RCW 24.03.225 whether or not held upon a condition requiring return, transfer or conveyance by reason of the dissolution*"

Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 368, reducing the number of court reporter salary classes and increasing court reporter's salaries, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 17 after "*counties,*" strike "*fourteen thousand*" and insert "*twelve thousand five hundred*"

Signed by Representatives Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

MINORITY recommendation: Do not pass. Signed by Representative Julin, Chairman.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 420, providing certain changes in the law relating to the soliciting of legal services by trust companies, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 513, defining conspiracy as a crime under narcotic and dangerous drug laws, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Bottiger, Eikenberry, Knowles, Marsh, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 668, providing for quarterhorse representation on the racing commission, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 1 of the title, strike "*providing for the representation of the northern racing quarterhorse association on the commission;*"

Signed by Representatives Curtis, Chairman, Kuehne, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Hatfield, Jastad, Juelling, Pardini, Perry, Polk, Wojahn, Wolf.  
Passed to Committee on Rules and Administration for second reading.

March 18, 1971.

HOUSE BILL NO. 682, requiring the attorney general to prosecute welfare fraud cases, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 3 of the title after "circumstances" add a period and strike the remainder of the title

On page 1, line 6 after "Section 1." strike the balance of the bill and insert "The attorney general shall provide assistance to the department of social and health services in the review, processing and preparation of cases involving alleged criminal fraud by a person or persons obtaining or attempting to obtain benefits under Title 74 RCW and shall recommend to the department prosecution in cases where it appears that an offense has been committed and that sufficient evidence is available. The department of social and health services shall transmit such allegations, together with a full investigative report, to the prosecuting attorney of the appropriate county. Upon request of the county prosecutor, the attorney general may provide additional assistance, including conduct of the trial of the person charged. In the event the attorney general conducts the trial, and related proceedings, the county shall bear the same expenses and costs, excluding attorney fees for the attorney general for such prosecution and proceedings as it would were the prosecution being prepared and conducted by the county prosecuting attorney."

Signed by Representatives Julin, Chairman, Eikenberry, Knowles, Marsh, Rosellini, Shinpoch.

Rereferred to Committee on Appropriations.

March 22, 1971.

HOUSE BILL NO. 697, increasing penalty for criminal property damage in excess of seventy-five dollars, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 27 before "dollars" strike "seventy-five" and insert "two hundred fifty"

On page 2, section 1, line 2 after "be" strike "greater than seventy-five dollars" and insert "two hundred fifty dollars or more"

Signed by Representatives Harris, Vice Chairman, Bottiger, Eikenberry, Knowles, Marsh, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 800, providing for conversion of cooperative associations into corporations and for mergers between co-ops and corporations, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Bottiger, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 835, defining an unfair business practice in regard to sale of articles at reduced prices, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Jastad, Pardini, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 853, repealing prohibition on sale of contraceptives, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Knowles, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 897, exempting pension benefits to city employees from inheritance tax, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Bluechel, Eikenberry, Hatfield, Julin, Kilbury, Kuehne, Pardini.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE JOINT RESOLUTION NO. 39, amending the Constitution to remove limits on number of court commissioners in each county, reported by Committee on Judiciary..

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Bottiger, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE CONCURRENT RESOLUTION NO. 4, providing for study on development of a state coordinated system for communication by department of general administration, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 23 after "Administration" strike "be directed to" and insert "under the direction of the executive committees of the Legislative Budget Committee and Legislative Council"

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Brouillet, Costanti, Curtis, Farr, Jueling, Lynch, Lysen, Marsh, Maxie, Mentor, Merrill, Morrison, North, Paris, Polk, Rosellini, Savage, Shera, Shipoch, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 2, providing for a study of a single distribution method for funds for the common schools, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Costanti, Curtis, Farr, Jueling, Lynch, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Morrison, North, Paris, Polk, Rosellini, Savage, Shera, Shipoch, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

SENATE CONCURRENT RESOLUTION NO. 3, authorizing a study of community college funds, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Costanti, Curtis, Farr, Jueling, Lynch, Lysen, Marsh, Maxie, Mentor, Merrill, Morrison, North, Paris, Polk, Rosellini, Savage, Shera, Shipoch, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

SENATE CONCURRENT RESOLUTION NO. 5, providing for review of community college program costs, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Costanti, Curtis, Farr, Jueling, Lynch, Marsh, Maxie, Merrill, Moon, Morrison, North, Paris, Polk, Rosellini, Shera, Shipoch, Van Dyk, Wojahn.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

March 22, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 188,  
 ENGROSSED SENATE BILL NO. 182,  
 ENGROSSED SENATE BILL NO. 514,  
 ENGROSSED SENATE BILL NO. 515,  
 SENATE BILL NO. 629,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 22, 1971.

Mr. Speaker: The President has signed:  
 SENATE BILL NO. 49,  
 SENATE BILL NO. 56,  
 SENATE BILL NO. 151,  
 SENATE BILL NO. 172,  
 SENATE BILL NO. 302,  
 SUBSTITUTE SENATE BILL NO. 352,  
 SENATE BILL NO. 496,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 22, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 380, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 49,  
 SENATE BILL NO. 56,  
 SENATE BILL NO. 151,  
 SENATE BILL NO. 172,  
 SENATE BILL NO. 302,  
 SUBSTITUTE SENATE BILL NO. 352,  
 SENATE BILL NO. 380,  
 SENATE BILL NO. 496.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1094, by Representative Hoggins:

An Act relating to school districts and their negotiations with certificated personnel.  
 Referred to Committee on Education and Libraries.

HOUSE BILL NO. 1095, by Representative Benitz:

An Act relating to justices of the peace; and amending section 4, chapter 156, Laws of 1951 as last amended by section 2, chapter 52, Laws of 1969 and RCW 3.16.004.

Referred to Committee on Judiciary.

HOUSE BILL NO. 1096, by Representatives Randall and Kuehnle:

An Act relating to law enforcement; providing for the designation of certain officers of local law enforcement agencies as special narcotics and dangerous drug agents; providing for the extraterritorial jurisdiction of such agents; providing for their registration; and adding a new section to chapter 27, Laws of 1959 and to chapter 69.33 RCW.

Referred to Committee on Judiciary.

HOUSE BILL NO. 1097, by Representative Randall:

An Act relating to education; and authorizing school districts to contract with educational service corporations for educational services.

Referred to Committee on Education and Libraries.

HOUSE BILL NO. 1098, by Representatives Marzano, Bottiger and Gallagher:

An Act relating to motor vehicles; and amending section 27, chapter 21, Laws of 1961 ex. sess. as last amended by section 3, chapter 40, Laws of 1969 ex. sess. and RCW 46.52.130.

Referred to Committee on Transportation.

HOUSE BILL NO. 1099, by Representatives Wolf and Newhouse:

An Act relating to the interagency committee for outdoor recreation; amending section 11, chapter 5, Laws of 1965 as amended by section 2, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.110; and adding new sections to chapter 43.99 RCW.

Referred to Committee on Natural Resources and Ecology.

HOUSE BILL NO. 1100, by Representatives Kuehnle and Haussler:

An Act relating to taxation; and amending section 84.56.230, chapter 15, Laws of 1961 and RCW 84.56.230.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 182, by Senators Wilson; Elicker, Durkan, Henry, Bailey, Atwood, Day, Donohue, Gissberg, Stender, Odegaard, Peterson (Lowell), Fleming,

Foley, Peterson (Ted), Cooney, Holman, McDougall, Twigg, Knoblauch, Guess, Keefe, Washington, Newschwander, Metcalf and Talley:

An Act relating to physician's assistants and osteopathic physician's assistants; and creating new sections.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 188, by Senators Walgren, Andersen, Ridder and Day:

An Act relating to the practice of medicine and surgery; providing for physician's trained mobile intensive care paramedics; authorizing the rendering of emergency lifesaving service by a physician's trained mobile intensive care paramedic under certain specified circumstances; granting immunity from civil liability for good faith emergency lifesaving services rendered by physician's trained mobile intensive care paramedics; amending section 14, chapter 192, Laws of 1909 as last amended by section 18, chapter 199, Laws of 1969 ex. sess. and RCW 18.71.020; adding new sections to chapter 192, Laws of 1909 and chapter 18.71 RCW; and declaring an emergency.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 514, by Senators Holman, Whetzel and Francis (by Departmental request):

An Act relating to the extradition of persons charged with a crime, and to make uniform the law with reference thereto; adding new sections to chapter 10.88 RCW; repealing section 6, page 102, Laws of 1854, section 158, page 217, Laws of 1873, section 972, Code of 1881, and RCW 10.88.010; repealing section 6, part, page 102, Laws of 1854, section 972, part, Code of 1881, and RCW 10.88.020; repealing section 7, page 102, Laws of 1854, section 159, page 218, Laws of 1873, section 973, Code of 1881, and RCW 10.88.030; repealing section 8, page 103, Laws of 1854, section 160, page 218, Laws of 1873, section 974, Code of 1881, and RCW 10.88.040; repealing section 9, page 103, Laws of 1854, section 161, page 219, Laws of 1873, section 975, Code of 1881, and RCW 10.88.050; repealing section 10, page 103, Laws of 1854, section 162, page 219, Laws of 1873, section 976, Code of 1881, and RCW 10.88.060; amending section 6, chapter 196, Laws of 1951, as amended by section 4, chapter 45, Laws of 1963, and RCW 26.21.050; prescribing penalties; and providing an effective date.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 515, by Senators Lewis, Jolly and McDougall:

An Act relating to revenue and taxation; and amending section 84.40.220, chapter 15, Laws of 1961 and RCW 84.40.220.

#### MOTION

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Bill No. 515 was advanced to second reading and placed on today's second reading calendar just prior to House Bill No. 669.

#### INTRODUCTION AND FIRST READING

SENATE BILL NO. 629, by Senators Henry, Washington and Huntley:

An Act relating to emergency protection and restoration of highways; and adding a new section to chapter 47.28 RCW.

Referred to Committee on Transportation.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-32, by Committee on Rules and Administration:

WHEREAS, Members of the House of Representatives of the First Extraordinary Session of the Forty-second Legislature acknowledge and heed those specific pronouncements of the Honorable Governor of this state in his State of the State and State of the Budget messages to this Legislature; and

WHEREAS, The state budgetary and economic conditions required the Governor of the State to call an Extraordinary Session of the Forty-second Legislature immediately following adjournment of the Regular Session;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That unless the House shall otherwise direct by two-thirds of its members elected, said vote to be taken by yeas and nays and entered upon the journal:

(1) That no bill shall be considered in the House unless the time for its introduction shall have been on or before the thirteenth day of said special session: PROVIDED, That this paragraph shall not apply to legislative measures solely related to revenue and taxation or appropriations and budget or redistricting or reapportionment; and

(2) That until midnight of the twenty-first day thereof, the House may consider any measure regularly brought before it pursuant to House Rules or the Legislature's Joint Rules of Procedure; and

(3) That commencing at midnight of the twenty-first day of said Special Session the House will only consider Senate bills that have passed the Senate prior to midnight on Thursday, April 1, 1971: PROVIDED, That this paragraph shall not apply to legislative measures solely related to revenue and taxation or appropriations and budget or redistricting or reapportionment.

Mr. Bledsoe moved adoption of the resolution.

Representatives Bledsoe and Morrison spoke in favor of adoption of the resolution, and Representatives Grant and Beck spoke against it.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. Beck, please confine your remarks to the merits of the resolution."

Mr. Beck concluded his remarks in opposition to the resolution.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Bledsoe spoke again in favor of the resolution, and Representatives Moon, Sawyer and Savage spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of House Resolution No. 71-32, and the resolution was adopted by the following vote: Yeas, 51; nays, 45; absent or not voting, 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair; Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—45.

Absent or not voting: Representatives Bozarth, May, Rosellini—3.

#### SECOND READING

HOUSE BILL NO. 90, by Representatives Brouillet, Hoggins, Chatalas, Kirk, Merrill, Lynch, Grant, Conner, Thompson, Marsh, Backstrom, Bagnariol, Bauer, Beck, Ceccarelli, Charnley, Douthwaite, Farr, Gallagher, King, Luders, Martinis, Marzano, Mentor, McCormick, O'Brien, Paris, Rosellini, Williams, Wojahn and Litchman (by Joint Committee on Education request, Executive request and Superintendent of Public Instruction request):

Relating to educational opportunities for all handicapped children.

The bill was read the second time.

On motion of Mrs. Lynch, the following amendment was adopted:

On page 3, section 4, line 32 after "and/or" strike "approved homes" and insert "homes approved by the department of social and health services"

Mr. Hoggins moved adoption of the following amendment by Representatives Brouillet and Hoggins:

On page 4, section 4, beginning on line 17 after the period insert "*The cost of board and room in facilities approved by the department of social and health services shall be provided by the department of social and health services for those handicapped students eligible for such aid under programs of the department.*"

Mr. Hoggins spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Shera.

Mr. Shera: "Mr. Hoggins, what is the estimated cost?"

Mr. Hoggins: "The cost of the board and room? I can't answer that question directly, but where children are involved in a board and room arrangement, for the instruction they will receive (if they qualify) then we can qualify for 75 percent of the cost."

The amendment was adopted.

On motion of Mr. Hoggins, the following amendment by Representatives Brouillet and Hoggins was adopted:

On page 4, section 4, line 18 after "*students*" and before "*deemed*" insert "*not eligible under programs of the department of social and health services but*"

On motion of Mr. Hoggins, the following amendments were adopted:

On page 4, section 4, line 22 after "*the*" and before "*department*" strike "*division of institutions of the*"

On page 4, section 4, line 26 after "*the*" on line 26 and before "*department*" on line 27 strike "*division of institutions of the*"

Mr. Brouillet moved adoption of the following amendment by Representatives Brouillet and Chatalas:

On page 7, section 9, beginning on line 14 after "*amendatory act.*" strike all the material down to and including the period on line 18

Mr. Brouillet spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. McDermott.

Mr. McDermott: "Mr. Brouillet, in what way does your amendment strengthen the bill, and for what reason did you enter it in the bill?"

Mr. Brouillet: "Thank you, Mr. McDermott. Some of us may not feel it strengthens the bill very much. As I indicated before, the governor's office thought this amendment was necessary. We had a little trouble moving the bill, so some of us agreed to put this amendment on it."

Mr. McDermott spoke against the amendment.

#### POINT OF INQUIRY

Mr. May yielded to question by Mr. Jueling.

Mr. Jueling: "In connection with this, Mr. May, you discussed with me the other day the problem of cost involved in busing these youngsters. I wonder if you would mind enlightening the body as to your research in this regard."

Mr. May: "Yes, Mr. Jueling, the bill has a lot of merit, and I was concerned with the cost—especially the cost on transportation. The basic support for \$371 per pupil a year (I couldn't quarrel with that) is standard. The state standard for hauling children is \$66, as against the \$400 . . ."

#### POINT OF ORDER

Mr. Kraabel: "I believe the comments are apropos to the following amendment and not the amendment we are currently discussing."

The Speaker: "Your point of order would appear to be well taken, Mr. Kraabel."

Representatives Wolf, Copeland and Newhouse spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Kraabel.

Mr. Kraabel: "My understanding now is that the schools of our state are not obliged to educate the children of which we speak. If we strike this paragraph, it seems to me we are going back to previous conditions. With this paragraph stricken, how, in your opinion, would the situation then differ from the current situation?"

Mr. Hoggins: "I would have to agree with the observation that if we strike this material and adopt the amendment that follows, we would be in exactly the same position that we are right now. I would like to point out to those who are supporting this amendment that there are, in a sense, ways out for school districts. What the superintendent of a local school district must show is that there is no agency or other school district with whom the school district may contract under section 4, and to show the child will not benefit from alternate educational opportunities. I have to agree with those who spoke against the amendment, saying for too long we have permitted school districts to push off the parents who have children with limited ability, by saying we don't have anything and have made no major effort to make sure that these children have the educational opportunity that they are entitled to. So I would hope that you would not adopt this amendment and keep it as it is so we can get a handle on this problem and make progress."

Representatives Perry and Lynch spoke against adoption of the amendment.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Brouillet and Chatalas to House Bill No. 90, and the amendment was lost by the following vote: Yeas, 24; nays, 74; absent or not voting, 1.

Voting yea: Representatives Amen, Backstrom, Berentson, Bledsoe, Brouillet, Copeland, Costanti, Flanagan, Gallagher, Hatfield, Hubbard, Jueling, Kuehnle, Mentor, Morrison, Newhouse, Pardini, Savage, Shera, Smith, Spanton, Wanamaker, Wolf, Mr. Speaker—24.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kibury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Ross, Sawyer, Schumaker, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman—74.

Absent or not voting: Representative Rosellini—1.

The Clerk read the following amendment by Representatives Brouillet and Chatalas:

On page 8, strike all of section 12 and renumber the remaining section consecutively  
With the consent of the House, Mr. Brouillet withdrew the amendment.

House Bill No. 90 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

## MOTION

Mr. Brouillet moved that the rules be suspended, the Committee on Rules and Administration be relieved of Engrossed House Bill No. 90, and the bill be placed on today's third reading calendar.

Mr. Chatalas demanded an electric roll call, and the demand was sustained.

## POINT OF ORDER

Mr. Newhouse: "In stating the motion made by Mr. Brouillet, I believe you indicated a suspension of the rules. Would the relieving of a bill from committee require the suspension of the rules?"

## POINT OF ORDER

Mr. O'Brien: "You are on the second reading of bills, and the motion is to relieve the Committee on Rules and Administration of the bill and place it on third reading. It appears to me it would require a suspension of the rules."

## POINT OF ORDER

Mr. Grant: "I believe this came up before, and I thought I had the correct rule here but perhaps I don't. I think if you will take a look at the rules you will find that a committee may be relieved of a bill at any time."

## RULING BY THE SPEAKER

The Speaker: "We have Rule 43, subsection (a) which states: 'A bill in the Rules and Administration Committee may be placed on the calendar by the affirmative vote of a constitutional majority of all members of the house.' The only thing that caused doubt in the mind of the Speaker was whether there was also an additional rule which required a 24-hour waiting period between the second and third reading which would have to be suspended. However I do not find such requirement. I do find a requirement for a waiting period before bills can go out on second reading after they have been in Rules, but I don't see any rule requiring a 24-hour wait between second and third reading. The Speaker would rule that the motion to relieve the Rules Committee is in order and that the bill may be placed on the calendar on today's third reading calendar on a majority vote of the House."

Mr. Bledsoe spoke against the motion.

## POINT OF ORDER

Mr. O'Brien: "I think I called the rule number to you. What you could do is bring the bill out and put it on second reading and then suspend the rules. Rule 24 specifically states: 'Every bill shall be read on three separate days unless the house deems it expedient to suspend this rule.' Also the format in the back of your order of business states under reading of bills, second reading and third reading. So if you wanted to place the motion properly it would be to take the bill away from the Rules and Administration Committee, put it on second reading again which would require a majority vote. Then, as you know, if you want to advance it to third reading, you just have to suspend the rules—Rule 24."

## RULING BY THE SPEAKER

The Speaker: "Your point would appear to be well taken. That is the three-separate-day rule that the Speaker was looking for, and I would rule that to relieve the Rules Committee of this measure and to place it on today's third reading calendar would require a two-thirds majority vote of this House."

Mr. Brouillet spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Beck: "Mr. Speaker, the bill went through second reading. If we take it out of Rules Committee and bring it out on the floor of the House, where does that put it? Doesn't that put it on third reading? It has already gone through second reading."

The Speaker: "It can't be on third reading without the lapse of one day unless the rules are suspended. As I interpret it, the motion was to suspend the rules, to relieve the Rules Committee of Engrossed House Bill No. 90, and place it on today's third reading calendar."

## POINT OF INQUIRY

Mr. Randall: "You stated that the previous point of order was properly taken. Are we now voting on a motion to put it back to second reading or third?"

The Speaker: "No, the motion is to suspend the rules and relieve the Rules Committee of Engrossed House Bill No. 90 and place it on today's third reading calendar."

## ROLL CALL

The Clerk called the roll on the motion by Mr. Brouillet to suspend the rules and relieve the Committee on Rules and Administration of Engrossed House Bill No. 90 and

place it on today's third reading calendar, and the motion was lost by the following vote: Yeas, 54; nays, 44; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Rabel, Randall, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn—54.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Polk, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—44.

Absent or not voting: Representative Rosellini—1.

## SECOND READING

HOUSE BILL NO. 346, by Representatives Copeland, Grant and Cunningham:  
Implementing leave provisions for school district employees.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, beginning with line 19 after "bereavement" strike "[and] , emergencies and personal business" and insert "and, emergencies"

On page 2, section 1, line 19 strike "[shall not] may be compensable" and insert "shall not be compensable except in the following manner: Any leave for injury or illness accumulated up to a maximum of one hundred and eighty days shall be creditable as service rendered for the purpose of determining the time at which an employee is eligible to retire"

On page 2, section 1, beginning on line 28 after "district" strike everything down to and including "leave" on line 32

The bill was read the second time.

Mr. Hoggins moved adoption of the first committee amendment, and spoke in favor of the amendment.

The first committee amendment was adopted on a rising vote.

Mr. Hoggins moved adoption of the second committee amendment.

Mr. Grant moved adoption of the following amendment to the amendment:

Amend the committee amendment to page 2, section 1, line 19 as follows: After "at which" and before "is eligible" strike "a teacher" and insert "an employee"

Mr. Grant spoke in favor of the amendment to the amendment.

The amendment by Mr. Grant to the committee amendment was adopted.

The Speaker stated the question before the House to be the committee amendment as amended.

Representatives Hoggins and Bottiger spoke in favor of the amendment, and Representative Pardini spoke against it.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Shera.

Mr. Shera: "Mr. Hoggins, the way I read this amendment, if a teacher were to have 25 years of service, say at age 60 years, and he had accumulated 180 days of sick leave, at that time he could retire with 26 years of credit on his retirement. Is that correct?"

Mr. Hoggins: "That is correct."

Mr. Shera spoke against adoption of the amended committee amendment.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Polk.

Mr. Polk: "Representative Hoggins, one of the school districts within my district has suggested the possibility that there is some fiscal impact from this bill on the local school districts. The other opinion has come forward that the impact is not on the local school districts but is on the teachers' retirement fund. Would you clarify this, please?"

Mr. Hoggins: "Yes, I think your observations are correct. There would be no cost impact on the school districts, but it would be on the teachers' retirement system. There would be essentially a financial savings to the school district. To give you an example: Suppose that you had a 19-year employee, and that person was eligible to retire, and was making twelve thousand dollars a year—that would be an immediate saving to the school district of twelve thousand dollars, and they would probably hire a beginning teacher and save a substantial amount of money. As you compute this out in terms of what the state is now paying (the seven percent of the teachers' \$12,000 into the retirement system), it would take seven years before this would have a cost impact on the teachers' retirement system, so it is not an immediate impact. It wouldn't begin in this particular case I cite until seven years have gone by."

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Randall spoke against adoption of the amended amendment, and Mr. Savage spoke in its favor.

### ROLL CALL

The Clerk called the roll on the adoption of the committee amendment as amended by Mr. Grant to page 2, section 1, line 19, House Bill No. 346, and the amendment was adopted by the following vote: Yeas, 69; nays, 29; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—69.

Voting nay: Representatives Amen, Barden, Benitz, Bledsoe, Bluechel, Eikenberry, Flanagan, Gilleland, Gladder, Hatfield, Hubbard, Jones, Jueling, Julin, Kopet, Kuehnle, Lynch, Maxie, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Ross, Shera, Smith, Spanton, Wanamaker—29.

Absent or not voting: Representative Rosellini—1.

### STATEMENT FOR THE JOURNAL

I wish to change my vote from nay to aye on the committee amendment to House Bill No. 346. MARJORIE LYNCH, 14th District.

### SPEAKER'S INQUIRY

The Speaker: "Mr. Grant, is your floor amendment intended to strike subsection (i) of that paragraph and insert, or is it just intended to insert new language?"

Mr. Grant: "I think, Mr. Speaker, that the committee amendment strikes subsection (i). That would be taken first—that is what I assumed at least. Then my amendment would be to insert a new section (i)."

The Speaker: "That was my confusion. If it was an intent to perfect the language, it would come before the motion to strike. We will take the committee amendment first."

### PARLIAMENTARY INQUIRY

Mr. Hoggins: "If I understand correctly, the committee amendment strikes the language. I can't determine whether or not it is the identical language—it is almost the identical language that was in the original bill. I guess the question is: Do we work on the committee amendment which strikes, and then insert new language, or do we insert new language and then strike?"

The Speaker: "It is not the identical language as that being stricken. It is different language, and under our rules, committee amendments are considered before floor amendments unless those amendments are designed to perfect language stricken by the committee."

## MOTIONS

On motion of Mr. Morrison, the House deferred further consideration of House Bill No. 346 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar.

On motion of Mr. Morrison, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 541, by Committee on State Government (Originally sponsored by: Representatives Ross, Maxie, Blair, Kilbury and Smythe—by Executive request):

Requiring nondiscrimination clauses in state contracts.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of Engrossed Substitute House Bill No. 541, and the bill was ordered placed at the bottom of today's third reading calendar.

HOUSE JOINT MEMORIAL NO. 15, by Representatives Bledsoe, King, Brown, Ceccarelli, Grant, Charnley, Rosellini, McDermott, Kiskaddon, Jones, Gilleland, Blair, Kraabel, Smythe, Lysen, Brouillet, Rabel, Ross, Backstrom, Paris and Chatalas (by Executive request and by Secretary of State request):

RATIFYING a proposed amendment to the U.S. Constitution allowing congress to set the voting age.

House Joint Memorial No. 15 was read the third time and placed on final passage.

Representatives Bledsoe, Kilbury, King, Barden and Kraabel spoke in favor of passage of the memorial, and Representative Gladder spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 15, and the memorial passed the House by the following vote: Yeas, 79; nays, 17; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Benitz, Conway, Farr, Flanagan, Gladder, Harris, Hatfield, Hubbard, Hurley, Jueling, Kopet, Kuehne, Polk, Randall, Schumaker, Smith, Spanton—17.

Absent or not voting: Representatives Eikenberry, Newhouse, Rosellini—3.

House Joint Memorial No. 15, having received the constitutional majority, was declared passed.

## MOTION

On motion of Mr. Bledsoe, House Joint Memorial No. 15 was ordered transmitted immediately to the Senate.

## STATEMENT FOR THE JOURNAL

Regarding House Joint Memorial No. 15: Although I voted to extend the voting

franchise in state elections to 18-year-olds, I consider an amendment to the United States Constitution, which would remove the right of our respective states to set their own age requirements for voting, to be destructive to the concepts of our federal system.

Based upon the conviction stated above, I have cast a "no" vote for House Joint Memorial No. 15, WILLIAM M. POLK, 41st District.

### MOTION

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

### AFTERNOON SESSION

The Speaker called the House to order at 2:00 p.m.

The Clerk called the roll and all members were present except Representative Rosellini who was excused.

### MESSAGES FROM THE GOVERNOR

Office of the Governor, March 22, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 157: Providing immunity from implied warrant and civil liability in blood transfusions.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

Office of the Governor, March 22, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bills, entitled:

HOUSE BILL NO. 10: Recognizing certain items as evidence of educational competence for public employment.

HOUSE BILL NO. 12: Abolishing obsolete authority of certain school districts to establish and maintain certain parental or truant schools.

HOUSE BILL NO. 15: Deleting certain common school provisions from the higher education code and reenacting them in their proper code.

HOUSE BILL NO. 16: Deleting obsolete authority of superintendent of public instruction.

HOUSE BILL NO. 17: Repealing obsolete law which provides for apportionment of public school funds to certain school districts for pupils from orphan homes.

HOUSE BILL NO. 18: Changing "county" and/or "intermediate district" to "intermediate school district" within certain sections of the common school code.

HOUSE BILL NO. 41: Requiring that bacon be packaged so that the quality and degree of leanness may be ascertained.

ENGROSSED HOUSE BILL NO. 50: Renaming the Mayfield Lake State Park as the Ike Kinswa State Park.

ENGROSSED HOUSE BILL NO. 54: Providing for reciprocal or proportional registration of vehicles.

HOUSE BILL NO. 55: Exempting denial, suspension, or revocation of a driver's license from the administrative procedure act.

ENGROSSED HOUSE BILL NO. 57: Providing for changes in licensing periods by the director of motor vehicles.

ENGROSSED HOUSE BILL NO. 75: Authorizing school districts to permit emergency use by other governmental agencies of their school buses and equipment.

ENGROSSED HOUSE BILL NO. 108: Providing for filling of vacancies in, quorum for, school districts.

HOUSE BILL NO. 109: Authorizing state board of education to establish regulations governing school district numbering.

ENGROSSED HOUSE BILL NO. 134: Providing for reduction in the number of fire commissioners in a merged fire protection district.

HOUSE BILL NO. 143: Providing that professional service corporations with one shareholder need have only one officer and director.

ENGROSSED HOUSE BILL NO. 206: Permitting immediate transfers of assets under the bulk sales act.

HOUSE BILL NO. 216: Providing for the contents of certain trust instruments to conform to requirements of the Internal Revenue Code of 1954.

HOUSE BILL NO. 217: Prohibiting certain acts by private foundations.

HOUSE BILL NO. 220: Simplifying documentary requirements for foreign corporations requesting authority to do business in Washington.

HOUSE BILL NO. 228: Relating to the interagency committee for outdoor recreation.

ENGROSSED HOUSE BILL NO. 234: Providing criminal penalties for removing from the state property subject to a security agreement.

HOUSE BILL NO. 266: Providing for a change in the filing of regulations of the liquor control board.

HOUSE BILL NO. 434: Authorizing deductions for certain state procured insurance from teachers' retirement allowances.

ENGROSSED HOUSE BILL NO. 509: Providing for assessments by the Washington State beef commission.

HOUSE BILL NO. 558: Extending the definition of "public warehouse" to include open air enclosures adjacent to a warehouse building.

ENGROSSED HOUSE BILL NO. 675: Providing for producer-handlers on commodity boards.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

### REPORTS OF STANDING COMMITTEES

March 22, 1971.

HOUSE BILL NO. 7, prohibiting automobile license unless registrant has valid driver's license or financial responsibility, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 7 strike the remainder of the bill and insert the following:

"NEW SECTION. Section 1. There is added to chapter 12, Laws of 1961 and to chapter 46.12 RCW a new section to read as follows:

No vehicle certificate of license registration, whether an original issue or a duplicate, shall be issued unless the person or persons in whose name the vehicle is to be registered each have a valid operator's license: PROVIDED, That the director of motor vehicles may adopt rules and regulations specifying exceptions for corporations or other special registrations: PROVIDED FURTHER, That such exceptions must comply with chapter 46.29 RCW.

NEW SECTION. Sec. 2. There is added to chapter 12, Laws of 1961 and to chapter 46.12 RCW a new section to read as follows:

Any vehicle operated by an individual who does not have his unexpired operator's license in his possession or whose operator's license has expired or whose operator's license has been suspended or revoked may be impounded by the arresting officer and shall be retained by the governmental agency having traffic law enforcement jurisdiction over the portion of the highway where the vehicle was so impounded, and the vehicle shall be released and the costs incurred in towing and storage shall be paid in the manner prescribed by the director by appropriate rules and regulations: PROVIDED, That the director may also adopt standards for charges for impounding and storage of such vehicles."

In line 3 of the title after "requirements;" and before "and" insert "providing for the impounding of vehicles where the driver does not have a valid operator's license in his possession;"

In line 4 of the title after "adding" strike "a new section" and insert "new sections"

Signed by Representatives Berentson, Chairman, Adams, Amen, Anderson, Bauer, Beck, Bozarth, Bradley, Charnley, Douthwaite, Gallagher, Gladder, Hansey, Hoggins, Jones, Martinis, McCormick, Rabel.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 555, authorizing parks and recreation commission to regulate vehicular traffic on ocean beaches, reported by Committee on Transportation:

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning on line 11 after "commission" strike ", after [agreement] consultation with the Washington state highway commission," and insert "[, after agreement with the Washington state highway commission,]"

On page 1, section 1, line 14 after "ocean" strike "beach highways as designated and established under RCW 79.16.130, 79.16.160 and 79.16.170" and insert "[beach highways as designated and established under RCW 79.16.130, 79.16.160 and 79.16.170] beaches between the line of extreme low tide and the line of permanent visible vegetation"

On page 2, section 1, line 4 after "beds" and before the period insert ": PROVIDED

*HOWEVER, That nothing contained herein shall take from the department of fisheries its authority to manage, regulate, protect and utilize razor clams: PROVIDED FURTHER, That the beach area located between the Copalis river and a place known as 'the Rocks', approximately five thousand feet north of said river, commonly known as the Copalis State Airport, shall be reserved primarily for light aircraft use"*

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Amen, Blair, Bozarth, Charnley, Cunningham, Douthwaite, Hansey, Hoggins, Johnson, Jones, Kraabel, Martinis, Perry, Rabel, Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Adams, Anderson, Beck, Bradley, Gallagher, Gilleland, Gladder, Schumaker.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 644, extending liability for penalties for overloading to person controlling loading of vehicle, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning on line 9 after "46.44 RCW," strike all the matter down to and including "overload" on line 19 and insert "[if the operator of the vehicle is not the owner of such vehicle, but is so operating or moving the same with the express or implied permission of the owner, then the operator and/or owner shall both be subject to the provisions of this chapter with the primary responsibility to be that of the owner] the owner of any motor vehicle involved in such act or omission shall be responsible therefor. Any person operating such vehicle, and any persons knowingly and intentionally participating in creating an unlawful condition of use, shall also be subject to the penalties provided in this chapter for such unlawful act or omission.

Sec. 2. Section 46.44.100, chapter 12, Laws of 1961, as amended by section 52, chapter 32, Laws of 1967, and RCW 46.44.100 are each amended to read as follows:

Any police officer is authorized to require the driver of any vehicle or combination of vehicles to stop and submit to a weighing of the same either by means of a portable or stationary scale and may require that such vehicle be driven to the nearest public scale.

Whenever a police officer, upon weighing a vehicle and load, as above provided, determines that the weight is unlawful, such officer may, in addition to any other penalty provided, require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as permitted under this chapter: *PROVIDED, That in the event such vehicle is loaded with grain or other perishable commodities, the driver shall be permitted to proceed without removing any of such load, unless the gross weight of the vehicle and load exceeds by more than ten percent the limit permitted by this chapter.* All materials unloaded shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

It shall be unlawful for any driver of a vehicle to fail or refuse to stop and submit the vehicle and load to a weighing, or to fail or refuse, when directed by an officer upon a weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of this section."

On page 1, beginning on line 2 of the title after "loading;" strike the remainder of the title and insert "exempting certain persons from lightening requirement; amending section 1, chapter 69, Laws of 1969 ex. sess. and RCW 46.44.120; and amending section 46.44.100, chapter 12, Laws of 1961, as amended by section 52, chapter 32, Laws of 1967, and RCW 46.44.100."

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Jones, Kraabel, McCormick.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 659, authorizing an evaluation of cross sound transportation and preparation of a development plan therefor, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 11 after "commission" strike "is" and insert "and the joint committee on highways are"

On page 2, section 1, beginning on line 1, after the period strike all of the matter down to and including "legislature," on line 10 and insert the following:

"The highway commission and the joint committee on highways shall also, at the time that such evaluation is made, inquire into the extent to which motor vehicle funds might be made available to offset the operating and maintenance costs of the ferry system and the eligibility of the ferry system for federal money participation on the basis that ferries are extensions of federal aid routes and/or are mass public transportation carriers.

**NEW SECTION.** Sec. 2. The state highway commission and the joint committee on highways shall prepare a cross sound transportation plan which shall include cost estimates and alternative means for financing the entire project. The plan shall specify the portion of the total cost which can be financed by issuance of toll bridge authority revenue bonds and that portion of the total cost which would be contributed from the motor vehicle fund. The findings and recommendations of the state highway commission and the joint committee on

highways formulated pursuant to the provisions of this act shall be presented to the 1973 regular legislative session."

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Blair, Bozarth, Bradley, Charnley, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Jones, Kraabel, Martinis, McCormick.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 739, providing for negotiations by community college boards of trustees and their academic employees, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Maxie, Rabel, Shera.

Passed to Committee on Rules and Administration for second reading.

March 19, 1971.

HOUSE BILL NO. 984, providing for study by joint interim committee on higher education, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Maxie, Rabel, Shera, Shipoch.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

March 23, 1971.

Mr. Speaker: The Senate has passed SENATE RESOLUTION NO. 36, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### MOTION

On motion of Mr. Bledsoe, the House advanced to the sixth order of business.

### INTRODUCTION AND FIRST READING

ENGROSSED SENATE JOINT RESOLUTION NO. 36, by Senators Knoblauch, Holman, Washington, Walgren, Francis and Stortini (by Secretary of State request):

Ratifying the eighteen-year-old voting rights amendment to the federal Constitution.

On motion of Mr. Bledsoe, the rules were suspended, Engrossed Senate Joint Resolution No. 36 was advanced to second reading and read the second time.

### POINT OF INQUIRY

Mr. Bledsoe: "The committee that was meeting, sir, are they on the floor?"

The Speaker: "Not yet."

### MOTION

Mr. Bledsoe moved that the rules be suspended, and that the sponsors of House Joint Memorial No. 15 be permitted to appear as sponsors of Engrossed Senate Joint Resolution No. 36.

Mr. Bledsoe spoke in favor of the motion.

### MOTION

Mr. Litchman moved to amend Mr. Bledsoe's motion by adding all other House members who would like to join as sponsors of the measure.

Mr. Litchman spoke in favor of the motion to amend the motion.

With the consent of the House, Mr. Bledsoe amended his motion to include the names of all interested sponsors.

## POINT OF INQUIRY

Mr. Beck: "First of all, what are we voting on—a joint resolution, or are we voting for a joint memorial?"

The Speaker: "Senate Joint Resolution No. 36 is before us on second reading. The motion by Mr. Bledsoe was to amend Senate Joint Resolution No. 36 to permit the addition of additional sponsors including all sponsors who signed House Joint Memorial No. 15."

Mr. Beck: "Well, thank you. Now you've straightened me out here. It has always been my impression that when we concur with a resolution to the Congress, that is a concurrent resolution. It has always been my impression that a joint resolution is something that is sent to the people to change our Constitution. Now if we are going to send something to the Congress, Mr. Bledsoe, would you straighten me out here?"

Mr. Bledsoe: "I'll do my best, sir. We are dealing with a Senate position that a joint resolution is the only route to go. We are dealing with a House position, both of them adequately researched, that a joint memorial is the only route to go. We can argue this thing for hours and days, and we will lose our position of preeminence, and some other state will pass this thing first. Mr. Beck, now listen carefully, our joint memorial is going to be processed by the Senate. Their joint resolution is going to be processed by the House. Both will be on their way. Vote for this thing. Be my guest."

Mr. Beck: "If it is going to be sent to Congress, I think it would be a concurrent resolution."

The Speaker: "Concurrent resolutions deal with actions between the two houses of the legislature, Mr. Beck."

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to amend Engrossed Senate Joint Resolution No. 36 to permit additional sponsors, including those who sponsored House Joint Memorial No. 15."

## PARLIAMENTARY INQUIRY

Mr. O'Brien: "How can you add House members to a Senate memorial?"

The Speaker: "By a suspension of the rules and motion, I guess, Mr. O'Brien."

Mr. O'Brien: "But you've got Senate sponsors. How are you going to have House sponsors on a Senate memorial? Mr. Speaker, I know the Chief Clerk who passed away would probably raise up in his grave over such a procedure."

The Speaker stated the question before the House to be the motion to suspend the rules and permit additional sponsors on Engrossed Senate Joint Resolution No. 36.

The motion was carried on a rising vote.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Joint Resolution No. 36 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 36, and the resolution passed the House by the following vote: Yeas, 74; nays, 20; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gallagher, Gilleland, Grant, Hansey, Haussler, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—74.

Voting nay: Representatives Amen, Beck, Benitz, Conway, Farr, Flanagan, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Hurley, Jueling, Kopet, Kuehne, Polk, Randall, Schumaker, Smith, Spanton—20.

Absent or not voting: Representatives Hoggins, May, Newhouse, Rosellini, Van Dyk—5.

Engrossed Senate Joint Resolution No. 36, having received the constitutional majority, was declared passed, at 2:34 p.m., March 23, 1971.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Chief Clerk asks that any of those persons wishing to be listed as sponsors on this measure will have about five minutes to get their sponsorship slips in since we will immediately transmit this to the Senate."

## MOTION

Mr. Bledsoe moved that at the conclusion of the five-minute sign up period that Engrossed Senate Joint Resolution No. 36 be ordered transmitted immediately to the Senate.

## POINT OF INQUIRY

Mr. Chatalas: "Do those of us who already were sponsors have to write the slip again to become sponsors?"

The Speaker: "Those who were sponsors of House Joint Memorial No. 15 will be added automatically."

## POINT OF INQUIRY

Mrs. Hurley: "I always thought that a Senate Joint Resolution was something to be proposed for a vote of the people. Is it true then that this will be ratification by the state of Washington of this procedure by Congress?"

The Speaker: "That is what this is designed to be."

Mrs. Hurley: "With no vote of the people?"

The Speaker: "There is no vote of the people provided for in this measure."

The motion by Mr. Bledsoe to transmit Engrossed Senate Joint Resolution No. 36 immediately to the Senate was carried.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

HOUSE BILL NO. 813, by Representatives Perry, Barden and Bluechel:

Requiring prequalification of electrical contractors doing business with electrical utilities.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 1, line 18 after "court of" insert "the county where the utility district is situated or"

On page 2, section 1, line 18 after "within" strike "five" and insert "fifteen"

On page 3, section 2, line 25 after "court of" insert "the county where the utility district is situated or"

On page 3, section 2, line 25 after "within" strike "five" and insert "fifteen"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 813 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 813 was placed on final passage.

Mr. Perry spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 813, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel,

Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Wolf—1.

Absent or not voting: Representatives Copeland, Newhouse, Rosellini—3.

Engrossed House Bill No. 813, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 992, by Representatives Wojahn, Berentson and Thompson:

Implementing law relating to the prevention of air pollution.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 992 was placed on final passage.

Mrs. Wojahn spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mrs. Wojahn yielded to question by Mr. Berentson.

Mr. Berentson: "I understand that several amendments are planned for this bill in the Senate. In your opinion do they change the intent or weaken the bill at all?"

Mrs. Wojahn: "I'm glad you asked that, Representative Berentson. As one of the sponsors of the bill, no, the amendments would not in anyway impose changes in the bill. There are no substantive amendments. There is some clarification needed and we felt it was better to get the bill moving and amend it in the Senate. It would not substantially change the bill in any way."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 992, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Copeland, Rosellini—2.

House Bill No. 992, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Lynch, Benitz, King, Kiskaddon, Shipoch and Chatalas:

Providing for study of post high school education financing.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 7 was placed on final passage.

Mrs. Lynch spoke in favor of the resolution.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Kiskaddon.

Mr. Kiskaddon: "Representative Lynch, we discussed House Bill No. 758 in committee. That bill would deal with the concept that a minimum of 50 percent of the actual expenses for an institution of higher learning would be paid towards instruction rather than administration, or capital improvements or the operating part of the budget. Would this concept be studied by the council if this resolution passes?"

Mrs. Lynch: "Representative Kiskaddon, as you know, yesterday we had the hearing on this bill. I think it was unfortunate that we did not have as much background on it as we would like to have had. This is the very type of bill that the council should be taking a look at. The question has arisen many times as to whether or not 50 percent should be used for salaries. In some institutions this is true, and in others it is not true. I have talked to Mr. Furman, who, as you know, is the coordinator of the council, and he has assured me that this kind of a concept will be used in the study."

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Brouillet.

Mr. Brouillet: "In the study, when you talk about post-high school education, are you talking about the six vocational-technical institutes as part of the study?"

Mrs. Lynch: "I think, Representative Brouillet, you cannot look at post-high school education without taking a look at that particular part of it. I well understand what is behind your question, and again I would like to reiterate on this floor as I did in the committee: In no way is this study intended to harm the six vocational-technical institutes. But if you are going to look at it, I think you must look at the cost of all post-high school education."

Mr. Brouillet: "Thank you, Mrs. Lynch. My only concern is that the Council on Higher Education has no representation of the six vocational-technical institutes. It has all the colleges and community college people represented. I think if we are going to examine these institutions too, in all fairness there should be some representation somehow in the study from these groups as they are not represented, and I don't know of any representation indicated."

#### ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 7; and the resolution passed the House by the following vote: Yeas, 92; nays, 4; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Hausler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Brouillet, Chatalas, Gallagher, Litchman—4.

Absent or not voting: Representatives Copeland, Hansey, Rosellini—3.

House Concurrent Resolution No. 7, having received the constitutional majority, was declared passed.

#### STATEMENT FOR THE JOURNAL

I did not vote on final passage of House Concurrent Resolution No. 7 as the question of representation of a vocational-educational school operating under the local school board was not clear. Investigation revealed that technical schools like the one in Bellingham would have no representation in the study. Therefore, I would have voted no on the resolution. DONALD G. HANSEY, 42nd District.

SENATE BILL NO. 219, by Senators Twigg and Guess:

Providing authority for first class cities to exchange property for park purposes.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 1, line 4 after "same" strike everything through "purposes" on line 16 and insert "*When the language of any instrument by which any property is so acquired limits the use of said property to park purposes and contains a reservation of interest in favor of the grantor or any other person, and where it is found that the property so acquired*

*is not needed for park purposes and that an exchange thereof for other property to be dedicated for park purposes is in the public interest, the city may, with the consent of the grantor or such other person, his heirs, successors, or assigns, exchange such property for other property to be dedicated for park purposes, and may make, execute, and deliver proper conveyances to effect the exchange. In any case where, owing to death or lapse of time, there is neither donor, heir, successor, or assignee to give consent, this consent may be executed by the city and filed for record with an affidavit setting forth all efforts made to locate people entitled to give such consent together with the facts which establish that no consent by such persons is attainable. Title to property so conveyed by the city shall vest in the grantee free and clear of any trust in favor of the public arising out of any prior dedication for park purposes, but the right of the public shall be transferred and preserved with like force and effect to the property received by the city in such exchange"*

On page 7, line 15 add a new section as follows:

*"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."*

On page 1, line 3 of the title after "35.22.280" insert "and declaring an emergency"

The bill was read the second time.

Mr. Julin moved adoption of the first committee amendment.

Mr. Grant moved adoption of the following amendment to the committee amendment:

On the last line of the amendment to page 3, by the Committee on Judiciary, following "exchange" add "": *PROVIDED, That the provisions of this subsection shall only apply to all first class cities situated in class A counties located east of the Cascade Mountains"*

Mr. Grant spoke in favor of the amendment to the amendment, and Mr. Julin spoke against it.

The amendment by Mr. Grant to the committee amendment was lost.

On motion of Mr. Julin, the committee amendment adding a new section 2 and the amendment to the title were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 219 as amended by the House, was placed on final passage.

Representatives Harris and Hurley spoke in favor of passage of the bill, and Representative Grant spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 219 as amended by the House, and the bill passed the House by the following vote: Yeas, 81; nays, 17; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Rosellini, Ross, Savage, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—81.

Voting nay: Representatives Bagnariol, Bradley, Brouillet, Charnley, Grant, Hatfield, Lysen, Martinis, Marzano, McDermott, Moon, Perry, Randall, Sawyer, Schumaker, Shinpoch, Van Dyk—17.

Absent or not voting: Representative Bledsoe—1.

Senate Bill No. 219 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 309, by Representatives Bluechel, Charnley, Rabel, Ross, Gilleland, Blair, Chatalas, Douthwaite and Kilbury (by Governor's Commission for Youth Involvement request):

Lowering the age to eighteen years from twenty-one years for certain purposes.

## MOTION

On motion of Mr. Bluechel, Substitute House Bill No. 309 was substituted for House Bill No. 309, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 309 was read the second time.

Rules and Administration for third reading.

On motion of Mr. Bluechel, the following amendments were adopted:

On page 49, section 44, line 20 after "beer" insert "or wine"

On page 49, section 44, line 21 after "beer" insert "or wine"

Mr. Conway moved adoption of the following amendment:

On page 49, section 44, line 20 beginning with "other" strike everything down to and including "beer" on line 21

## PARLIAMENTARY INQUIRY

Mr. Wolf: "Could we allow Representative Conway to include the words 'or wine' in his amendment now so it will be correct?"

The Speaker stated that with the consent of the House, Mr. Conway's amendment would read:

On page 49, section 44, line 20 beginning with "other" strike everything down to and including "wine" on line 21

Representatives Conway and Luders spoke in favor of the amendment, and Representatives Bluechel and Smythe spoke against it.

## POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Gladder.

Mr. Gladder: "I am interested in the legal aspect of this. With all these responsibilities and privileges and liberties that we are granting to these youngsters, what would be your attitude toward the 18-year-old high school senior who happens to pass along some beer, wine, etc. to some of his classmates or kids in the same school who might be 17, 16 or 15? Would you think they should stand trial on the basis of contributing to the delinquency of a minor the same as the adult would in this situation? I would be very interested because this is a bucket of worms, and you are going to find this happening in the high schools throughout the entire state."

Mr. Smythe: "First, for a brief response, I don't think this is going to make that kind of a problem any more than it is today. That is, 18-year-olds can get beer, 19-year-olds, etc., and they do influence in some cases—you read it in the paper every weekend where they pick them up. I think that the attorneys and judges will have to tell you they probably will treat them exactly the same. They are now considered an adult and they will face the same kind of problems, as far as the law is concerned, as they face today where the 21-year-old contributes to it. I don't think that is a major problem."

Representatives Litchman and Zimmerman spoke in favor of the amendment by Mr. Conway, and Representatives Bagnariol and Ross spoke against it.

Mr. Charette demanded the previous question, and the demand was sustained.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Conway to Substitute House Bill No. 309, and the amendment was adopted by the following vote: Yeas, 56; nays, 42; absent or not voting, 1.

Voting yea: Representatives Amen, Barden, Bauer, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Brouillet, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Juelling, Julin, Kirk, Kopet, Kuehnle, Litchman, Luders, Marsh, Marzano, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Schumaker, Shera, Smith, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—56.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Blair,

Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Eikenberry, Gallagher, Grant, Johnson, Jones, Kilbury, King, Kiskaddon, Knowles, Kraabel, Lynch, Lysen, Martinis, Maxie, Moon, North, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams—4.

Absent or not voting: Representative Perry—1.

#### STATEMENT FOR THE JOURNAL

On the vote by which the amendment by Representative Conway to page 49, section 44, line 20, Substitute House Bill No. 309, carried, I inadvertently registered a "nay" vote, when my intention was an affirmative vote. ROBERT W. RANDALL, 23rd District.

Mr. Conway moved adoption of the following amendment:

On page 67, line 26 beginning with "Sec. 67," strike everything down to and including "purchaser]." on line 31, page 71, and renumber the remaining sections consecutively

Representatives Conway and Bluechel spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bluechel, the following amendment was adopted:

Beginning on page 72, line 8 strike all of sections 79 and 80.

Renumber the remaining sections consecutively.

On motion of Mr. Bluechel, the following amendments by Representatives Bluechel and Conway to the title were adopted:

On page 4, line 3 of the title after "RCW 91.04.250;" strike everything down to and including "RCW 66.44.340;" on line 18

On page 4, line 20 of the title after "RCW 4.24.030;" strike everything down to and including "RCW 13.05.250;" on line 23

On page 5, beginning on line 15 of the title strike "adding a new section to chapter 66.44 RCW;"

Substitute House Bill No. 309 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 309 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Beck.

Mr. Beck: "I'm an old retired sailor. I went to sea for 20 years, and I started out when I was 16, so you can answer this question without pulling any strings. I'd just like to get to the bottom of this. I've been around and hardly anything will shock me. In your testimony against Mr. Conway's amendment, you said there have been many people representing church groups that have come and testified that it is all right for them to drink beer and wine. Would you tell me just one person and what church he belonged to who told you it was all right to drink beer and wine or advocated it? Could you just give me the name of one person?"

The Speaker: "Mr. Beck, the matter of beer and wine is now out of the bill. I suggest that the question is not germane to the final passage of Engrossed Substitute House Bill No. 309 as it stands before us."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 309, and the bill passed the House by the following vote: Yeas, 82; nays, 17; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Beck, Benitz, Berentson, Bottiger, Bozarth, Farr, Gallagher, Gladder, Hatfield, Hubbard, Hurley, Jueling, Kuehnle, Newhouse, Smith, Spanton, Wojahn—17.

Engrossed Substitute House Bill No. 309, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

REPORTS OF STANDING COMMITTEES

March 23, 1971.

HOUSE BILL NO. 873, redistricting and reapportioning the state congressional districts, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

Beginning on line 4 strike the remainder of the bill and insert the following:

“NEW SECTION. Section 1. There is added to chapter 29.68 RCW a new section to read as follows:

The purpose of this 1971 amendatory act is to redistrict the congressional districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares the state residential population is regarded as the proper apportionment base for the alignment of congressional district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the seven congressional districts established by and described in this 1971 amendatory act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

NEW SECTION. Sec. 2. There is added to chapter 29.68 RCW a new section to read as follows:

On the basis of the criteria set forth in section 1 of this 1971 amendatory act, the population of each of the congressional districts established by this 1971 amendatory act is as follows:

First	478,648
Second	478,641
Third	478,598
Fourth	478,757
Fifth	478,788
Sixth	478,562
Seventh	478,616

Sec. 3. Section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008 are each amended to read as follows:

(1) Any area not specifically included within the boundaries of any of the districts as described in [RCW 29.68.004, 29.68.008, 29.68.012, 29.68.022, 29.68.031, 29.68.041, 29.68.063 and 29.68.067,] *this 1971 amendatory act* and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area [in the same county in which the area is located].

(2) Any area described in [RCW 29.68.004, 29.68.008, 29.68.012, 29.68.022, 29.68.031, 29.68.041, 29.68.063 and 29.68.067] *this 1971 amendatory act* as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district

having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The [1960] 1970 United States census shall be used for determining the number of inhabitants under the provisions of [RCW 29.68.004, 29.68.008, 29.68.012, 29.68.022, 29.68.031, 29.68.041, 29.68.063 and 29.68.067] *this 1971 amendatory act.*

*NEW SECTION.* Sec. 4. There is added to chapter 29.68 RCW a new section to read as follows:

The boundaries of census areas mentioned in this chapter shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this chapter shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

*NEW SECTION.* Sec. 5. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Kitsap county included in the following census areas: Enumeration districts 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92; and that portion of King county included in the following census areas: Census tracts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22, special enumeration district 217 of census tract 23, census tracts 24, 25, 26, 27, 28, 29, 30, 31, and 32, enumeration district 2200 of census tract 32.99, census tracts 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, and 47, enumeration district 2203 of census tract 47.99, census tracts 48, 49, 50, 51, and 52, enumeration district 2210 of census tract 52.99, census tracts 53 and 54, enumeration district 214 of census tract 55, census tracts 56, 57, and 58, special census tract 58, census tracts 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, and 84, block group 1 of census tract 85, census tracts 86, 87, 88, 89, 90, 94, 95, 101, 102, 103, 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, and 215, enumeration district 2150 of census tract 201.99, census tracts 204, 243, 244, 245, and 246, enumeration district 2206 of census tract 54.99, enumeration district 2211 of census tract 53.99, enumeration district 2201 of census tract 57.99, enumeration districts 2202, 2213, and 2214 of census tract 58.99, enumeration district 2204 of census tract 59.99, enumeration district 2205 of census tract 60.99, enumeration district 2209 of census tract 61.99, enumeration district 2212 of census tract 62.99, enumeration district 2207 of census tract 66.99, enumeration district 2208 of census tract 67.99, and enumeration district 2215 of census tract 71.99, shall constitute the first congressional district and shall be entitled to one representative in the congress of the United States.

*NEW SECTION.* Sec. 6. There is added to chapter 29.68 RCW a new section to read as follows:

Whatcom county; Skagit county; San Juan county; Island county; Snohomish county; and that portion of King county included in the following census areas: Census tracts 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, block groups 1, 2, and 9 of census tract 226, and enumeration districts 201 and 202 of census tract 329, shall constitute the second congressional district and shall be entitled to one representative in the congress of the United States.

*NEW SECTION.* Sec. 7. There is added to chapter 29.68 RCW a new section to read as follows:

Clallam county; Jefferson county; Grays Harbor county; Mason county; Thurston county; Pacific county; Lewis county; Cowlitz county; Wahkiakum county; that portion of Clark county included in the following census areas: Enumeration districts 601, 602, and 603 of census tract 401, enumeration districts 604, 605, 606, and 607 of census tract 402, enumeration district 612 of census tract 404; that portion of Pierce county included in the following census areas: Census tracts 703, 704, 706, 733, 713, and 731, enumeration districts 72A, 72B, and 73 of census tract 730, and census tracts 701, 702, and 732; and that portion of Kitsap county included in the following census areas: Enumeration districts 1, 2, 3, 4, 4B, 5, 6, 7, and 8, census tract 9509, enumeration districts 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 76, 77, 78, 79, 80, 81, 82, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, and 112, census tracts 9501, 9502, 9503, 9504, 9506, and 9508, enumeration districts 66, 67, 68, 69, 70, 71, 72, 73, and special enumeration district 74 of census tract 9505, enumeration district 9900 of census tract 9505.99, and enumeration district 75, shall constitute the third congressional district and shall be entitled to one representative in the congress of the United States.

*NEW SECTION.* Sec. 8. There is added to chapter 29.68 RCW a new section to read as follows:

Skamania county; Klickitat county; Yakima county; Grant county; Kittitas county; Chelan county; Douglas county; Okanogan county; that portion of Benton county included in the following census areas: Census tracts 101, 102, 103, 104, 105, 106, and 107, enumeration districts 23, 27, 31, and 32 of census tract 108, enumeration districts 74 and 75 of census tract 109, enumeration district 72 of census tract 111, enumeration districts 48 and 49 of census tract 115, and census tracts 116, 117, 118, 119, and 120; and that portion of Clark county included in the following census areas: Census tract 403, enumeration districts 610, 610B, 611, 613, and 614 of census tract 404, census tracts 405.01, 405.02,

405.03, 406, 407, 408, 409, 410.01, 410.02, 411.01, 411.02, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, and 426, enumeration district 2301 of census tract 426.99, and census tracts 427, 428, 429, 430, and 431, shall constitute the fourth congressional district and shall be entitled to one representative in the congress of the United States.

**NEW SECTION.** Sec. 9. There is added to chapter 29.68 RCW a new section to read as follows:

Pend Oreille county; Stevens county; Ferry county; Spokane county; Lincoln county; Adams county; Franklin county; Columbia county; Asotin county; Garfield county; Walla Walla county; Whitman county; and that portion of Benton county included in the following census areas: Enumeration district 68 of census tract 108, enumeration district 67 of census tract 109, enumeration districts 65, 66, and 73 of census tract 110, enumeration districts 62, 63, 63B, and 64 of census tract 111, enumeration districts 58, 58B, 59, 59B, 60, 60B, 61, and 71 of census tract 112, enumeration districts 50, 50B, 51, 52, 52B, 53, 53B, 53C, 54, 55, and 69 of census tract 113, enumeration districts 56, 57, 57B, 70, and 70B of census tract 114, and enumeration district 47 of census tract 115, shall constitute the fifth congressional district and shall be entitled to one representative in the congress of the United States.

**NEW SECTION.** Sec. 10. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Pierce county included in the following census areas: Census tracts 707, 709, 724, 725, 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, and 722, block group 9 of census tract 729, special enumeration districts 64, 65, 66, 67, 68, and 69, census tracts 728, 710, 711, 715, 716, 717, 712, 705, 734, 714, 726, 727, 723.01, and 723.02, enumeration district 1900 of census tract 708.99, enumeration districts 71 and 71B of census tract 730, and census tracts 735, 602, 602.99, 603, 603.99, 604, 604.99, 605, 605.99, 606, 606.99, 607, 608, 609, 601, 610, 611, 612, 613, 614, 615, 615.99, 616.01, 616.02, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, and 708; and that portion of King county included in the following census areas: Census tracts 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 330, and 331, shall constitute the sixth congressional district and shall be entitled to one representative in the congress of the United States.

**NEW SECTION.** Sec. 11. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of King county included in the following census areas: Census tracts 80, 81, 82, and 83, block groups 2, 3, 4, and 5 of census tract 85, census tracts 91, 92, 93, 96, 97, 98, 99, and 100, enumeration district 2221 of census tract 99.99, census tracts 104 and 105, enumeration district 2222 of census tract 93.99, census tracts 106, 107, 108, 109, 110, and 111, enumeration district 1951 of census tract 108.99, enumeration district 1950 of census tract 109.99, census tract 112, enumeration district 1952 of census tract 112.99, census tracts 113, 114, 115, 116, 117, 118, 119, 120, and 121, block groups 3 and 4 of census tract 226, census tracts 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, and 263, enumeration district 2000 of census tract 263.99, census tract 264, enumeration district 2001 of census tract 264.99, census tracts 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 321, 322, 323, 324, 325, 326, 327, 328, and 290, shall constitute the seventh congressional district and shall be entitled to one representative in the congress of the United States.

**NEW SECTION.** Sec. 12. The following acts or parts of acts are each repealed:

- (1) Section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004;
- (2) Section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012;
- (3) Section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022;
- (4) Section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031;
- (5) Section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041;
- (6) Section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050;
- (7) Section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and
- (8) Section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

Strike all of the title and insert the following:

"An Act relating to the redistricting and reapportionment of the state into seven congressional districts; amending section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008; adding new sections to chapter 29.68 RCW; repealing section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004; repealing section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012; repealing section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022; repealing section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031; repealing section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041; repealing section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050; repealing section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and repealing section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

**MINORITY recommendation:** Do not pass. Signed by Representatives Bottiger, Grant, May, Moon.

Passed to Committee on Rules and Administration for second reading.

### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Wednesday, March 24, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTEENTH DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 24, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Eikenberry, Hubbard and Rosellini. Representatives Eikenberry and Rosellini were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend George M. Mitchell of the First Christian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

March 23, 1971.

HOUSE BILL NO. 125, providing for increased pension benefits for certain retired employees of institutions of higher education, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with amendment as recommended by the Committee on Financial Institutions and Insurance. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Costanti, Curtis, Lynch, Maxie, Mentor, Moon, North, Paris, Polk, Rosellini, Savage, Shera, Shinpoch, Smith, Thompson, Van Dyk, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 361, relating to evidence of motor vehicle speeds, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 23 after "determined by" strike the remainder of the bill and insert "elapsed time over a particular section of or distance on a public highway, the length of which has been or is accurately measured off or otherwise designated or determined [and the limits of which are controlled] by a mechanical, electrical or other device, and the elapsed time over such section of or distance on such highway is determined by any device capable of measuring or recording the [speed] elapsed time of a vehicle passing [within such limits] over or across such particular section of or distance on said public highway, when by the use of such device or devices the speed of such vehicle may be calculated within an error of not to exceed five percent [using the lapsed time during which such vehicle travels

between such limits] : PROVIDED FURTHER, That such [limits] *section of or distance on a highway shall not be [closer] less than one fourth mile in length except when a single device is used to calculate the speed based on data which is collected and automatically analyzed by such device.*"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Blair, Bozarth, Bradley, Conner, Conway, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Hubbard, Kraabel, McCormick, Rabel, Schumaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charnley, Douthwaite, Martinis, Williams.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 457, providing for the registration and regulation of lobbyists, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Moon, Perry, Swayze.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 781, requiring personal commercial fishing licenses, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Berentson, Bradley, Charnley, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Luders, McCormick, North, Schumaker, Smith, Spanton, Van Dyk, Wanamaker, Williams, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 1060, providing for trails along the public highways of this state, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Blair, Charnley, Conway, Cunningham, Douthwaite, Gallagher, Gilleland, Hansey, Hubbard, Jastad, Johnson, Kraabel, Martinis, Newhouse, Williams.

Passed to Committee on Rules and Administration for second reading.

#### SENATE AMENDMENT TO HOUSE MEMORIAL

March 23, 1971.

Mr. Speaker: The Senate has passed House Joint Memorial No. 15 with the following Senate sponsors: Senators Knoblauch, Holman, Washington, Walgren, Francis, Stortini, Donohue, Ridder and Keefe, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House concurred in the Senate amendment to House Joint Memorial No. 15.

#### FINAL PASSAGE OF HOUSE MEMORIAL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Joint Memorial No. 15 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 15 as amended by the Senate, and the memorial passed the House by the following vote: Yeas, 82; nays, 10; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Conway, Farr, Gladder, Hurley, Kopet, Kuehnle, Polk, Schumaker, Smith, Spanton—10.

Absent or not voting: Representatives Eikenberry, Hatfield, Hubbard, Jones, Julin, Marzano, Rosellini—7.

House Joint Memorial No. 15 as amended by the Senate, having received the constitutional majority, was declared passed.

#### MESSAGES FROM THE SENATE

March 23, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 66, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

March 23, 1971.

Mr. Speaker: The Senate has concurred in the House Amendment to ENGROSSED SENATE JOINT RESOLUTION NO. 36, and has passed the bill as amended by the House. SIDNEY R. SNYDER, Secretary.

March 23, 1971.

Mr. Speaker: The President has signed SENATE JOINT RESOLUTION NO. 36, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MESSAGE FROM THE GOVERNOR

Office of the Governor, March 23, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 66: Classifying the property rights of persons having an interest in trust principal and persons having an interest in trust income.

ENGROSSED HOUSE BILL NO. 118: Providing for number of school directors in new school districts.

ENGROSSED HOUSE BILL NO. 158: Consolidating state-wide city employees' retirement system with the Washington public employees' retirement system.

HOUSE BILL NO. 211: Providing for the amendment and repeal of certain obsolete or inactive material relating to various local government units and agencies.

HOUSE BILL NO. 250: Permitting school directors to petition for annexation of school property to city or town.

ENGROSSED HOUSE BILL NO. 267: Regulating liquor license transfers.

ENGROSSED HOUSE BILL NO. 298: Providing for tire standards.

ENGROSSED HOUSE BILL NO. 320: Delegating elevator inspection to the division of safety.

ENGROSSED HOUSE BILL NO. 322: Authorizing school districts to lease school buses for the use of retarded children.

ENGROSSED HOUSE BILL NO. 405: Regulating practical nurses.

ENGROSSED HOUSE BILL NO. 523: Authorizing safety awards for county employees.

ENGROSSED HOUSE BILL NO. 720: Establishing a statute of limitations for medical malpractice.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1101, by Representative Cunningham:

An Act relating to public health.  
Referred to Committee on Agriculture.

HOUSE BILL NO. 1102, by Representatives Moon, North and Haussler:

An Act relating to the prevention of cruelty to animals; amending section 17, chapter 146, Laws of 1901 and RCW 16.52.010; amending section 1, chapter 146, Laws of 1901 and RCW 16.52.020; amending section 2, chapter 146, Laws of 1901 and RCW 16.52.030; amending section 14, chapter 146, Laws of 1901 and RCW 16.52.040; amending section 10, chapter 146, Laws of 1901 and RCW 16.52.050; amending section 9, chapter 27, Laws of 1893 and RCW 16.52.060; amending section 8, chapter 27, Laws of 1893 and RCW 16.52.065; amending section 4, chapter 146, Laws of 1901 and RCW 16.52.070; amending section 5, chapter 146, Laws of 1901 and RCW 16.52.080; amending section 6, chapter 146, Laws of 1901 and RCW 16.52.090; amending section 12, chapter 146, Laws of 1901 and RCW 16.52.100; amending section 7, chapter 146, Laws of 1901 and RCW 16.52.120; amending section 8, chapter 146, Laws of 1901 and RCW 16.52.130; amending section 11, chapter 146, Laws of 1901 and RCW 16.52.140; amending section 9, chapter 146, Laws of 1901 and RCW 16.52.160; amending section 1, chapter 105, Laws of 1941 and RCW 16.52.190; adding new sections to chapter 146, Laws of 1901 and to chapter 16.52 RCW; repealing section 1, page 103, Laws of 1871, section 840, Code of 1881 and RCW 16.52.095; repealing section 13, chapter 146, Laws of 1901 and RCW 16.52.110; repealing section 16, chapter 146, Laws of 1901 and RCW 16.52.165; and providing penalties.

Referred to Committee on Agriculture.

HOUSE BILL NO. 1103, by Representatives Julin and Eikenberry:

An Act relating to insurance contracts; and amending section 18.36, chapter 79, Laws of 1947 and RCW 48.18.360.

Referred to Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 1104, by Representatives North, Perry, Kirk, Merrill, Eikenberry, Blair and Polk:

An act relating to the establishment of attendance districts by school district boards of directors; directing the establishment thereof; giving criteria for the establishment of such districts; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Education and Libraries.

HOUSE BILL NO. 1105, by Representatives Lysen and Brouillet:

An Act relating to the regulation of small loans; amending section 13, chapter 208, Laws of 1941 as amended by section 5, chapter 212, Laws of 1959 and RCW 31.08.160; and adding new sections to chapter 31.08 RCW.

Referred to Committee on Business and Professions.

HOUSE BILL NO. 1106, by Representatives Flanagan, Bledsoe and Bottiger:

An Act relating to port districts; and adding new sections to chapter 159, Laws of 1959 and to chapter 53.35 RCW.

Referred to Committee on Local Government.

HOUSE BILL NO. 1107, by Representative Jones:

An Act relating to local government; amending section 1, chapter 158, Laws of 1961 as last amended by section 26, chapter 42, Laws of 1970 ex. sess., and RCW 39.30.010; and amending section 28A.58.550, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 42, Laws of 1970 ex. sess., and RCW 28A.58.550.

Referred to Committee on Local Government.

HOUSE BILL NO. 1108, by Representative Jones:

An Act relating to cities and towns; amending section 35.42.200, chapter 7, Laws of 1965 and RCW 35.42.200; and repealing section 35.42.210, chapter 7, Laws of 1965 and RCW 35.42.210.

Referred to Committee on Local Government.

HOUSE BILL NO. 1109, by Representatives Julin, Wolf, Harris and Pardini:

An Act relating to cities and towns; amending section 35.23.010, chapter 7, Laws of 1965 and RCW 35.23.010; amending section 35.24.010, chapter 7, Laws of 1965 and RCW 35.24.010; amending section 35.27.010, chapter 7, Laws of 1965 and RCW 35.27.010; and amending section 35A.11.010, chapter 119, Laws of 1967 ex. sess. and RCW 35A.11.010.

Referred to Committee on Local Government.

HOUSE BILL NO. 1110, by Representative King:

An Act relating to education; and repealing section 51, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.145.

Referred to Committee on Higher Education.

HOUSE BILL NO. 1111, by Representatives Barden, Sawyer, Kopet and Randall:

An Act relating to banks and trust companies; and amending section 1, chapter 185, Laws of 1959 and RCW 30.04.126.

Referred to Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 1112, by Representatives Kiskaddon and King:

An Act relating to education; providing for an impartial review and appeal before removing or demoting department heads, division heads and administrators of community colleges; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.50 RCW.

Referred to Committee on Higher Education.

HOUSE BILL NO. 1113, by Representative Zimmerman:

An Act relating to land use; and providing for a study of present and potential state-wide land use.

Referred to Committee on State Government.

HOUSE BILL NO. 1114, by Representatives Zimmerman and Randall:

An Act relating to the establishment of a land use information bank.

Referred to Committee on State Government.

HOUSE BILL NO. 1115, by Representative Backstrom:

An Act relating to workman's compensation; and extending medical aid coverage to persons working out suspended or deferred sentences.

Referred to Committee on Labor and Employment Security.

HOUSE BILL NO. 1116, by Representatives Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins:

An Act relating to state government; amending section 1, chapter 11, Laws of 1971 and RCW 43.17.010; amending section 2, chapter 11, Laws of 1971 and RCW 43.17.020; amending section 43.23.010, chapter 8, Laws of 1965 as amended by section 1, chapter 240, Laws of 1967 and RCW 43.23.010; amending section 43.23.070, chapter 8, Laws of 1965 as amended by section 7, chapter 240, Laws of 1967 and RCW 43.23.070; amending section 43.23.080, chapter 8, Laws of 1965 as amended by section 8, chapter 240, Laws of 1967 and RCW 43.23.080; amending section 43.23.090, chapter 8, Laws of 1965 as amended by section 9, chapter 240, Laws of 1967 and RCW 43.23.090; and creating a new section.

Referred to Committee on Agriculture.

HOUSE BILL NO. 1117, by Representatives King, Martinis and Zimmerman:

An Act relating to fish and marine aquatic invertebrate collection permits; creating a new section; designating fees; providing penalties; and providing an effective date.

Referred to Committee on Natural Resources and Ecology.

HOUSE BILL NO. 1118, by Representatives Chatalas, Marzano and Merrill:

An Act relating to purchase of wine by class C, F and H licensees from the Washington state liquor control board; providing for a discount on said purchases; and adding a new section to chapter 62, Laws of 1933 ex. sess. and chapter 66.24 RCW.

Referred to Committee on Business and Professions.

HOUSE BILL NO. 1119, by Representatives Grant, Backstrom, Marzano, Barden, Litchman, King and Merrill:

An Act relating to alcoholic beverages; classifying wines and providing for the sale of such wines; and creating new sections.

Referred to Committee on Business and Professions.

HOUSE JOINT MEMORIAL NO. 17, by Representatives Douthwaite, Brouillet and Grant:

Requesting Congress to provide out-of-state tuition funds.

Referred to Committee on Higher Education.

HOUSE CONCURRENT RESOLUTION NO. 32, by Representatives Bluechel and Randall:

Providing for a special commission to undertake a study on land use.

Referred to Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 33, by Representatives Bradley, Anderson, Charette, Zimmerman and Van Dyk:

Calling for study of need for personal use clam licenses.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 66, by Senators Durkan, Metcalf, Dore, Francis, Huntley, Odegaard, Scott and Ridder (by Joint Committee on Education request, Executive request, and Superintendent of Public Instruction request):

An Act relating to educational opportunities for all handicapped children; amending section 28A.13.010, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 2, Laws of 1969 ex. sess. and RCW 28A.13.010; amending section 28A.13.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.13.020; amending section 28A.13.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.13.030; amending section 28A.13.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.13.040; amending section 28A.13.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.13.050; amending section 28A.24.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.24.100; adding new sections to chapter 28A.13 RCW; adding a new section to chapter 28A.41 RCW; providing penalties; and making an effective date.

Referred to Committee on Education and Libraries.

#### SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House, Mrs. Grace Montgomery, 1971 Washington State Mother of the Year, and requested the the Sergeant at Arms conduct her to a place on the rostrum.

The Speaker: "Ladies and gentlemen: Mrs. Montgomery informs me that the 1970 Washington State Mother of the Year, Mrs. Victoria A. Freeman of Longview, is ill and in the hospital. She could not be here today to be honored along with Mrs. Montgomery.

"I am particularly proud to have Mrs. Montgomery here because in 1955 my own mother, who many of you know, was the Washington State Mother of the Year, and that has always been one of the joys of her life and her career to be accorded that honor.

"I would like to present to you Mrs. Grace Montgomery, mother of eight children and grandmother of 28. She teaches home economics and art at Seattle Christian School in south Seattle. We are delighted to have such a distinguished lady with us this morning."

Mrs. Grace Montgomery: "Thank you. Perhaps I could explain a little: I lost my husband 17 years ago. I had four grown children and four sons still at home. I previously had one year of college and with my boys' help, I managed to get my B.A. degree in two years. I went to work as a teacher and in the next three years I had my master's degree. I have to give my boys credit. If they hadn't helped, I couldn't have done it. They could cook

and clean house. I'm sorry none of my boys or my daughter could be here today, but I imagine they would have liked to have been here. I have a minister; I have an engineer; and I have some farmers.

"It is wonderful to be here. In the balcony I have some of my students from Seattle Christian School. My sister-in-law is here, some members of the Des Moines Sea-Tac Business and Professional Women's Club (who sponsored my entry in the Mother of the Year competition) and also some members of my church are here. It is wonderful to know that they appreciated me enough to be down here today. I thank you all for giving me this time. I never expected to be here."

The Speaker requested that the Sergeant at Arms conduct Mrs. Montgomery from the rostrum.

## SECOND READING

HOUSE BILL NO. 1059, by Representatives Bluechel, Wolf, King and Perry:

Making changes in the law pertaining to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the higher education personnel law.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 1, line 13 after "given" insert ": *PROVIDED HOWEVER, That the widow of a veteran shall be entitled to the benefits of this act regardless of the veteran's length of active military service*"

On page 5, section 2, line 24 after "given" insert ": *PROVIDED, HOWEVER, That the widow of a veteran shall be entitled to the benefits of this act regardless of the veteran's length of active military service*"

The bill was read the second time.

Mr. Bluechel moved adoption of the committee amendment to page 3.

Mr. Brown moved adoption of the following amendment to the committee amendment:

Amend the committee amendment to page 3, section 1, line 13 as follows:

After "active military service" insert the following: ": *PROVIDED FURTHER, That for the purposes of this section 'veteran' shall not include any person who has voluntarily retired with twenty or more years of active military service and who retires in any commissioned officer grade*"

Representatives Brown and Marzano spoke in favor of adoption of the amendment to the amendment, and Representatives Goldsworthy and Beck spoke against it.

Mr. Brown closed debate, speaking in favor of the amendment to the amendment.

The amendment by Mr. Brown to the committee amendment was adopted.

Mr. Bluechel spoke in favor of adoption of the amended committee amendment.

The committee amendment as amended by Mr. Brown was adopted.

Mr. Bluechel moved adoption of the committee amendment to page 5.

On motion of Mr. Brown, the following amendment to the committee amendment was adopted:

Amend the committee amendment to page 5, section 2, line 24 as follows:

After "active military service" insert the following: ": *PROVIDED FURTHER, That for the purposes of this section 'veteran' shall not include any person who has voluntarily retired with twenty or more years of active military service and who retires in any commissioned officer grade*"

The committee amendment as amended by Mr. Brown was adopted.

House Bill No. 1059 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1059 was placed on final passage.

Representatives Bluechel and Marzano spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1059, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Eikenberry, Hubbard, Julin, Rosellini, Sawyer—5.

Engrossed House Bill No. 1059, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 905, by Representatives Copeland, Martinis and Pardini:  
Providing for the redefinition of "public place" for certain purposes.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 905 was placed on final passage.

Mr. Copeland spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Copeland yielded to question by Mr. Gallagher.

Mr. Gallagher: "Will this have any effect on county parks?"

Mr. Copeland: "No sir."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 905, and the bill passed the House by the following vote: Yeas, 59; nays, 32; absent or not voting, 8.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Flanagan, Gallagher, Gilleland, Gladder, Grant, Harris, Hatfield, Hurley, Jastad, Jones, Juelling, King, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Wanamaker, Williams—59.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Bozarth, Brouillet, Conway, Costanti, Cunningham, Curtis, Farr, Goldsworthy, Hansey, Hoggins, Johnson, Kilbury, Kirk, Kiskaddon, Kopet, Kuehnle, McDermott, Mentor, Morrison, Paris, Savage, Shinpoch, Smith, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker—32.

Absent or not voting: Representatives Eikenberry, Haussler, Hubbard, Julin, Moon, Newhouse, Perry, Rosellini—8.

House Bill No. 905, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 344, by Representatives Hoggins, Brouillet, Zimmerman, Chatalas and Litchman (by Joint Committee on Education request):

Implementing law relating to urban, racial and disadvantaged education programs and requiring programmed budget requests.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 10 after "urban" insert " , rural"

On page 1, section 2, line 18 after "urban" insert " , rural"

On page 1, section 3, line 24 after "urban" insert " , rural"

On page 2, section 3, line 2 after "urban" insert " , rural"

On page 2, section 3, line 11 after "urban" insert " , rural"

On page 2, section 4, line 14 after "urban" insert "rural"

On page 2, section 5, line 32 after "urban" insert "rural"

On page 3, section 5, line 2 after "urban" insert "rural"

On page 1, line 1 of the title after "urban" insert "rural"

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

House Bill No. 344 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 344 was placed on final passage.

Representatives Hoggins and Brouillet spoke in favor of passage of the bill, and Representative Ross spoke against it.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 344, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Blair, Bledsoe, Curtis, Flanagan, Goldsworthy, Jueling, May, Ross—8.

Absent or not voting: Representatives Eikenberry, Julin, O'Brien, Rosellini—4.

Engrossed House Bill No. 344, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

**HOUSE BILL NO. 77**, by Representatives Beck, Wolf and Cunningham (by Departmental request):

Providing certain changes in the regulation of motor vehicle dealers.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 3, line 27 after "set" insert "": *PROVIDED, HOWEVER, That the maximum number of sets of dealer plates the department may issue to a dealer shall not exceed the greater of ten sets or a figure which represents four percent of the dealer's total vehicle sales for the previous year, except that the department may issue what it determines to be a reasonable number of sets in those cases where the dealer has not been previously licensed or where he can satisfy the department that the previous year's sales were unnaturally low for reasons beyond his control; AND PROVIDED FURTHER, That no dealer who sold less than twenty passenger cars and/or pickup trucks during the previous year shall be entitled to receive any additional sets, unless he can satisfy the department that additional sets are necessary for the purposes indicated by sections 46.70.090 (1), (3) or (4) of this chapter"*

On page 4, section 4, line 8 after "(1)" strike "Twenty" and insert "Ten"

On page 4, section 4, line 10 after "(3)" strike "Twenty" and insert "Ten"

On page 5, section 7, line 32 after "assigned" strike "[permanently]" and insert "permanently"

On page 6, section 7, line 1 after "That" strike "such vehicles are used solely for the purpose of demonstration and sale: *PROVIDED FURTHER, That*"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendments were adopted.

House Bill No. 77 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 77 was placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 77, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Spera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Eikenberry, Rosellini—2.

Engrossed House Bill No. 77, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 515, by Senators Lewis, Jolly and McDougall:

Clarifying property tax exemption for nursery stock.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 515 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. McDermott.

Mr. McDermott: "Can you tell us the fiscal impact of this little tax exemption?"

Mr. Flanagan: "Actually, according to the information that we had from the Department of Revenue, they have not, up to this time, collected any revenue on this stock. They estimated that they would, in the coming year, collect about a million dollars on this if it stayed the way it was. However, with the amendment we put on in the House, which placed considerable more limit, I am not sure what the revenue impact is. I didn't get that figure; however, up to this time they have not collected any revenue on it."

Mr. McDermott spoke against passage of the bill, and Mr. Cunningham spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Ross.

Mr. Ross: "Mr. Flanagan, how many persons, or firms, are affected by this legislation?"

Mr. Flanagan: "I don't have that information—I don't know how many are affected."

Mr. Ross: "Do you think it is a substantial number, Mr. Flanagan?"

Mr. Flanagan: "It is quite a substantial number, yes. Of course, one thing about it, too, that Representative Cunningham didn't mention: This applies to nursery stock grown in greenhouses also, as long as it has been held this period of time. I think that the amendment substantially cut the amount of revenue impact that was in the original bill."

Mr. Ross spoke against passage of the bill, and Mr. Kilbury spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 515, and the bill passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland,

Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Maxie, McDermott, Ross, Shinpoch, Williams—5.

Absent or not voting: Representatives Eikenberry, Rosellini—2.

Engrossed Senate Bill No. 515, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 669, by Representatives Beck and Haussler:  
Clarifying property tax exemption for nursery stock.

#### MOTION

On motion of Mr. Morrison, House Bill No. 669 was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 876, by Representatives Curtis, Eikenberry, Ross and Maxie:  
Pertaining to the licensing of intoxicating liquor for consumption at certain places.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, section 2, line 15 beginning with "*and cooking*" strike everything down to and including "*place*" on line 18 and insert "*, cooking and serving of complete meals, and food service shall be available on request in other licensed places on the premises: PROVIDED FURTHER, That an additional license fee of ten dollars shall be required for such duplicate licenses*"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

House Bill No. 876 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 876 was placed on final passage.

Mr. Curtis spoke in favor of the bill, and Mr. Hoggins spoke against it.

Mr. Curtis replied to the remarks of Mr. Hoggins.

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Mentor.

Mr. Mentor: "What areas in the Seattle Civic Center would be entitled to a license under this bill that are not entitled to one now? Only the Food Circus?"

Mr. Curtis: "No, it wouldn't affect the Food Circus. Right now the only vehicle that is available for the caterer in the Seattle Center to serve liquor if requested by, say, a convention that comes in, is by means of a banquet license. This bill would allow him to gain an additional type of permit that would give him a master license, and then satellite areas, where he might be able to serve liquor along with food. For instance, if the Seattle Hockey Team has a game, he could cater and serve a meal along with cocktails to the season ticket holders who might want to come to the game early, enjoy a meal and cocktail, go to the hockey game and then leave. It would allow him to establish certain locations under the direction and control of the Liquor Control Board in certain areas of the Seattle Center."

Mr. Mentor: "But where? I didn't know there was any place that catered in the Civic Center area except the restaurants or the Space Needle that already have the Class H license."

Mr. Curtis: "There is a fully-equipped kitchen in the convention area."

#### POINT OF INFORMATION

Mr. Chatalas: "If I may, Mr. Speaker, I would like to explain to Mr. Mentor that around the area of the Center, there are many rooms where you can have meetings, such as the Rainier Room, the Snoqualmie Room, etc. Those are the places where they have dinners as well."

Mr. Hoggins spoke again in opposition to the bill, and Mr. Wolf spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Bottiger.

Mr. Bottiger: "In all fairness, isn't this what we are doing? Under a Class H license you can't sell the drink; it has got to be part of the host doing it—you can't pay your buck and get your drink. Now we all buy script and get around it, but under this license they will be able to sell the drink right there?"

Mr. Wolf: "No, that is absolutely backwards. Under the Class H license you can sell the drink. In hotels and motels, like the Evergreen, we pay a master license and a satellite bar license. This Class H license, already granted to the concessionaire, applies to his central location. In order to serve your convention in one of the rooms that Mr. Chatalas has outlined, he buys a banquet permit, puts it up on the wall, and serves your convention a drink. All this bill does is say that if he has a master H license, that he can get a \$10.00 location license, and he won't have to buy banquet permits every night you meet."

Mr. Bottiger: "Mr. Wolf, under a banquet permit, you can't sell the drink. That's why we go through this little gadget about the script. We don't do it, but somebody is out there doing it. But if you give them a satellite bar license, then they will come in and cater the dinner, and sell the drink right there?"

Mr. Wolf: "Yes."

Mr. Bottiger: "That is what the bill does?"

Mr. Wolf: "Yes."

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Mentor.

Mr. Mentor: "In fact then, if someone has a Class H license in one location, he can then set up satellite operations around the state, any place he might choose."

Mr. Wolf: "If he owns a publicly-owned civic center, you are right."

Mr. Mentor: "Or rents any of the facilities in a civic center?"

Mr. Wolf: "If he has a contract with a publicly-owned civic center to be their concessionaire."

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Mr. Wolf, perhaps you could tell me what the difference is between a master license in terms of the fee received by the State Liquor Control Board and the fee received for the Class H license, in terms of dollars?"

Mr. Wolf: "Mr. Douthwaite is under the assumption that Class H licenses sell on the open market. They do not do that anymore. They have to revert to the Board and the master license is eleven hundred dollars. There is no blue sky anymore in liquor licenses. This license happens to be \$10.00 additional for each location in the convention center of the publicly-owned civic center."

Mr. Douthwaite: "I'm sorry, I didn't quite get all that. The master license was how many dollars, and the Class H license was how many dollars?"

Mr. Wolf: "Eleven hundred dollars and six hundred dollars."

Mr. Douthwaite spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Moon.

Mr. Moon: "What is the fee for a banquet permit?"

Mr. Wolf: "Five dollars."

Mr. Moon: "Then for an additional \$10.00 at any one location, a master license holder then could have an unlimited number of \$5.00 banquet permits in effect."

Mr. Wolf: "Yes, the effect of the bill is to let the convention centers that operate in civic centers—you understand they can do this at the Evergreen Motel or Olympic Hotel with no penalty whatsoever on a Class H license for \$600—they can do this anyplace else in the state for \$600, depending on the size of the class of the county. This is really what you are talking about. You are letting the guy who is a concessionaire in a publicly-owned civic center get away from going down and getting a banquet permit everytime you have a convention. We are letting him say that because he has a master license, he can now pay \$10.00 additional for each room—the Chatalas Room, the O'Brien Room, and he won't have to keep on going and getting banquet permits."

Mr. Merrill demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 876, and the bill passed the House by the following vote: Yeas, 74; nays, 23; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Curtis, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, Maxie, May, McCormick, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Mr. Speaker—74.

Voting nay: Representatives Bauer, Bottiger, Brouillet, Conway, Costanti, Douthwaite, Farr, Grant, Hansey, Hoggins, Kirk, Kiskaddon, Lysen, Marsh, McDermott, Mentor, Moon, Paris, Sawyer, Shipoch, Smith, Wojahn, Zimmerman—23.

Absent or not voting: Representatives Eikenberry, Rosellini—2.

Engrossed House Bill No. 876, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 34, by Representative Bluechel:  
Creating a land planning commission and describing its powers and duties.  
Referred to Committee on State Government.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE JOINT MEMORIAL NO. 15,  
SENATE JOINT RESOLUTION NO. 36.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Thursday, March 25, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FOURTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 25, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Smith who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend George M. Mitchell of the First Christian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 24, 1971.

HOUSE BILL NO. 305, amending the law relating to child abuse, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 3, beginning on line 28 after "who" strike all matter down to and including "or by both" on line 32 and insert "knowingly fails to make, or fails to cause to be made, such report, shall be guilty of a misdemeanor"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

HOUSE BILL NO. 335, delineating state agency authority over private schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 5 add a new section following section 4 are follows:

"NEW SECTION. Sec. 5. Provisions of this act shall not be applicable to any private school which receives state funds."

Signed by Representatives Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 416, amending certain public assistance laws, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 575, providing that counties may elect an average base commitment rate for the subsidized probation program, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conway, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 764, setting out salaries of county officials, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 10 strike all of section 1 and insert the following:

"Section 1. Section 36.17.020, chapter 4, Laws of 1963 as last amended by section 1,

chapter 226, Laws of 1969 ex. sess. and RCW 36.17.020 are each amended to read as follows:

(1) The salaries of the following county officers of class A counties and counties of the first, second, third, fourth, fifth, sixth, seventh, eighth and ninth classes, as determined by the last preceding federal census, or as may be determined under the provisions of RCW 36.13.020 to 36.13.075, inclusive, shall be per annum respectively as follows:

Class A counties: Auditor, *fifteen thousand two hundred dollars*; clerk, *fifteen thousand two hundred dollars*; treasurer, *fifteen thousand two hundred dollars*; sheriff, *fifteen thousand three hundred dollars*; assessor, *fifteen thousand two hundred dollars*; [superintendent of schools,] *prosecuting attorney, twenty-two thousand five hundred dollars*; members of board of county commissioners, *seventeen thousand dollars*; coroner, [thirteen thousand eight hundred] *fifteen thousand two hundred dollars*;

Counties of the first class: Auditor, *thirteen thousand seven hundred fifty dollars*; clerk, *thirteen thousand seven hundred fifty dollars*; treasurer, *thirteen thousand seven hundred fifty dollars*; sheriff, *thirteen thousand seven hundred fifty dollars*; assessor, *thirteen thousand seven hundred fifty dollars*; [superintendent of schools,] *prosecuting attorney, twenty-two thousand five hundred dollars*; members of board of county commissioners, [twelve] *fifteen thousand [five] three hundred dollars*; coroner, six thousand [two] *eight hundred fifty dollars*;

Counties of the second class: Auditor, *eleven thousand seven hundred dollars*; clerk, *eleven thousand seven hundred dollars*; treasurer, *eleven thousand seven hundred dollars*; sheriff, *twelve thousand seven hundred fifty dollars*; assessor, *eleven thousand seven hundred dollars*; [superintendent of schools,] *prosecuting attorney, twenty-one thousand five hundred dollars*; members of board of county commissioners, [ten] *thirteen thousand [six] five hundred dollars*; coroner, [three] *four thousand [six hundred] dollars*;

Counties of the third class: Auditor, *ten thousand six hundred fifty dollars*; clerk, *ten thousand six hundred fifty dollars*; treasurer, *ten thousand six hundred fifty dollars*; assessor, *ten thousand six hundred fifty dollars*; sheriff, *eleven thousand nine hundred dollars*; [superintendent of schools,] *prosecuting attorney, twenty-one thousand dollars*; members of board of county commissioners, [nine] *eleven thousand [five] nine hundred dollars*; coroner, [two] *three thousand [four hundred] fifty dollars*;

Counties of the fourth class: Auditor, *ten thousand dollars*; clerk, *ten thousand dollars*; treasurer, *ten thousand dollars*; assessor, *ten thousand dollars*; sheriff, *eleven thousand fifty dollars*; [superintendent of schools, eight thousand four hundred dollars,] *prosecuting attorney, [ten] fifteen thousand dollars*; members of the board of county commissioners, [seven] *eight thousand [seven] five hundred dollars*;

Counties of the fifth class: Auditor, *nine thousand one hundred fifty dollars*; clerk, *nine thousand one hundred fifty dollars*; treasurer, *nine thousand one hundred fifty dollars*; sheriff, *ten thousand two hundred dollars*; assessor, *nine thousand one hundred fifty dollars*; [superintendent of schools, seven thousand seven hundred dollars,] *prosecuting attorney, twelve thousand dollars*; members of the board of county commissioners, [six] *seven thousand [six] three hundred dollars*;

Counties of the sixth class: Auditor, *nine thousand one hundred fifty dollars*; clerk, *nine thousand one hundred fifty dollars*; treasurer, *ten thousand seven hundred fifty dollars*; assessor, *nine thousand one hundred fifty dollars*; sheriff, *ten thousand two hundred dollars*; [superintendent of schools, seven thousand dollars,] *prosecuting attorney, nine thousand dollars*; members of the board of county commissioners, [two] *six thousand [three] four hundred dollars*;

Counties of the seventh class: Auditor, *eight thousand three hundred dollars*; clerk, *eight thousand three hundred dollars*; treasurer, *eight thousand three hundred dollars*; assessor, *eight thousand three hundred dollars*; sheriff, *nine thousand five hundred dollars*; [superintendent of schools, six thousand eight hundred dollars,] *prosecuting attorney, nine thousand dollars*; members of the board of county commissioners, [two] *five thousand [three hundred] nine hundred fifty dollars*;

Counties of the eighth class: Auditor, *eight thousand three hundred dollars*; clerk, *eight thousand three hundred dollars*; treasurer, *eight thousand three hundred dollars*; assessor, *eight thousand three hundred dollars*; sheriff, *nine thousand five hundred dollars*; *prosecuting attorney, [six] nine thousand dollars*; [clerk, four thousand two hundred dollars; superintendent of schools, four thousand dollars,] members of board of county commissioners, [one] *five thousand nine hundred fifty [eight hundred] dollars*;

Counties of the ninth class: Auditor-clerk, *seven thousand four hundred fifty dollars*; sheriff, *eight thousand five hundred dollars*; treasurer-assessor, [five] *seven thousand [six] four hundred fifty dollars*; [superintendent of schools, three thousand four hundred dollars,] *prosecuting attorney, nine thousand dollars*; members of the board of county commissioners, [eighteen] *five thousand five hundred dollars [per diem]*.

(2) The salaries of the following county officers in counties with a population over five hundred thousand shall be per annum respectively as follows: Auditor, clerk, treasurer, sheriff, [assessor, superintendent of schools,] members of board of county commissioners, coroners, *eighteen thousand dollars*; assessor, *nineteen thousand dollars*; and *prosecuting attorney, twenty-seven thousand five hundred dollars*.

(3) The salaries of prosecuting attorneys who are not forbidden under RCW 36.27.060 to engage in the private practice of law shall be six thousand five hundred dollars. The salaries of prosecuting attorneys who are forbidden under RCW 36.27.060 to engage in the private practice of law shall be twenty thousand dollars and an additional five hundred

dollars for each judge of the superior court in the county's judicial district: PROVIDED, That no prosecuting attorney's salary shall exceed the salary of a superior court judge.]

One-half of the salary of each prosecuting attorney shall be paid by the state.

[In addition to the compensation provided for herein, county commissioners of counties of the sixth, seventh, eighth and ninth class shall be entitled to additional compensation for the performance of additional duties not a part of their regular duties as provided in RCW 36.32.320, as now law or hereafter amended.]”

Signed by Representatives Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Douthwaite, Haussler, Kopet, Kuehne, Lysen, Martinis, Maxie, Mentor, Merrill, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Smythe, Chairman, Brown, Gilleland, Jones, North, Rabel, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 768, providing for adoption of hard to place children, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 818, establishing a Washington Judicial Retirement System Act, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 7, beginning with “provide” strike all the matter down to and including “effecting” on line 11 and insert “effect”

On page 5, section 9, line 31 beginning with “(3)” strike all the matter down to and including “act” on page 6, line 4

On page 11, section 22, line 3 after “may” insert “ upon his payment into the judicial retirement fund of a sum equal to five percent of his compensation earned for such prior public service”

Signed by Representatives Backstrom, Bagnariol, Barden, Blair, Hoggins, Hubbard, King, Litchman, Merrill, O'Brien, Ross.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE JOINT MEMORIAL NO. 7, memorializing Congress to turn Cispus Job Corps Camp over to superintendent of public instruction, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, North, Schumaker, Smith, Thompson, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE JOINT MEMORIAL NO. 16, petitioning the U. S. government to protect the interests of west coast fishermen, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, North, Schumaker, Smith, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE CONCURRENT RESOLUTION NO. 14, directing a study of faculty tenure, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Rabel, Shera, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

ENGROSSED SENATE BILL NO. 469, establishing an administrative procedures act for state institutions of higher education and providing for delegation of certain powers, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Anderson, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Rabel, Shera, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 22, 1971.

SENATE CONCURRENT RESOLUTION NO. 10, authorizing a study of day care services, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 10 after "concurring," and before "that" insert: "that the Legislative Council and the Joint Committee on Higher Education are authorized and directed to conduct a day care study in conjunction with the state colleges, universities, and community colleges.

BE IT FURTHER RESOLVED,"

On page 1, line 13 after "volunteers" insert "to work with the Legislative Council and the Joint Committee on Higher Education"

On page 2, line 31 after "the" and before "Joint" insert "Legislative Council and the" Signed by Representatives Lynch, Chairman, Anderson, Bottiger, Douthwaite, King, Kiskaddon, Knowles, Maxie.

MINORITY recommendation: Do not pass. Signed by Representatives Benitz, Vice Chairman, Gladder, Goldsworthy, Shera.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

March 24, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 906, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

March 24, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 163, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

March 24, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 219 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

March 24, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE BILL NO. 249, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

#### INTRODUCTION AND FIRST READING

SENATE BILL NO. 906, by Senators Stender, Bailey, Huntley, Connor, Peterson (Ted), Greive and Holman:

An Act relating to bid procedures; providing for the award of contracts for the construction of ferries to Washington corporations in periods of excessive unemployment; amending section 47.28.090, chapter 13, Laws of 1961 and RCW 47.28.090; and declaring an emergency.

Referred to Committee on Business and Professions.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 11:00 a.m.

#### SECOND MORNING SESSION

The Speaker called the House to order at 11:00 a.m.

The Clerk called the roll and all members were present except Representative Smith who was excused.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-34, by Representatives Blair, Charnley, Gilleland, Williams, Douthwaite, Ross, North and Kraabel:

WHEREAS, The use of certain drugs and intoxicants is widespread and steadily increasing; and

WHEREAS, There is evidence that a portion of the public is opposed to existing law with regard to the use of such drugs and intoxicants; and

WHEREAS, There is conflicting evidence from distinguished national authorities that the moderate use of certain such drugs and intoxicants may be less harmful than the moderate consumption of other such drugs and intoxicants; and

WHEREAS, Attention has not recently been directed towards the reconsideration of public policy with regard to the use of such drugs and intoxicants.

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Judiciary Committee of the Legislative Council is directed to make a study on the legal and social aspects of the use of all kinds of drugs and intoxicants and report its recommendations to the next ensuing session of the Legislature, which study is to include:

(1) Consideration of the continued prohibition and/or regulation of the use of certain types of drugs and intoxicants and the practicability of its enforcement; and

(2) The effect of such legal prohibition and/or regulation in relation to general respect for law and public order by large segments of society; and

(3) The relationships and limitations of state policy with regard to federal prohibitions and/or regulations of such drugs and intoxicants.

Mr. Blair moved adoption of the resolution.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle and Paris:

On line 15 after "legal" and before "and social aspects" insert ", moral"

Representatives Kuehnle and Blair spoke in favor of the amendment.

The amendment was adopted.

The Speaker stated the question before the House to be House Resolution No. 71-34, as amended.

Representatives Blair, Ross, Douthwaite and Van Dyk spoke in favor of adoption of the resolution, and Representatives Benitz and Fair spoke against it. Mr. Kilbury stated he would have supported it without the amendment.

Mr. Bottiger moved adoption of the following amendment.

On line 14 after "that" and before "the Legislative Council" delete "the Judiciary Committee of"

Representatives Bottiger, Moon and Haussler, spoke in favor of adoption of the amendment, and Representative Blair spoke against it.

The amendment was adopted.

Mr. Blair closed debate, speaking in favor of House Resolution No. 71-34 as amended.

The resolution was lost on a rising vote.

## RESOLUTION

HOUSE RESOLUTION NO. 71-35, by Representatives Berentson, Bledsoe, Sawyer, Wolf, Shera, Brouillet, Morrison, Pardini, Chatalas, Rabel and Litchman:

WHEREAS, There has recently emanated from the lesser Chamber, sometimes called and hereinafter referred to as the "Senate," a characteristically vague and understandably pusillanimous request for instruction in that athletic endeavor, to wit, the game of basketball, which combines the skill and grace personified by the Members of the august and erudite body traditionally known as and hereinafter referred to as the Washington State House of Representatives; and

WHEREAS, Custom so prevalent and so ancient as to have the force of law, has dictated that the House is obligated to instruct the Senate, notwithstanding the fact the Senate has failed to profit by such instruction; and

WHEREAS, All known and verifiable records contained in the Archives of the State of Washington attest to an unblemished record of victories for the House dating back to the time of statehood in such instructional contests; and

WHEREAS, Any claim to athletic prowess on the part of Members of the Senate defy all known geriatric principles, to wit, the prevalence of obesity and advancing senility corrupts a basic skill of the game, to wit, you can't run or shoot the ball so good; and

WHEREAS, As an additional handicap the Senate has offered to encumber itself further with the recruitment of various members of the Fourth Estate, to wit, the Press, which, in addition to the geriatric limitations enjoyed by the Senate, has the further problem of a paucity of skill, coordination and credibility;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the

State of Washington, That at a time, date and place certain, to be mutually agreed to (if this be possible in light of the Senate's record of procrastination) by the parties, the House accepts, with glee, any and all requests for instruction in the art of basketball, which instruction said House will administer with impunity and dispatch with avarice; and that a copy of this Resolution shall be transmitted herewith to each Member of the Senate and the Press.

On motion of Mr. Berentson, the resolution was adopted.

#### MOTIONS

On motion of Mr. Morrison, HOUSE BILL NO. 1113 and HOUSE BILL NO. 1114 were rereferred from the Committee on State Government to the Committee on Natural Resources and Ecology.

On motion of Mr. Morrison, SUBSTITUTE SENATE BILL NO. 446 was rereferred from the Committee on Rules and Administration to the Committee on Agriculture.

#### SECOND READING

HOUSE BILL NO. 642, by Representatives Pardini, Bagnariol and Shera:  
Implementing law relating to mutual savings banks.

Committee recommendation: Majority, do pass with the following amendment:

On page 7, section 8, line 6 strike "[real estate]" and insert "real estate ["

The bill was read the second time.

Mr. Shera moved adoption of the committee amendment, and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Hatfield.

Mr. Hatfield: "This bill apparently authorizes mutual savings banks to invest in one-day loans. I understand that such a privilege is prohibited by both state and national banking laws to commercial banks. Why should mutual savings banks have this privilege?"

Mr. Shera: "I think this question is not germane to the committee amendment. Perhaps you could ask that when it comes up for third reading, and maybe you ought to direct that to Mr. Pardini, because he could probably better answer it."

The committee amendment was adopted.

Mr. Luders moved adoption of the following amendment:

On page 1, line 20 after "payments" and before the comma insert: "*which does not discriminate against or between such former officers and employees or any class thereof and is a qualified plan under section 401(a) and exempt from federal taxes under section 501(a) of the Internal Revenue Code of 1954 as now in effect or subsequently amended*"

Representative Luders spoke in favor of adoption of the amendment, and Representatives Shera and Charette spoke against it.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Shera, when this question was raised in committee on retirement benefits and whether or not there was going to be any discrimination, was a reply given to you, to your ultimate satisfaction, that there wouldn't be any discrimination exercised between former officers and employees in favor of, maybe, a single officer or employee?"

Mr. Shera: "I don't remember that question being asked."

Mr. O'Brien: "Apparently this is a question that was raised here relative to the bill, whether or not discrimination was going to be raised. You don't recall this question being asked and a reply given by one of the proponents of the bill?"

Mr. Shera: "No, I don't. I should point out that it must be approved by the Supervisor of Banking, and I think that is some check on this possible abuse, also, as well as the Internal Revenue Service."

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Hubbard.

Mr. Hubbard: "I think our problem here is that we want to be satisfied that we are not

trying to build in preferences for the mutual savings banks in retiring their people that the national banks don't have. Is it your understanding that we are simply trying to conform these retirement privileges, and that we are not trying to favor perhaps some individual members of mutual savings banks' boards with a different set of retirement regulations than are presently imposed on the national banks?"

Mr. Shera: "I am satisfied in my own mind that is the case, yes."

Mr. Hubbard: "Is it your understanding that this is the intention of this particular bill, as you understand it as Chairman of the Financial Institutions Committee?"

Mr. Shera: "Well, Mr. Hubbard, as far as national banks are concerned, the state supervisor has no control whatever, as you know, with regard to their retirement policies, whereas the supervisor does have some control over mutual savings banks so the issue is confused here. Perhaps Mr. Pardini could respond to your question."

#### POINT OF INFORMATION

Mr. Pardini: "I think if the intent of the question is to get something in the record—definitely, yes, we can put it in the record that it is the intent of the mutual savings banks that there will not be discrimination and that there will be no distinction. The only idea of the supplemental benefits, as proposed in this legislation, is that under existing law the mutual savings banks need the approval of the supervisor before they can set up a pension program. There is no provision in the existing law under section 32.04.080 for any supplemental benefits, so those employees of mutual savings banks who retired fifteen years ago cannot get a supplemental benefit. Section one would allow mutual savings banks to go back, adjust those to a cost-of-living index, without any distinction between officers and employees."

The amendment by Mr. Luders was not adopted.

House Bill No. 642 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 642 was placed on final passage.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Hatfield.

Mr. Hatfield: "For the record, would you briefly clarify the attitude of the commercial banks on section three?"

Mr. Pardini: "I am not sure that I can speak for them, Representative Hatfield, but sections three and four deal with what they call overnight borrowing, repurchase agreements and federal fund transactions. This is a practice which the mutual savings banks have had for the last twenty-five years, where they will make loans to banks overnight or over the weekend. This comes about because banks have federal reserve requirements. They have to meet certain reserve requirements as to liquidity position. You will find that mutual savings banks at times have surplus cash. The commercial banks are short of cash. They loan the money to the commercial banks on an overnight basis. The money is transferred now by messenger or by note, and by the pledging of bonds and securities back and forth. This language clarifies that they can do it by ledger entry—that the money can be loaned to banks. I think the question you raise is: Can we make overnight loans? Yes, we can make overnight loans, but line 16 of section three says specifically: 'A mutual savings bank may invest its funds in loans to banks or trust companies . . .'. They would be the only ones that we could make overnight loans to. It is my understanding that the Seattle First National Bank which engages in this practice is opposed to this. The National Bank of Commerce which also engages in this practice is in favor of it. Beyond that, I say I'm not opposed."

Mr. Pardini spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 642, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May,

McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipnuch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Kopet—1.

Absent or not voting: Representatives Julin, Smith—2.

Engrossed House Bill No. 642, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:15 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:15 p.m.

The Clerk called the roll, and all members were present except Representative Smith who was excused.

#### SECOND READING

ENGROSSED SENATE BILL NO. 47, by Senators Henry, Knoblauch and Huntley (by Departmental request):

Providing for certain changes relating to motor vehicles.

The bill was read the second time.

Mr. Williams moved adoption of the following amendment:

On page 1, line 13, following section 1, add a new section as follows:

"Sec. 2. Section 46.08.110, chapter 12, Laws of 1961 as amended by section 3, chapter 32, Laws of 1967 and RCW 46.01.250 are each amended to read as follows:

The director shall have the power and it shall be his duty upon request and payment of the fee as provided herein to furnish under seal of the director certified copies of any records of the department, except those for confidential use only: *PROVIDED, That under no circumstances shall the director furnish lists or rosters of motor vehicle owners or operators to be used for direct mail advertising of commercial products or soliciting of services for a fee, and anyone who shall use such lists or rosters for such purposes shall be guilty of a gross misdemeanor.* The director shall charge and collect therefor the actual cost to the department. Any funds accruing to the director of motor vehicles under this section shall be certified and sent to the state treasurer and by him deposited to the credit of the highway safety fund."

#### POINT OF ORDER

Mr. Charette: "I rise to a point of order, and my point is that under Article II, section 8, of the State Constitution, it provides that any amendment that is offered to a bill in the legislature must be within the scope and object of the bill. I respectfully submit that the scope and object of this bill is entirely changed by this amendment and request a ruling thereon."

#### RULING BY THE SPEAKER

The Speaker: "Mr. Charette, members of the House: Engrossed Senate Bill No. 47, which has only section one left in it now in the engrossed version, pertains to motor vehicles and amends RCW 46.01.260, pertaining to motor vehicle records. This amendment pertains to RCW 46.01.250—the section in the same chapter, same part of the Code, preceding the section. Of course under my previous rulings, if this amendment just dealt with government, it wouldn't necessarily be conclusive. If it just dealt with motor vehicles, it wouldn't necessarily be conclusive, depending on what the body of Engrossed Senate Bill No. 47 says, but that measure goes even further. It is a very narrow measure. It does deal with motor vehicle records. It deals with what the Director of Motor Vehicles may do with those records. It amends the section of the code immediately following the section which is sought to be amended in the floor amendment by Representative Williams, and I think the amendment is in order."

Mr. Williams spoke in favor of adoption of the amendment, and Mr. Charette spoke against the amendment.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Cunningham, will you recite for me the primary use, or the several primary uses, to which the highway safety fund is diverted?"

Mr. Cunningham: "Is diverted?"

Mr. Kuehnle: "Is used—whatever kind of label you want to put on it?"

Mr. Cunningham: "Well, it is used for safety primarily."

Mr. Kuehnle: "Is that the best answer you can come up with?"

Mr. Cunningham: "Well, in general it is used for safety purposes."

Mr. Kuehnle: "Is this not the primary source of funding for the driver education program?"

Mr. Cunningham: "No, there is some source here, but not the major source. The major source comes from fines and forfeitures, as you are probably aware."

Mr. Kuehnle: "It would appear to me under the terms of this amendment we are directing the Director of the Department of Motor Vehicles to sell these records at a price which shall represent the cost of providing the service, and then the funds which are accrued from the sale are put over into the highway safety fund. It would therefore seem to me we are creating a direct siphon from the Department of Motor Vehicles to the Highway Safety Fund. The more lists that are sold, the faster the siphon runs. Is that an accurate statement?"

Mr. Cunningham: "The siphon doesn't run very fast anyway, but I think what you want to know is how much money is involved here. Is that correct? How much loss there would be with this, or how much gain. Is that what you had in mind?"

Mr. Kuehnle: "I would be interested in knowing, although I think it would be difficult for anyone to predict what the demand would be for lists."

Mr. Cunningham: "At the present time, I think, if this amendment passes, the loss might be twenty thousand dollars—in that vicinity—twenty thousand or twenty-two thousand."

Mr. Kuehnle: "What is the logic associated with siphoning off whatever amount it is. If we are indeed interested in making the lists available at cost, then why don't we let them retain the funds which represent the cost?"

Mr. Cunningham: "From talking with the department (it is some time since I discussed it with them) they always charge a sufficient amount to make sure they are covering all their costs and sometimes it will cover more than their costs and that amount then would go to the safety fund."

Mr. Kuehnle: "I assume it could work that way, but the terms of this amendment direct that they shall be sold at cost and whatever those proceeds are would be credited to the Highway Safety Fund. So it would appear to me it is designed to siphon off a certain amount of money and divert it in another direction."

Representatives Hurley and Williams spoke in favor of adoption of the amendment by Mr. Williams to Engrossed Senate Bill No. 47, and Representatives Berentson, Bledsoe, Beck and Wolf spoke against it.

Mr. Lysen demanded an electric roll call, and the demand was sustained.

Representatives Brown, Cunningham and Marsh spoke in favor of the amendment by Mr. Williams to Engrossed Senate Bill No. 47.

Mr. Anderson demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Williams to Engrossed Senate Bill No. 47, and the amendment was lost by the following vote: Yeas, 34; nays, 64; absent or not voting, 1.

Voting yea: Representatives Amen, Barden, Bluechel, Brouillet, Brown, Charnley, Conner, Cunningham, Douthwaite, Farr, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Johnson, King, Knowles, Kraabel, Luders, Lysen, Marsh, Maxie, May, Merrill, Newhouse, North, Paris, Rosellini, Shinpoch, Van Dyk, Williams—34.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Curtis, Eikenberry, Flanagan, Gallagher, Gilleland, Harris, Hatfield, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kuehnle, Litchman, Lynch, Martinis, Marzano, McCormick, McDermott, Mentor, Moon, Morrison,

O'Brien, Pardini, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, SHERA, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—64.

Absent or not voting: Representative Smith—1.

Mr. Cunningham moved adoption of the following amendment:

On page 1, following section 1, add the following new section:

"Sec. 2. Section 2, chapter 144, Laws of 1967 and RCW 46.64.070 are each amended to read as follows:

To carry out the purpose of RCW 46.64.060 and 46.64.070, officers of the Washington state patrol are hereby empowered [during daylight hours and] while using plainly marked state patrol vehicles with red light to require the driver of any motor vehicle being operated on any highway of this state to stop and display his or her driver's license and/or to submit the motor vehicle being driven by such person to an inspection and test to ascertain whether such vehicle complies with the minimum equipment requirements prescribed by chapter 46.37 RCW, as now or hereafter amended. No criminal citation shall be issued for a period of ten days after giving a warning ticket pointing out the defect.

The powers conferred by RCW 46.64.060 and 46.64.070 are in addition to all other powers conferred by law upon such officers, including but not limited to powers conferred upon them as police officers pursuant to RCW 46.20.430 and powers conferred by chapter 46.32 RCW."

#### POINT OF ORDER

Mr. Barden: "Under Rule 32, no motion or proposition on a subject different from that under consideration shall be admitted under color of amendment. In your ruling under the previous challenge to the previous amendment, you indicated that amendment dealt with the powers of the Director of the Department of Motor Vehicles, and was therefore germane. However, this amendment is part and parcel of House Bill No. 169 which has passed this House. It deals with the power of the State Patrol to stop citizens on the state highways, and I would submit to you, sir, that it is not germane to the bill."

#### RULING BY THE SPEAKER

The Speaker: "The fact that it is part and parcel of another measure introduced in the House would not necessarily be important unless it was that entire measure substantially unchanged. However, the previous amendment to the bill and the bill itself deals with motor vehicle records and duties of the Director of Motor Vehicles with regard to treatment of those records and what he might do with them. This particular amendment deals with neither of those subjects, which is the subject matter of the original bill. Your point is well taken, and the amendment is not germane."

On motion of Mr. Cunningham, the following amendment was adopted:

On page 1, following section 1 add the following sections:

"Sec. 2. Section 6, chapter 169, Laws of 1963 and RCW 46.29.060 are each amended to read as follows:

The provisions of this chapter, requiring deposit of security and suspensions for failure to deposit security, subject to certain exemptions, shall apply to the driver and owner of any vehicle of a type subject to registration under the motor vehicle laws of this state which is in any manner involved in an accident within this state, which accident has resulted in bodily injury or death of any person or damage to the property of any one person [in excess] of [one] two hundred dollars or more."

Mr. Cunningham moved adoption of the following amendment, and spoke in favor of the amendment:

"NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Sawyer.

Mr. Sawyer: "Mr. Cunningham, what is the need for the emergency clause in this matter?"

Mr. Cunningham: "It would allow the department to discontinue the practice of handling, filing and keeping an exact record of those accidents of less than two hundred dollars. A report of one hundred dollar accidents would have to be made to the local police departments, but the department would not have to maintain complete files of anything under two hundred in cost."

Mr. Sawyer: "Do you think this is an emergency?"

Mr. Cunningham: "They are having difficulty in that department with all the paper work. They are snowed under with this sort of thing. Since the original one hundred dollars went into effect, inflation has upped the cost of fender benders, so it doesn't take much of a fender bender to amount to over one hundred dollars. They are being swamped with paper work."

Mr. Sawyer spoke against adoption of the amendment.  
The amendment was adopted.

On motion of Mr. Cunningham, the following amendment to the title was adopted:

On line 3 of the title of the engrossed bill, after "RCW 46.01.260" and before the period insert "amending section 6, chapter 169, Laws of 1963 and RCW 46.29.060; and declaring an emergency"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 47 as amended by the House was placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 47 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Hatfield, Smith—2.

Engrossed Senate Bill No. 47 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 355, by Representatives Kiskaddon, Flanagan, Cunningham, Julin and Curtis (by Departmental request):

Increasing cigarette excise tax.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 355, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 460, by Representatives Flanagan, Beck and Randall (by Department of Revenue request):

Increasing liquor excise tax.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 460, and the bill was ordered placed at the bottom of today's second reading calendar.

SUBSTITUTE HOUSE BILL NO. 596, by Committee on Natural Resources and Ecology (Originally sponsored by Representatives Polk, Bluechel and Kuehnle):

Providing for changes in priority of claims on contractors' bonds.  
The House resumed consideration of Substitute House Bill No. 596.

Mr. Julin moved adoption of the following amendments by Representatives Curtis and Julin:

On page 2, section 1, line 13 after "registrant" strike "for execution upon the deposit"  
On page 2, section 1, line 19 after "actions" insert "pursuant to this act"  
On page 3, section 1, line 9 after "Washington" strike the period and insert ";  
(5) Any court costs, interest and attorney's fees which plaintiff may be entitled to recover."  
On page 3, section 1, line 18 after "a" strike "cash" and insert "[cash]"  
On page 3, section 1, line 18 after "deposit" insert "consisting of cash"  
On page 3, section 1, line 30 after "pay" insert "or order paid"  
Representatives Julin and Curtis spoke in favor of the amendments.  
The amendments were adopted.

Mr. Julin moved adoption of the following amendment by Representatives Curtis and Julin:

On page 4, beginning on line 15, strike all of section 3 and insert a new section as follows:  
"NEW SECTION. Sec. 3. The provisions of this chapter relating to the registration or licensing of any person, firm or corporation, including the requirement of a bond with the state of Washington named as obligee therein and the collection of a fee therefor, shall be exclusive and no political subdivision of the state of Washington shall require or issue any registrations, licenses or bonds nor change any fee for the same or similar purpose."

#### POINT OF ORDER

Mr. Wolf: "Would this amendment be construed as striking and improving, and therefore leaving the door open to strike?"

The Speaker: "That is the way I interpreted it, that you first have a right to strike and insert new language. Then the motion to strike alone would be in order."

#### MOTION

On motion of Mr. Charette, the House deferred further consideration of Substitute House Bill No. 596 on second reading, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE JOINT RESOLUTION NO. 52, by Representatives Flanagan, Perry and Pardini (by Executive request):

Amending the constitutional debt limitation.  
The resolution was read the second time.

Mr. Kilbury moved adoption of the following amendment:

On page 1, line 21 strike "nine" and insert "ten"

Representative Kilbury spoke in favor of adoption of the amendment, and Representatives Flanagan, Perry and Pardini spoke against it.

Mr. Kilbury closed debate, speaking in favor of the amendment.

The amendment was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Joint Resolution No. 52 was placed on final passage.

Mr. Bledsoe spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Resolution No. 52, and the resolution passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Smith—1.

House Joint Resolution No. 52, having received the constitutional majority, was declared passed.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 594, by Representatives North, Chatalas, Blair and Lynch (by Executive request):

Prohibiting discrimination based on sex, race, creed, color or national origin.

#### MOTION

On motion of Mr. Bluechel, Second Substitute House Bill No. 594 was substituted for House Bill No. 594, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 594 was read the second time.

Mrs. Hurley moved adoption of the following amendment:

On page 3, section 2, line 2 before "race," strike "sex."

Mrs. Hurley spoke in favor of the amendment, and Mrs. North spoke against it.

The amendment was not adopted.

Mr. Conway moved adoption of the following amendment:

On page 3, section 3, line 3 after "qualification" insert "*PROVIDED, HOWEVER, It shall not be an unfair practice for an employer to give preference to any person who is the sole source of income for a family*"

Representative Conway spoke in favor of the amendment, and Representatives North and Savage spoke against it.

The amendment was not adopted.

Mrs. Hurley moved adoption of the following two amendments:

On page 3, section 2, line 5 before "race," strike "sex,"

On page 3, section 2, line 8 after "national origin" strike all the matter down to and including "sexes" on line 14

Mrs. Hurley spoke in favor of adoption of the amendments, and Mrs. North spoke against them.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

The amendments were not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Second Substitute House Bill No. 594 was placed on final passage.

Mrs. North spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Bottiger: "Would Mrs. North yield to question?"

Representative North declined to yield to question.

Mr. Bottiger spoke against passage of the bill.

## POINT OF INQUIRY

Mrs. North yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "Mrs. North, newspapers commonly afford advertisers three different categories in the 'help wanted' classified advertising columns—one headed 'Help Wanted—Female,' one headed 'Help Wanted—Male,' and one headed 'Help Wanted—Male and Female.' If Second Substitute House Bill No. 594 is passed, is it not the case that there will still be some jobs for which an employer can legally express a sex preference? That is, there will remain, will there not, some jobs for which sex will constitute a bona fide occupational qualification?"

Mrs. North: "You are exactly right, Representative Zimmerman. This was brought out at the hearings, and you understand the bill quite well."

Mr. Zimmerman: "Fine, in addition to that—because there is the antidiscrimination law which has been alluded to, including the words 'aiding and abetting,' prohibition against action which 'aids and abets' and of the proscribed discriminations, if this bill is passed, sex will become one of those proscribed discriminations. But because it will still be quite legal for some advertisers to use help wanted columns segregated by sex—to advertise for employees to fill these jobs having bona fide occupational qualifications based on sex—I assume that it is not the intent of this bill to render the offering of those columns by newspapers as an unfair practice. Is that correct?"

Mrs. North: "That is correct."

Mr. Zimmerman: "We wanted to establish the fact that the newspaper has no way of knowing whether the job advertised has or does not have this bona fide occupational qualification."

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Sawyer.

Mr. Sawyer: "I read the bill, and I couldn't find that provision that you qualified. I wondered, as a specific instance, what about the Washington State Patrol?"

Mr. Zimmerman: "First of all, the antidiscrimination part is not in this bill, that is correct. But because of the fact that there is a separate bill dealing with the subject, and because this discusses the issue, we thought it should be made quite clear as to the possible use of this distinction. As far as the State Patrol is concerned, I am not sure I understand the question. Do you mean as far as the State Patrol hiring . . ."

Mr. Sawyer: "If she is over six foot."

Mr. Zimmerman: "The State Patrol hasn't very often run ads in that particular category. I am talking about classified ads."

Mr. Sawyer: "You are sure it is still possible to ask for a preference? I know when we passed the law making discrimination because of color unlawful, you couldn't ask for a picture anymore. They went quite a ways on that, so I am afraid they will go as far in their rulings on this."

Mr. Zimmerman: "You have a valid question, and we are very concerned about this. We are trying to establish the fact that the newspaper should not be held as aiding and abetting the discrimination for the use of these ads. Thank you for the additional clarification."

Mr. Ross spoke in favor of passage of the bill.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 594, and the bill passed the House by the following vote: Yeas, 76; nays, 18; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—76.

Voting nay: Representatives Amen, Beck, Berentson, Bottiger, Bozarth, Costanti, Flanagan, Gallagher, Gladder, Harris, Haussler, Hubbard, Hurley, Jastad, Jueling, May, Schumaker, Spanton—18.

Absent or not voting: Representatives Farr, Kuehnle, Litchman, Luders, Smith-5.

Second Substitute House Bill No. 594, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

### REPORTS OF STANDING COMMITTEES

March 23, 1971.

HOUSE BILL NO. 142, providing for approval by a county legislative authority of certain action by a sewer or water district, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 340, increasing the membership on boards of fire commissioners to five, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Martinis, Mentor, Merrill, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 463, providing for annual general elections and prorating costs thereof between state and governmental subdivisions, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Grant, May, Moon, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 567, providing for merger of sewer districts into water districts, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bradley, Douthwaite, Gilleland, Kopet, Kuehnle, Martinis, Mentor, Merrill, Smith.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 708, providing that any PUD may sell its water system without voter approval, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Gilleland, Haussler, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 735, revising the workmen's compensation law, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 44, section 46, line 14, after "(1)" strike all the matter down to and including "such" on line 28 and insert "Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under any prior workmen's compensation law of this state shall, after July 1, 1971, be paid one hundred forty dollars per month, and every permanently totally disabled employee receiving a pension under any prior workmen's compensation law of this state shall, after such date, be paid one hundred eighty-five dollars per month, and not to exceed one hundred fifteen dollars per month additional in cases requiring the hiring of the services of an attendant, if unmarried at the time the injury occurred; two hundred fifteen dollars per month, and not to exceed one hundred fifteen dollars per month additional in cases requiring the hiring of the services of an attendant, if he or she has a wife or invalid husband; and one hundred seventy-five dollars per month, in

addition to any amount now or hereafter allowed in cases requiring the hiring of the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such."

On page 45, line 24, insert a new section:

**"NEW SECTION. Sec. 47.** Each employer shall retain from the earnings of each workman that number of cents as shall be fixed from time to time by the director for each day or part thereof the workman is employed. The money so retained shall be remitted to the department at such intervals as the department directs and shall be placed in the retroactive reserve of the administrative fund created by this 1971 amendatory act. The moneys so collected shall be used exclusively for the additional payments prescribed in section 46 of this amendatory act and shall be no more than necessary to make such payments on a current basis."

Remember the remaining sections consecutively and correct the internal references.

On page 47, section 51, line 17 after "Subject" insert "to section 47 of this amendatory act, subject"

On page 85, line 18, insert a new section:

**"NEW SECTION. Sec. 130. (1)** The director may appoint an industrial accident advisory committee composed of nine members: three representing subject workmen, three representing subject employers, one of whom shall represent agriculture, and three ex officio members without a vote, representing each of the following: the state workmen's compensation funds, other carriers who are qualified to write workmen's compensation insurance in Washington, and self-insurers qualified under this amendatory act.

**(2)** The director may recommend areas of the law which he desires to have studied or the committee may study such aspects of the law as the committee shall determine require concentration. The committee shall report its findings to the director for such action as the director determines appropriate.

**(3)** The members of the committee shall be appointed for a term of two years and shall serve without compensation but shall be entitled to travel expenses. The committee may hire, subject to the approval of the director, such experts as it may require to discharge its duties. All expenses of the committee shall be paid out of the administrative fund."

Remember the remaining sections consecutively and correct the internal references.

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse, Morrison, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Charnley, Grant, Johnson, Savage.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 753, requiring that each utility service charge be separately stated on customer bill, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Gilleland, Haussler, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 754, creating a county utilities rate commission in each county, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1 after the enacting clause strike the remainder of the bill and insert the following:

**"NEW SECTION. Section 1.** There is added to Title 36 RCW a new section to read as follows:

The board of county commissioners, on its own motion or upon the request of any affected person, may undertake a full and comprehensive review of the rates, services, facilities, and practices of sewer and water districts where such services are provided across such district's boundaries and into unincorporated areas to determine whether such rates, services, facilities, and practices are just, fair, reasonable and nondiscriminatory. Such review shall include a hearing or hearings to provide affected persons an opportunity to make their views known.

If the results of such review and investigation warrant, the board shall consult with the appropriate governmental subdivisions providing such sewer and water services to the unincorporated areas and present alternative rates, services, and/or practices found by the board to be just, fair, reasonable, and nondiscriminatory.

The board shall keep full and accurate minutes and records of all transactions, proceedings, and determinations in regard to such review and may perform such other functions as may be necessary and appropriate to discharge its duties under this section.

The board may employ such accounting, engineering, expert and clerical assistants, and such other qualified assistants as may be necessary to carry out the review and investigations authorized herein.

The board may provide such emergency funds as may be necessary to meet the expenses incurred pursuant to this section."

On line 1 of the title after "counties;" strike the remainder of the title and insert

"providing for the review of certain sewer and water rates and services; and adding a new section to Title 36 RCW."

Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bradley, Gilleland, Haussler, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Rabel, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 1049, providing maximum hours for the work week of a firefighter, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Grant, Johnson, Randall.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 1070, providing for bonding of local improvement district projects, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Blair, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Mentor, Merrill, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE JOINT RESOLUTION NO. 45, providing that the county legislative body may set salaries of county elective officers, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Douthwaite, Gilleland, Haussler, Jones, Kopet, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

REENGROSSED SENATE BILL NO. 130, authorizing parking and business improvement areas and special assessments therefor, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

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

"NEW SECTION. Section 1. The legislature hereby authorizes all counties and all incorporated cities and towns, including unclassified cities and towns operating under special charters:

(1) To establish parking and business improvement areas, hereafter referred to as area or areas, for the following purposes:

(a) The acquisition, construction or maintenance of parking facilities for the benefit of the area;

(b) Decoration of any public place in the area;

(c) Promotion of public events which are to take place on or in public places in the area;

(d) Furnishing of music in any public place in the area;

(e) The general promotion of retail trade activities in the area;

(2) To levy special assessments on all businesses within the area and specially benefited by a parking and business improvement area to pay in whole or in part the damages or costs incurred therein as provided in this act.

(3) To provide in accordance with any applicable provisions of the Constitution or statutory authority for the issuance and sale of revenue bonds to finance the cost of any parking and business improvement area.

NEW SECTION. Sec. 2. (1) 'Business' as used in this act means all types of business, including professions.

(2) 'Legislative authority' as used in this act means the legislative authority of any city or town including unclassified cities or towns operating under special charters or the legislative authority of any county.

NEW SECTION. Sec. 3. For the purpose of establishing a parking and business improvement area, an initiation petition shall be presented to the legislative authority having jurisdiction of the area in which the proposed parking and business improvement area is to be located. The initiation petition shall contain the following:

(1) The signatures of the persons who operate businesses in the proposed area which would pay sixty percent of the proposed special assessments;

(2) A description of the boundaries of the proposed area;

(3) The proposed uses and projects to which the proposed special assessment revenues shall be put and the total estimated cost thereof;

(4) The estimated rate of levy of special assessment with a proposed breakdown by class of business if such classification is to be used.

NEW SECTION. Sec. 4. The legislative authority, after receiving a valid initiation petition, shall adopt a resolution of intention to establish an area. The resolution shall state

the time and place of a hearing to be held by the legislative authority to consider establishment of an area and shall restate all the information contained in the initiation petition regarding boundaries, projects and uses, and estimated rates of assessment.

**NEW SECTION.** Sec. 5. Notice of a hearing held under the provisions of this act shall be given by:

(1) One publication of the resolution of intention in a newspaper of general circulation in the city; and

(2) Mailing a complete copy of the resolution of intention to each business in the proposed, or established, area. Publication and mailing shall be completed at least ten days prior to the time of the hearing.

**NEW SECTION.** Sec. 6. Whenever a hearing is held under this act, the legislative authority shall hear all protests and receive evidence for or against the proposed action. The legislative authority may continue the hearing from time to time. Proceedings shall terminate if protest is made by businesses in the proposed area which would pay a majority of the proposed special assessments.

**NEW SECTION.** Sec. 7. If the legislative authority decides to change the boundaries of the proposed area, the hearing shall be continued to a time at least fifteen days after such decision and notice shall be given as prescribed in section 5 of this act, showing the boundary amendments, but no resolution of intention is required.

**NEW SECTION.** Sec. 8. For purposes of the special assessments to be imposed pursuant to this act, the legislative authority may make a reasonable classification of businesses, giving consideration to various factors, including the degree of benefit received from parking only.

**NEW SECTION.** Sec. 9. The special assessments need not be imposed on different classes of business, as determined pursuant to section 8 of this act, on the same basis or the same rate: PROVIDED, HOWEVER, That the special assessments imposed for the purpose of the acquisition, construction or maintenance of parking facilities for the benefit of the area shall be imposed on the basis of benefit determined by the legislative authority after giving consideration to the total cost to be recovered from the businesses upon which the special assessment is to be imposed, the total area within the boundaries of the parking and business improvement area, the assessed value of the land and improvements within the area, the total business volume generated within the area and within each business, and such other factors as the legislative authority may find and determine to be a reasonable measure of such benefit.

**NEW SECTION.** Sec. 10. If the legislative authority, following the hearing, decides to establish the proposed area, it shall adopt an ordinance to that effect. This ordinance shall contain the following information:

(1) The number, date and title of the resolution of intention pursuant to which it was adopted;

(2) The time and place the hearing was held concerning the formation of such area;

(3) The description of the boundaries of such area;

(4) A statement that the businesses in the area established by the ordinance shall be subject to the provisions of the special assessments authorized by section 1 of this act;

(5) The initial or additional rate or levy of special assessment to be imposed with a breakdown by classification of business, if such classification is used; and

(6) A statement that a parking and business improvement area has been established.

(7) The uses to which the special assessment revenue shall be put: PROVIDED, HOWEVER, That such use shall conform to the use as declared in the initiation petition presented pursuant to section 3 of this act.

**NEW SECTION.** Sec. 11. The legislative authority of each city or town or county shall have sole discretion as to how the revenue derived from the special assessments is to be used within the scope of the purposes; however, the legislative authority may appoint existing advisory boards or commissions to make recommendations as to its use, or the legislative authority may create a new advisory board or commission for the purpose.

The legislative authority may contract with a chamber of commerce or other similar business association operating primarily within the boundaries of the legislative authority to administer the operation of a parking and business improvement area, including any funds derived pursuant thereto: PROVIDED, That such administration must comply with all applicable provisions of law including this act, with all county, city, or town resolutions and ordinances, and with all regulations lawfully imposed by the state auditor or other state agencies.

**NEW SECTION.** Sec. 12. The special assessments levied hereunder must be for the purposes specified in the ordinances and the proceeds shall not be used for any other purpose.

**NEW SECTION.** Sec. 13. Collections of assessments imposed pursuant to this act shall be made at the same time and in the same manner as otherwise prescribed by Title 35 RCW or in such other manner as the legislative authority shall determine.

**NEW SECTION.** Sec. 14. Changes may be made in the rate or additional rate of special assessment as specified in the ordinance establishing the area, by ordinance adopted after a hearing before the legislative authority.

The legislative authority shall adopt a resolution of intention to change the rate or additional rate of special assessment at least fifteen days prior to the hearing required by this section. This resolution shall specify the proposed change and shall give the time and place of the hearing: PROVIDED, That proceedings to change the rate or impose an

additional rate of special assessments shall terminate if protest is made by businesses in the proposed area which would pay a majority of the proposed increase or additional special assessments.

**NEW SECTION.** Sec. 15. The legislative authority may, for each of the purposes set out in section 1 of this act, establish and modify one or more separate benefit zones based upon the degree of benefit derived from the purpose and may impose a different rate of special assessment within each such benefit zone.

**NEW SECTION.** Sec. 16. All provisions of this act applicable to establishment or disestablishment of an area also apply to the establishment, modification, or disestablishment of benefit zones pursuant to section 13 of this act. The establishment or the modification of any such zone shall follow the same procedure as provided for the establishment of a parking and business improvement area and the disestablishment shall follow the same procedure as provided for disestablishment of an area.

**NEW SECTION.** Sec. 17. Businesses established after the creation of an area within the area may be exempted from the special assessment imposed pursuant to this act for a period not exceeding one year from the date they commenced business in the area.

**NEW SECTION.** Sec. 18. The legislative authority may disestablish an area by ordinance after a hearing before the legislative authority. The legislative authority shall adopt a resolution of intention to disestablish the area at least fifteen days prior to the hearing required by this section. The resolution shall give the time and place of the hearing.

**NEW SECTION.** Sec. 19. Upon disestablishment of an area, any proceeds of the special assessments, or assets acquired with such proceeds, or liabilities incurred as a result of the formation of such area, shall be subject to disposition as the legislative authority shall determine: PROVIDED, HOWEVER, Any liabilities, either current or future, incurred as a result of action taken to accomplish the purposes of section 1 of this act shall not be an obligation of the general fund or any special fund of the city or town, but such liabilities shall be provided for entirely from available revenue generated from the projects or facilities authorized by section 1 of this act or from special assessments on the property specially benefited within the area.

**NEW SECTION.** Sec. 20. Any city or town or county authorized by this act to establish a parking improvement area shall call for competitive bids by appropriate public notice and award contracts, whenever the estimated cost of such work or improvement, including cost of materials, supplies and equipment, exceeds the sum of two thousand five hundred dollars.

**NEW SECTION.** Sec. 21. The cost of the improvement for the purposes of this act shall be aggregate of all amounts to be paid for the labor, materials and equipment on one continuous or inter-related project where work is to be performed simultaneously or in near sequence. Breaking an improvement into small units for the purposes of avoiding the minimum dollar amount prescribed in section 20 of this act is contrary to public policy and is prohibited.

**NEW SECTION.** Sec. 22. This act providing for parking and business improvement areas shall not be deemed or construed to affect any existing act, or any part thereof, relating to special assessments or other powers of counties, cities and towns, but shall be supplemental thereto and concurrent therewith.

The purposes and functions of parking and business improvement areas as set forth by the provisions of this act may be accomplished in part by the establishment of an area pursuant to this act and in part by any other method otherwise provided by law, including provisions for local improvements.

**NEW SECTION.** Sec. 23. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected."

Strike all of the title and substitute the following:

"An Act relating to parking and business improvement areas; authorizing formation thereof by counties, cities, and towns; authorizing special assessments therefor; and creating new sections."

Signed by Representatives Smythe, Chairman, Bradley, Litchman, Merrill.

MINORITY recommendation: Do not pass. Signed by Representative Blair.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

ENGROSSED SENATE BILL NO. 261, providing wage protection to employees, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 29 of the printed and engrossed bill after "him" strike "forthwith" and insert "at the end of the established pay period"

On page 4, section 3, line 33 of the printed bill and page 5, section 3, line 16 of the engrossed bill strike "admittedly owing" and insert "admitted by the employer to be owing"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Curtis, Flanagan, Grant, Johnson, Newhouse, Morrison, Randall, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Friday, March 26, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 26, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend George M. Mitchell of the First Christian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 25, 1971.

HOUSE BILL NO. 5, including fiscal impact of tax exemptions, deductions, exclusions and credits in budget document, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Copeland, Costanti, Curtis, Farr, Jueling, Kirk, Luders, Lysen, Marsh, Maxie, McDermott, Merrill, Moon, Polk, Savage, Shera, Shipoch, Van Dyk, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 283, providing an act relating to revenue and taxation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Kilbury, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 292, controlling obscene and erotic material, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 17 after "any" strike "peace" and insert "police"

On page 2, section 3, line 26 after "three" insert "judicial"

On page 3, section 3, line 4 after "any" strike "peace" and insert "police"

On page 3, section 4, line 21 after "prosecution" insert "or while a case in which it is evidence is on appeal"

Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 551, relating to rights of married women, reported by committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 17 after "to" strike "herself" and insert "her"

On page 1, section 1, line 18 after "alone." add a new subsection as follows:

"(5) *When the action is for compensation for services rendered by the wife, she may sue alone.*"

On pages 1 and 2, section 2, strike section 2 entirely.

On page 1, lines 3 and 4 of the title after "RCW 4.08.030" change the semicolon to a period and strike the rest of the title.

Signed by Representatives Julin, Chairman, Hubbard, Knowles, Marsh, Rosellini, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 688, making supplemental appropriations to the department of natural resources, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 2, line 12 after "of" strike "six hundred" and insert "four hundred fifty"

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Brouillet, Copeland, Costanti, Farr, Jueling, Luders, Lynch, Lysen, Marsh, Maxie, McDermott, Merrill, North, Ross, Savage, Shera, Shinpoch, Van Dyk, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 694, providing that the aid of specialists may be ordered by family courts, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 2, lines 20-23 after "belong" on line 20, strike the remainder of the section and insert "Such aid, however, shall be at the expense of the parties involved and shall not be at the expense of the court or of the county unless the board of county commissioners shall specifically authorize such aid."

Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 772, requiring permits for certain fires to control air pollution, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Cunningham, Hansey, Harris, Kraabel, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 1085, providing for legislative review of administrative rules, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE CONCURRENT RESOLUTION NO. 19, authorizing a study relating to community schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 8, insert: "WHEREAS, further community benefits could accrue if alternatives were developed to the present systems of study that involved students in meaningful community projects and actual work experiences; and"

On page 1, line 20 before the comma, insert: "and recommendations concerning alternatives schools programs"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Charette, Conway, Johnson, Lysen, McDermott, Polk, Savage.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

ENGROSSED SENATE BILL NO. 1, limiting the property tax raise in each taxing district, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning with "NEW SECTION." in line 6 strike all of the matter down to and including the period after "84.52.061" in line 12 and insert:

"NEW SECTION. Sec. 1. There is added to chapter 15, Laws of 1961 and to chapter 84.04 RCW a new section to read as follows:

The term 'regular property taxes' and the term 'regular property tax levy' shall mean a property tax levy by or for a taxing district which levy is subject to the aggregate limitation set forth in RCW 84.52.050, as now or hereafter amended, or which is imposed by or for a port district or a public utility district."

On page 1, section 2, line 14 after "levy" and before "in any year" strike "for a taxing district" and insert "in 1973 and years subsequent thereto for a taxing district other than the state or a school district"

On page 2, line 20 beginning with "NEW SECTION." strike all of the matter down to and including the period after "levy" on line 23.

Re-number the remaining sections consecutively.

On page 3, section 7, line 3 after "through" and before "of this" strike "6" and insert "5"

On page 3, section 8, line 15 after "Sections" and before "are added" strike "1 through 7" and insert "2 through 6"

On page 3, section 9, line 22 after "sections" and before "of this" strike "1 through 7" and insert "2 through 6"

On page 5, after line 7 insert

"NEW SECTION. Sec. 9. Section 1, chapter 174, Laws of 1965 ex. sess., section 1, chapter 146, Laws of 1967 ex. sess., section 6, chapter 92, Laws of 1970 ex. sess. and RCW 84.54.010 are each repealed."

Re-number the remaining section consecutively.

In line 3 of the title after "RCW 84.52.052;" insert "repealing section 1, chapter 174, Laws of 1965 ex. sess., section 1, chapter 146, Laws of 1967 ex. sess., section 6, chapter 92, Laws of 1970 ex. sess. and RCW 84.54.010;"

Signed by Representatives Flanagan, Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Julin, Kilbury, Marzano, Pardini.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

SENATE BILL NO. 472, providing for industrial insurance premium system that encourages accident prevention progress, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

In line 1 of the title after "Relating to" and before the semicolon following "insurance" strike "industrial insurance" and insert "premiums of employers for the building and construction industry pertaining to the industrial insurance system"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Grant, Johnson, Randall, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE GOVERNOR

Office of the Governor, March 25, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

The failure of numerous special property tax levies earlier this year and again on Tuesday, March 23, emphasizes the urgent need for the Legislature to submit to the people a proposed amendment to Article VII, Section 2, of the State Constitution as it pertains to the quorum requirement of special levy elections of 40% of the vote cast in the taxing district at the last preceding general election. The effect of this provision has been to cause the defeat of 15 special levy issues for operation and maintenance of school district programs to be collected in 1972. The value of these 15 levies is in excess of \$50 million. In addition, three bond issues slated for collection beginning in 1972 have also been invalidated by the 40% quorum requirement. For collection in 1971, a total of seven operation and maintenance issues, thirteen bond issues and two building fund issues were similarly defeated due to this provision.

The effect of the 40% quorum requirement is to provide an unfair advantage to those who through refusal to vote decline to fulfill their citizenship obligations. It is tragic to have the future of our schools decided by those who refuse to vote. The voting privilege is a precious one, the very basis for our free society. I find it abhorrent that we have in our Constitution a provision which discourages citizens from exercising this privilege.

Obviously, voters have the right to vote "no" on special levies as on any other issue. But no one should be able to vote "no" by staying at home. A "yes" vote and a "no" vote alike should be registered only by those who go to the polls.

I urge the Legislature to promptly address this issue. I will support any proposal which provides a responsible solution. There presently is pending before the Legislature HJR 47 which addresses this issue and deserves the serious attention of the Legislature. It is time to act so that responsible voter participation will be assured in special levy elections. Incentive must be placed on the act of voting rather than a premium being given to those who stay away from the polls. Only in this way can the basic principles of our free society apply in this vital area of public interest.

Sincerely,  
DANIEL J. EVANS  
Governor.

Office of the Governor, March 25, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON,  
LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bill, entitled:

HOUSE BILL NO. 878: Making an appropriation for publication of the session laws.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

#### MESSAGES FROM THE SENATE

March 25, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 317, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

March 25, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 857, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 25, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 879, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 25, 1971.

Mr. Speaker: The President has signed:  
SENATE BILL NO. 163,  
SENATE BILL NO. 219,  
SENATE BILL NO. 249,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 25, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 515, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 25, 1971.

Mr. Speaker: The President has signed HOUSE JOINT MEMORIAL NO. 15, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 163,  
SENATE BILL NO. 219,  
SENATE BILL NO. 249,  
SENATE BILL NO. 515.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 35, by Representatives Shinpoch, Lynch, Maxie, King, Kiskaddon, Rabel, Douthwaite, Knowles, Anderson, Goldsworthy, Shera, Benitz, Bottiger, Gladder, Bluechel and Chatalas:

Directing a study of college credit transfers.  
Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 317, by Senators Metcalf, Dore and Peterson (Ted):

An Act relating to education, including the transportation of students or pupils therefor; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.24 RCW; and declaring an emergency.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 879, by Senators Durkan and Sandison:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations; and declaring an emergency.

#### MOTION

On motion of Mr. Morrison, the rules were suspended, Senate Bill No. 879 was advanced to second reading and read the second time.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Bill No. 879 was placed on final passage.

Mr. Bledsoe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 879, and the bill passed the House by the following vote: Yeas, 89; nays, 8; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—89.

Voting nay: Representatives Farr, Gladder, Hansey, Harris, Kuehnle, Rabel, Smith, Zimmerman—8.

Absent or not voting: Representatives Eikenberry, Newhouse—2.

Senate Bill No. 879, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-33, by Representatives Backstrom, Copeland, O'Brien, Chatalas, Bledsoe, Sawyer, Grant and Goldsworthy:

WHEREAS, Harrie O. Bohlke passed away March 23, 1971; and

WHEREAS, He was for many years a valued state employee; and

WHEREAS, This man was active in the business and civic affairs of the State, including membership and service in the Seattle Chamber of Commerce, the Seattle Industrial Commission, Washington State Elks Association, Seattle Public Relations Roundtable, and the Public Relations Society of America; and

WHEREAS, For nearly twenty years his work as public relations director for the Washington State Brewers Institute brought him to Olympia as a respected member of the Third House; and

WHEREAS, His tireless efforts on behalf of the ideals he believed in made a significant contribution to the well-being of this State;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives mourns the loss of this fine citizen and extends its deep and most sincere sympathy to his wife, Dorothy, his son, Douglas, and the entire family.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the widow and son of Harrie O. Bohlke.

On motion of Mr. Backstrom, the resolution was adopted.

HOUSE RESOLUTION NO. 71-36, by Representatives Brouillet, Sawyer and Gallagher:

WHEREAS, Victories are sweet and first victories are even sweeter; and WHEREAS, Puyallup High School has tasted its victory of the century in the noble sport of basketball; and

WHEREAS, The Vikings of old were conquerors of outstanding vitality and esprit; and WHEREAS, Puyallup's Vikings have exhibited team spirit and a defensive effort of the highest order to win a noble and solid victory; and

WHEREAS, They have captured their first State Class AAA High School Championship;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the team members and coach Rich Hammermaster and assistant Jim Clifton be commended and congratulated; and

BE IT FURTHER RESOLVED, That the Vikings go on to further victories, which, though they may not be sweeter, will be truly worthy of Puyallup and the fine precedent set by its high school this year; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to the Vikings by the Chief Clerk of the House of Representatives.

Mr. Brouillet moved adoption of the resolution.

Mr. Brouillet spoke in favor of the resolution, and introduced the winners of the Class AAA basketball championship, the Puyallup High School basketball team, who were seated in the gallery.

Representatives Sawyer and Kilbury spoke in favor of adoption of the resolution.

The resolution was adopted.

## SECOND READING

SUBSTITUTE HOUSE BILL NO. 596, by Committee on Business and Professions (Originally sponsored by Representatives Polk, Bluechel and Kuehnle):

Providing for changes in priority of claims on contractors' bonds.

The House resumed consideration of Substitute House Bill No. 596 on second reading.

The Speaker stated the question before the House to be the amendment by Representatives Curtis and Julin to strike section 3, and insert a new section 3.

## MOTION

Mr. Charette moved that the House defer consideration of Substitute House Bill No. 596, and the bill be placed at the top of Monday's second reading calendar.

Representatives Charette, Curtis and Polk spoke in favor of the motion.

The motion was carried.

HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis: Implementing law relating to fees of state's colleges and universities.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 740, and the bill was ordered placed at the bottom of today's second reading calendar.

## MOTION

On motion of Mr. Morrison, the House adjourned until 1:30 p.m.

## AFTERNOON SESSION

The Speaker (Mr. Copeland presiding) called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Bozarth who was excused.

## SECOND READING

HOUSE BILL NO. 346, by Representatives Copeland, Grant and Cunningham:  
Implementing leave provisions for school district employees.

The House resumed consideration of House Bill No. 346 on second reading.  
(For Committee Amendments see Journal of March 23, 1971, for Twelfth Day, Ex. Sess.)

## MOTION

Mr. Barden moved that House Bill No. 346 be rereferred to the Committee on Labor and Employment Security.

Representatives Barden and Hubbard spoke in favor of the motion, and Representatives Hoggins and Charette spoke against it.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

Mr. Pardini spoke against the motion.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Barden to rerefer House Bill No. 346 to Committee on Labor and Employment Security, and the motion was lost by the following vote: Yeas, 20; nays, 66; absent or not voting, 13.

Voting yea: Representatives Amen, Barden, Benitz, Bluechel, Eikenberry, Gladder, Hatfield, Hubbard, Juelling, Kuehnle, May, Morrison, Newhouse, Polk, Randall, Schumaker, Shera, Shinpoch, Smith, Spanton—20.

Voting nay: Representatives Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Rabel, Rosellini, Ross, Savage, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—66.

Absent or not voting: Representatives Adams, Anderson, Berentson, Bledsoe, Bozarth, Flanagan, Julin, Kopet, Lynch, Lysen, Sawyer, Wanamaker, Mr. Speaker—13.

## MOTIONS

On motion of Mr. Hoggins, the following committee amendment was adopted:

On page 2, section 1, beginning on line 28, after "district" strike everything down to and including "leave" on line 32

On motion of Mr. Charette, the following amendments by Representatives Charette and Hoggins were adopted:

On page 2, section 1, line 22 after "offices of" and before "intermediate" strike "county and" and insert "[county and]"

On page 2, section 1, line 22 after "intermediate" and before "district" insert "school"

House Bill No. 346 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 346 be placed on final passage.

Mr. Morrison demanded an electric roll call, and the demand was sustained.  
Mr. Shera spoke against the motion.

#### POINT OF ORDER

Mr. Charette: "I believe the rules provide that on a motion to suspend the rules, a speech is not in order except for explanatory remarks by the person who made the motion."  
The Speaker (Mr. Copeland presiding): "This generally is the case, however, if Mr. Wolf wants to explain before advancing—fine. I think the other side should have an opportunity to explain their position, also. I think Mr. Shera should be allowed to explain his position on this. Mr. Shera—briefly."

Mr. Shera spoke against the motion by Mr. Wolf.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 346 to third reading and final passage, and the motion was lost by the following vote: Yeas, 59; nays, 35; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Gallagher, Grant, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—59.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Bluechel, Brown, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Jueling, Kirk, Kopet, Kraabel, Kuehnle, Lynch, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker—35.

Absent or not voting: Representatives Bledsoe, Bozarth, Julin, Ross, Mr. Speaker—5.

HOUSE BILL NO. 155, by Representatives Hansey, Bottiger and Copeland (by Departmental request):

Extending open space taxation advantages to airport lands.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, section 2, line 7 strike everything after "(4)" down to and including "compensation" in line 13 and insert " 'Airport land' means property as designated by the Washington State Aeronautics Commission for use exclusively for airport facilities including landing areas, clear zones, taxi space, tiedown areas, and warmup and holding areas which are fully open to the use of the general public for aviation and related purposes and for the use of which said described nonrevenue producing airport property, the owner or operator receives no compensation"

The bill was read the second time.

Mr. Flanagan moved adoption of the committee amendment, and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Wolf.

Mr. Wolf: "Could I have your definition of 'clear space'?"

Mr. Flanagan: "The way it was explained in committee is that 'clear space' is the area beyond the runway, where the buildings can only be so high, in order to allow the plane to have the necessary climb. That is my understanding of the definition."

Mr. Wolf: "For a nonpilot, it is the area surrounding the runway that is kept clear so they don't crash into trees?"

Mr. Flanagan: "Yes, on both ends and around the sides, too."

The committee amendment was adopted.

House Bill No. 155 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 155 was placed on final passage.

Mr. Hansey spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 155, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—94.

Voting nay: Representatives Charette, Shinpoch—2.

Absent or not voting: Representatives Bledsoe, Bozarth, Mr. Speaker—3.

Engrossed House Bill No. 155, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1037, by Representatives Hoggins, Brouillet, Marsh and Bauer:

Excepting children attending state residential schools from the compulsory school attendance law.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, starting on line 4 strike all of section 2

On page 1, line 5 of the title strike “; and making an appropriation”

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

House Bill No. 1037 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1037 was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1037, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—95.

Absent or not voting: Representatives Bledsoe, Bozarth, Julin, Mr. Speaker—4.

Engrossed House Bill No. 1037, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 379, by Representatives Ceccarelli, Farr, Rosellini and Bagnariol:  
Waiving examinations required of applicants to practice certain healing arts.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 379 was substituted for House Bill No. 379, and the substitute bill was placed on the calendar for second reading.  
Substitute House Bill No. 379 was read the second time.

Mr. Paris moved adoption of the following amendment:

On page 2, after "provided," on line 32 insert the following new section:

"NEW SECTION. Sec. 7. This 1971 amendatory act is necessary for the immediate preservation of the public health and safety and shall take effect immediately."

Representatives Paris and Savage spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Paris, the following amendments to the title were adopted:

On page 1, line 5 of the title strike "and"

On page 1, line 6 of the title after "RCW" insert "; and declaring an emergency"

Substitute House Bill No. 379 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 379 was placed on final passage.

Mr. Ceccarelli spoke in favor of passage of the bill.

The Speaker resumed the chair.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 379, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Douthwaite—1.

Absent or not voting: Representatives Bozarth, Julin—2.

Engrossed Substitute House Bill No. 379, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 782, by Representatives Lynch, May, Kirk and Marsh:

Authorizing certain nonprofit charitable organizations to be parental successors of mentally and/or physically deficient persons in state residential schools.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 782 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 782, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bozarth, Flanagan, Julin—3.

House Bill No. 782, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 859, by Representatives Morrison, Charette, Hubbard and Grant:

Making certain housekeeping changes in the unemployment compensation laws and certain changes in collection procedures.

Committee recommendation: Majority, do pass with the following amendment:

On page 17, section 14, line 28 after "any" insert "": *PROVIDED, HOWEVER, That this section shall not be deemed to authorize a stay in the payment of benefits to an individual when such individual has been held entitled thereto by a decision of the commissioner which decision either affirms, reverses or modifies a decision of an appeals tribunal"*

The bill was read the second time.

#### MOTIONS

On motion of Mr. Hubbard, the committee amendment was adopted.

On motion of Mr. Charette, the following amendments by Representatives Charette and Hubbard were adopted:

On page 16, section 13, line 19 after "[supreme court]" and before "[as]" insert "[or the court of appeals]"

On page 16, section 14, line 26 after "[supreme court]" and before "[from]" insert "[or the court of appeals]"

House Bill No. 859 was ordered engrossed.

On motion of Mr. Rosellini, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 859 was placed on final passage.

Representatives Morrison and Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 859, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle,

Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Charette, Grant—2.

Absent or not voting: Representative Bozarth—1.

Engrossed House Bill No. 859, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 929, by Representatives Shera, Conway, Barden, Curtis, Pardini and Berentson:

Updating public assistance definitions to reflect creation of department of social and health services.

#### MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 929 was placed on final passage.

Representatives Shera, Barden and Hatfield spoke in favor of passage of the bill, and Representatives O'Brien and Grant spoke against it.

#### POINT OF INQUIRY

Mr. McDermott: "Would Mr. Shera yield to question?"

Representative Shera declined to yield to question.

Representatives McDermott and Savage spoke against passage of the bill, and Representative Curtis spoke in favor of the bill.

#### MOTION

Mr. King moved that House Bill No. 929 be rereferred to the Committee on Labor and Employment Security.

Mr. King spoke in favor of the motion.

#### POINT OF INFORMATION

The Speaker: "I might point out, in looking at the original bill, Mr. King, on February 19 it was introduced and referred to Committee on Social and Health Services. Then on February 22 on motion it was rereferred to Committee on Labor and Employment Security, from which committee it emerged."

The motion by Mr. King was lost.

Mr. Kilbury spoke against passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 929, and the bill failed to pass the House by the following vote: Yeas, 43; nays, 54; absent or not voting, 2.

Voting yea: Representatives Amen, Benitz, Berentson, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker—43.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Connèr,

Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—54.

Absent or not voting: Representatives Bozarth, Zimmerman—2.  
House Bill No. 929 having failed to receive the constitutional majority was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Barden served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which House Bill No. 929 failed to pass the House.

HOUSE BILL NO. 996, by Representatives Wojahn, Hubbard, Morrison and Jueling:  
Restricting eligibility of certain students for unemployment compensation benefits.

#### MOTION

On motion of Mr. Blesoe, House Bill No. 996 was rereferred to Committee on Rules and Administration.

HOUSE BILL NO. 817, by Representatives Flanagan, Perry and Pardini:  
Providing for issuance of general obligation bonds for indebtedness of Washington state building authority.

#### MOTION

On motion of Mr. Copeland, the House deferred consideration of House Bill No. 817 and the bill was ordered placed on Monday's second reading calendar immediately following House Bill No. 803.

HOUSE BILL NO. 873, by Representatives Morrison, North and Smythe:  
Redistricting and reapportioning the state congressional districts.

#### MOTION

Mr. King moved that the House defer consideration of House Bill No. 873, and the bill be placed on the calendar immediately following House Bill No. 721.

Representatives King and Bledsoe spoke in favor of the motion.  
The motion was carried.

HOUSE BILL NO. 510, by Representatives Wanamaker, Bozarth and Berentson:  
Enacting a highways budget.

#### MOTION

On motion of Mr. Berentson, Substitute House Bill No. 510 was substituted for House Bill No. 510, and the substitute bill was placed on the calendar for second reading.  
Substitute House Bill No. 510 was read the second time.

Mr. Kraabel moved adoption of the following amendment:

On page 2, section 1, line 13, after "PROVIDED FURTHER," strike all the matter down to and including "number 522" on line 19 and insert the following: "That corridor public hearings shall be held and a corridor adopted in accordance with applicable federal law, regulations, and memoranda for state route number 522 from the interchange with state route number 405 to a connection with FAI 5 in the vicinity of East 75th Street in Seattle before any construction of this segment of state route number 522 on new alignment shall commence"

Mr. Brown moved adoption of the following amendment to the amendment by Mr. Kraabel:

Amend the amendment by Mr. Kraabel as follows: In line 7 after "FAI 5" and before "before any" strike "in the vicinity of East 75th Street in Seattle"

Representatives Brown and Kraabel spoke in favor of the amendment to the amendment, and Mr. Berentson spoke against it.

Representatives Brown and Kraabel spoke again in favor of the amendment to the amendment, and Mr. Beck spoke against it.

The amendment by Mr. Brown to the amendment by Mr. Kraabel to Substitute House Bill No. 510, was lost on a rising vote.

The Speaker stated the question before the House to be the amendment by Mr. Kraabel to page 2, section 1, line 13, Substitute House Bill No. 510.

Mr. Kraabel spoke in favor of the amendment, and Mr. Berentson spoke against it.

Mr. Charney demanded an electric roll call, and the demand was sustained.

### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Kraabel, Substitute House Bill No. 510, and the amendment was adopted by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—92.

Voting nay: Representatives Anderson, Gladder, Hubbard, Savage, Mr. Speaker—5.

Absent or not voting: Representatives Bozarth, Julin—2.

Mr. Kraabel moved adoption of the following amendment by Representatives Kraabel, Douthwaite, Polk, Rabel, McDermott and Ross:

On page 2, section 1, line 19 after "522" strike the period and insert ": PROVIDED FURTHER, That approval of this budget with the funding level implied for the Lake Washington Floating Bridge shall not be construed to imply legislative approval or endorsement of a Mercer Island to Seattle bridge of any specific size."

Mr. Kraabel spoke in favor of the amendment, and Mr. Berentson spoke against it.

### PARLIAMENTARY INQUIRY

Mr. Douthwaite: "I have an amendment which refers to this very same area, except what I am trying to do is rather the opposite—to make a statement specifying what we construe to be the maximum allowable (desirable, at least) size of this facility. I am wondering whether it is reasonable to consider my amendment after this amendment, or perhaps vice versa."

The Speaker: "They were both additional provisos on line 19, page 2, section 1. We simply took the first proviso that was submitted on the desk."

### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Charney.

Mr. Charney: "Mr. Berentson, I am interested in your comments regarding making provisions of this sort. I would ask you about an action which took place on Substitute House Bill No. 151 in which we provided that Northern State Hospital would be funded to the tune of \$9,499,840, and I wonder if this is not really the same type of action that you are now speaking against."

Mr. Berentson: "Well, I think you are being a little mean. But, other than that, no, I don't think it is the same type of action. We were dealing strictly with a budget item. Here we are dealing with entering into the field of engineering and making determinations that I think only the professional engineer, along with the legislation that we provide for him in the area of environment and public hearing procedure, can make."

Representatives Polk and Douthwaite spoke in favor of adoption of the amendment, and Representative Wanamaker spoke against it.

Mr. Bledsoe demanded an electric roll call, and the demand was sustained.

The Speaker excused Representative Litchman from further proceedings of the House today.

Representatives Blair and Ross spoke in favor of the amendment, and Representative Gilleland spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Kraabel, Douthwaite, Polk, Rabel, McDermott and Ross to Substitute House Bill No. 510, and the amendment was lost by the following vote: Yeas, 42, nays, 52; absent or not voting, 5.

Voting yea: Representatives Barden, Blair, Bluechel, Bottiger, Brouillet, Brown, Charnley, Chatalas, Cunningham, Eikenberry, Grant, Hatfield, Hoggins, Hubbard, Hurley, Jones, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lysen, Marsh, Maxie, McDermott, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Shinpoch, Smith, Smythe, Van Dyk, Williams—42.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Bledsoe, Bradley, Ceccarelli, Charette, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Jastad, Johnson, Jueling, Kirk, Lynch, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, Newhouse, Pardini, Savage, Sawyer, Schumaker, Shera, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—52.

Absent or not voting: Representatives Benitz, Bozarth, Julin, Kuehnle, Litchman—5.

Mr. Douthwaite moved adoption of the following amendment:

On page 2, section 1, line 19 after "522" insert "PROVIDED, That the maximum size of the combined bridge facility from Mercer Island to Seattle shall be eight lanes at least two of which shall be used for rapid transit"

Mr. Douthwaite spoke in favor of adoption of the amendment.

#### ANNOUNCEMENT BY THE SPEAKER

Mr. Speaker: "The Speaker should indicate, in answer to many inquiries, about the schedule for today. In return for not working tomorrow, it is our intention to finish this calendar. We have a lot of amendments on this bill. We have many other bills. We have a heavy calendar set for Monday. We must finish this calendar if it takes all afternoon and including a night session. You may want to do a little self-limiting discipline as far as speeches are concerned."

Mr. Berentson spoke against adoption of the amendment.

Mr. Gladder demanded the previous question, and the demand was not sustained.

Mr. Lysen demanded an electric roll call, and the demand was not sustained.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Barden.

Mr. Barden: "Representative Douthwaite, the 30th District in southwest King County has had a great deal of experience with the highway department in their planning for construction and transportation needs, and the rather complex and scientific manner in which they project demands and needs for the transport of commerce and business. You have indicated in your remarks that you think that eight lanes will suffice. I wonder if you could tell me how the reduction of the lanes in this amendment of yours would affect the projected demands and needs for the movement of commerce and business and travel, say for the next twenty years?"

Mr. Douthwaite: "I think, Representative Barden, to answer you properly would require a study of some duration, and I am not prepared obviously. But let me tell you in terms of transport efficiency, if this is your criteria, the answer is to do away with the residential part of the city, if you are interested in maximum efficiency, and make about twenty-five lanes across the lake. Obviously any bridge of any size is going to get plugged up if everybody tries to use it at the same time."

Mr. Barden spoke against adoption of the amendment, and Mr. Ross spoke in favor of it.

The amendment by Mr. Douthwaite to Substitute House Bill No. 510 was not adopted.

Mr. Hoggins moved adoption of the following amendment:

On page 3, section 2, line 25 after "expenses" and before the period insert "PROVIDED FURTHER, That the urban arterial board shall allow up to five percent of the allocation for an urban arterial project for underground wiring upon application by a city or county"

Mr. Hoggins spoke in favor of adoption of the amendment, and Mr. Wanamaker spoke against it.

Mr. Beck demanded the previous question, and the demand was sustained.

The amendment by Mr. Hoggins to Substitute House Bill No. 510 was lost on a rising vote.

Mr. Rabel moved adoption of the following amendment:

On page 6, section 10, line 9 strike all of section 10

Renumber the remaining sections consecutively

Representatives Rabel and Ross spoke in favor of the amendment, and Representatives Bledsoe, Wanamaker and Hurley spoke against it.

Mr. Beck demanded the previous question, and the demand was sustained.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Rabel to Substitute House Bill No. 510, and the amendment was lost by the following vote: Yeas, 30; nays, 63; absent or not voting, 6.

Voting yea: Representatives Barden, Blair, Bluechel, Charnley, Douthwaite, Eikenberry, Grant, Hatfield, Hoggins, Johnson, Jones, Kilbury, Kiskaddon, Luders, Lysen, Maxie, McDermott, Mentor, North, Paris, Rabel, Randall, Ross, Shera, Shinpoch, Smith, Smythe, Van Dyk, Williams, Mr. Speaker—30.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hubbard, Hurley, Jastad, Jueling, King, Kirk, Knowles, Kopet, Lynch, Marsh, Martinis, Marzano, May, McCormick, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Perry, Polk, Rosellini, Savage, Sawyer, Schumaker, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman—63.

Absent or not voting: Representatives Bozarth, Chatalas, Julin, Kraabel, Kuehnle, Litchman—6.

Substitute House Bill No. 510 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 510 was placed on final passage.

Representatives Wanamaker and Berentson spoke in favor of passage of the bill, and Representatives Douthwaite and Kraabel spoke against it.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No.

510, and the bill passed the House by the following vote: Yeas, 67; nays, 29; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bradley, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, Kirk, Knowles, Kopet, Kuehnle, Luders, Lynch, Marsh, Martinis, Marzano, May, McCormick, Mentor, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Rosellini, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Mr. Speaker—67.

Voting nay: Representatives Barden, Blair, Brouillet, Brown, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Grant, Hoggins, Jones, King, Kiskaddon, Kraabel, Lysen, Maxie, McDermott, Merrill, North, Polk, Rabel, Randall, Ross, Shinpoch, Smith, Van Dyk, Williams, Zimmerman—29.

Absent or not voting: Representatives Bozarth, Julin, Litchman—3.

Engrossed Substitute House Bill No. 510, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 721, by Representatives Newhouse, Moon, Thompson and Berentson:

Directing negotiations for sale of certain trust lands to state parks and recreation commission for recreation purposes.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 721 was placed on final passage.

Representatives Newhouse and Hoggins spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 721, and the bill passed the House by the following vote: Yeas, 93; nays, 2; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Flanagan, Hoggins—2.

Absent or not voting: Representatives Bozarth, Hatfield, Julin, Litchman—4.

House Bill No. 721, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I would like the journal to show my reason for voting no on House Bill No. 721 on final passage. I voted no for the purpose of being eligible for a conference committee. DALE E. HOGGINS, 21st District.

HOUSE BILL NO. 873, by Representatives Morrison, North and Smythe:  
Redistricting and reapportioning the state congressional districts.

Committee recommendation: Majority, do pass as amended.

(For amendments see Journal of March 23, 1971, Twelfth Day Ex. Sess.)

The House resumed consideration of House Bill No. 873.

The bill was read the second time.

Mr. Brown moved adoption of the committee amendment.

Mr. Grant moved adoption of the following amendment by Representatives Grant and Chatalas to the committee amendment:

On page 3, section 5, line 30 following "areas:" strike the remainder of the section and insert: "Mercer Island county census division, Shoreline county census division, census tracts 23, 3299, 4799, 5299, 5399, 5499, 55, 57, 5799, 58, 5899, 5999, 6099, 6199, 6299, 6699, 6799, 7199, 8099, 8199, 9299, 9399, 9699, 9999, 10899, 10999, 11299, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 56, 57, 58, 59, 60, 61, 66, 67, 68, 69, and block group 4, of census tract 63, block groups 1, 2, 4, 5, 6, and 9 of census tract 62, block groups 1, 5, and 9 of census tract 65, block groups 1, 2, 5, 6, and 7 of census tract 70 and block group 3 of census tract 71 of Seattle county census division; census tracts 227 and 226, and block groups 3 and 4 of census tract 225 of Lake Washington county census division, census tracts 242, 241, 227, 228, 240, 238, 239, 231, 237, 235, 236, 229, 232, 233, and 230, and block groups 1, 2, and 3 of census tract 234 of Overlake county census division, census tracts 226, 237, 228, 229, and 230, and enumeration districts 205, 205B, 209, 209D, 209C, and 210 of census tract 323 of Lower Snoqualmie Valley county census division, shall constitute the first congressional district and shall be entitled to one representative in the Congress of the United States."

Representatives Grant, Sawyer and Chatalas spoke in favor of adoption of the amendment, and Representative Brown spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Grant and Chatalas to the committee amendment, House Bill No. 873, and the amendment to the amendment was lost by the following vote: Yeas, 45; nays, 51; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—45.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Absent or not voting: Representatives Bozarth, Litchman, Martinis—3.

The Clerk read the following amendment by Representatives Grant and Chatalas to the committee amendment, House Bill No. 873:

On page 7, section 11, line 12 following "tracts" strike the remainder of the section and insert: "119, 118, 117, 111, 110, 109, 112, 113, 114, 115, 116, 120, 121, 108, 107, 106, 105, 99, 98, 97, 104, 100, 93, 96, 91, 92, 81, 82, 83, 103, 102, 101, 95, 94, 90, 89, 88, 87, 86, 84, 79, 78, 77, 76, 75, 74, 73, 72 and 64, block groups 3 and 4 of census tract 70, block groups 2, 3, and 4 of census tract 62, and block groups 1, 2, and 9 of census tract 71, census tract 85 and census tract 80, of Seattle county census division, census tracts 324 and 325, and enumeration districts 208A, 208B and 208C of the Lower Snoqualmie Valley county census division, Upper Snoqualmie Valley county census division, Issaquah county census division, Vashon Island county census division, Renton county census division, South Highline county census division, North Highline county census division, block groups 2 and 6 of census tract 290 of Kent county census division, census tract 307 of Tahoma-Maple Valley county census division, 248, 249, 250, and enumeration districts 219 and block groups 4, 5, and 9 of census tract 234 of Overlake county census division, shall constitute the seventh congressional district and shall be entitled to one representative in the Congress of the United States."

With the consent of the House, Mr. Grant withdrew the amendment.

The Speaker stated the question before the House to be the committee amendment to House Bill No. 873.

Mr. Brown spoke in favor of the committee amendment, and the amendment was adopted.

On motion of Mr. Brown, the committee amendment to the title was adopted. House Bill No. 873 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 873 was placed on final passage.

Mr. Morrison spoke in favor of passage of the bill, and Mr. O'Brien spoke against it.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Copeland.

Mr. Copeland: "Mr. Brown, in section one, on line twenty-one, where you outline how a count was made in the special enumeration districts containing military personnel, could you give me the criteria for that—the rationale behind it? Also, do you know of any other state that uses this particular formula in order to be able to accomplish some type of account or credit for military personnel?"

Mr. Brown: "The formula that we have used in this bill, Representative Copeland, has been ruled on in a similar case in the State of Hawaii, where they have a tremendous military population. I believe in that state the military population is larger than the civilian population. We also, in this state, in order to remain consistent, between congressional and legislative, have a state constitutional provision that requires the exclusion of military personnel on active duty. What we have further done here, in an attempt to be as fair as possible with the persons residing on military reservations, we have used an add-back feature which does include those persons, even though they are living on military reservations, who are registered to vote in the state of Washington. This is a very small number; however we are talking here about people who do have a legal residence in the state and have registered to vote here, and we are adding them back, in essence—taking out the military but adding back those who are registered to vote in the state of Washington."

Mr. Copeland: "Now there is no requirement that you have to do this? You could just go ahead and drop the military out completely if you so desired?"

Mr. Brown: "I believe that is correct."

Mr. Kilbury spoke against passage of the bill.

#### PERSONAL PRIVILEGE

Mr. Beck: "Awhile ago it was mentioned here, something about a ship coming in with a lot of people on it. I don't know what that has to do with redistricting the state of Washington by congressional districts, but I would just like to set the record straight. The thing you are talking about, this great big aircraft carrier, Kitty Hawk, that was up there when the census was taken—the overhaul that was done there contributed thirty-two million dollars in work to the economy of this state. You had over 3,500 men on that ship with a payroll of about eleven million dollars while they were here those ten months. Believe me, they contributed their fair share to our economy, and that far more than exceeds these so-called tax benefits mentioned here awhile ago. I just wanted to set the record straight. Thank you."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 873, and the bill passed the House by the following vote: Yeas, 51; nays, 46; absent or not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurlley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien,

Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—46.

Absent or not voting: Representatives Bozarth, Litchman—2.

Engrossed House Bill No. 873, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

Mr. Chatalas moved to transmit Engrossed House Bill No. 873 immediately to the Senate.

Mr. Bledsoe moved to amend the motion to include all bills passed by the House to this point in the proceedings.

The motion to amend the motion was carried.

The motion to transmit immediately all bills passed so far in the proceedings was carried.

HOUSE BILL NO. 561, by Representatives Kiskaddon, King, Smythe, Cunningham, Wanamaker, Kopet, Ross, McDermott, Zimmerman, Backstrom, Maxie and Mentor (by Executive request):

Prescribing monetary grants on release of prisoners.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 561 was substituted for House Bill No. 561, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 561 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 561 was placed on final passage.

Representatives Kiskaddon and Wolf spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 561, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Spera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Benitz, Bozarth, Copeland, Goldsworthy, Litchman—5.

Substitute House Bill No. 561, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 555, by Representatives Cunningham, Van Dyk, Barden, Hoggins, Flanagan, Smith, Jones, Ceccarelli, Bluechel, North, Kiskaddon, Kraabel, Kirk, Brown, Chamley, Bauer, Mentor and Polk (by Executive request):

Authorizing the parks and recreation commission to regulate vehicular traffic on ocean beaches.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, beginning on line 11 after "commission" strike ", after [agreement] consultation with the Washington state highway commission," and insert "[, after agreement with the Washington state highway commission,]"

On page 1, section 1, line 14 after "ocean" strike "beach highways as designated and established under RCW 79.16.130, 79.16.160 and 79.16.170" and insert "[beach highways as designated and established under RCW 79.16.130, 79.16.160 and 79.16.170] beaches between the line of extreme low tide and the line of permanent visible vegetation"

On page 2, section 1, line 4 after "beds" and before the period insert ": PROVIDED HOWEVER, That nothing contained herein shall take from the department of fisheries its authority to manage, regulate, protect and utilize razor clams: PROVIDED FURTHER, That the beach area located between the Copalis river and a place known as 'the Rocks,' approximately five thousand feet north of said river, commonly known as the Copalis state airport, shall be reserved primarily for light aircraft use"

The bill was read the second time.

On motion of Mr. Cunningham, the first two committee amendments were adopted.

Mr. Cunningham moved adoption of the third committee amendment.

Representatives Cunningham and Hansey spoke in favor of the amendment, and Representatives Anderson and Charette spoke against it.

#### MOTION

On motion of Mr. Bledsoe, the question was divided.

The Speaker stated the question before the House to be the first proviso of the committee amendment to page 2.

Mr. Charette spoke in favor of the amendment.

The amendment was adopted.

The Speaker stated the question before the House to be the second proviso to the third committee amendment reading as follows:

*"PROVIDED FURTHER, That the beach area located between the Copalis river and a place known as 'the Rocks,' approximately five thousand feet north of said river, commonly known as the Copalis state airport, shall be reserved primarily for light aircraft use"*

Representatives Bottiger and Randall spoke in favor of the amendment, and Representatives Anderson and Charette spoke against it.

The amendment was lost.

Mr. Charette moved adoption of the following amendment by Representatives Charette and Anderson:

*On page 2, section 1, line 4 after inserting the committee amendment insert ": PROVIDED, FURTHER, That the Washington state parks and recreation commission shall not prohibit or restrict vehicular traffic along the ocean beaches without first providing adequate and sufficient off beach parking for the use of the general public and adequate access roads to the beach area, which shall be available for the use of the general public."*

Representative Charette spoke in favor of the amendment, and Representatives Cunningham and Smith spoke against it.

Representatives Charette and Anderson spoke in favor of the amendment, and Representative Kraabel spoke against it.

Mr. Wolf moved adoption of the following amendment to the amendment by Representatives Charette and Anderson, and spoke in favor of its adoption:

On line 4 after "sufficient" and before "beach parking" strike "off"

Mr. Beck demanded the previous question, and the demand was sustained.

The amendment by Mr. Wolf to the amendment was adopted.

The Speaker stated the question before the House to be the amendment by Representatives Charette and Anderson as amended by Representative Wolf.

The amended amendment was adopted.

House Bill No. 555 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 555 was placed on final passage.

Representative Bottiger spoke against passage of the bill, and Representatives Cunningham and Charnley spoke in favor of it.

Mr. Beck demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 555, and the bill passed the House by the following vote: Yeas, 76; nays, 18; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Pardini, Paris, Polk, Rabel, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman-76.

Voting nay: Representatives Anderson, Beck, Benitz, Bottiger, Bradley, Brouillet, Gallagher, Gladder, Hubbard, May, Moon, Morrison, Newhouse, Perry, Sawyer, Schumaker, Spanton, Mr. Speaker-18.

Absent or not voting: Representatives Bozarth, Goldsworthy, Julin, Litchman, Randall-5.

Engrossed House Bill No. 555, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker excused Representative McDermott from further proceedings of the House today.

HOUSE BILL NO. 595, by Representatives Lysen, Marsh, Bluechel, Luders and Charnley (by Executive request):

Requiring annual reports and monitoring fees from persons discharging waste into water or air and increasing civil penalties for pollution violations.

#### MOTION

On motion of Mr. Zimmerman, Substitute House Bill No. 595 was substituted for House Bill No. 595, and the substitute bill was placed on the calendar for second reading. Substitute House Bill No. 595 was read the second time.

Mr. Lysen moved adoption of the following amendments:

On page 2, section 3, line 17 after "1" and before "4" strike "and" and insert a comma

On page 2, section 3, line 17 after "4" and before "of" insert "and 5"

On page 2, section 4, line 26 insert a new section following section 4 as follows:

"NEW SECTION. Sec. 5. In the administration of the provisions of chapter 70.94 RCW, the director of the department of ecology shall, regardless of the quality of the air of the state into which wastes are discharged or proposed for discharge, and regardless of the minimum air quality standards established by the director, require wastes to be provided with all known, available, and reasonable methods of treatment prior to their discharge or entry into the air of the state."

Re-number section 5 to read "Sec. 6."

Representative Lysen spoke in favor of adoption of the amendments, and Representatives Zimmerman and Cunningham spoke against them.

Mr. Lysen spoke again in favor of the amendments.

The amendments were not adopted.

Mr. Lysen moved adoption of the following amendment by Representatives Lysen and Charnley:

On page 2, add a new section following section 5 as follows:

"Sec. 6. Section 53, chapter 168, Laws of 1969 ex. sess. and RCW 70.94.431 are each amended to read as follows:

In addition to or as an alternate to any other penalty provided by law, any person who violates any of the provisions of chapter 70.94 RCW or any of the rules and regulations of the state board or the board shall incur a penalty in the form of a fine in an amount not to exceed [two hundred fifty] *ten thousand* dollars per day for each violation. Each such violation shall be a separate and distinct offense, and in case of a continuing violation, each day's continuance shall be a separate and distinct violation.

Each act of commission or omission which procures, aids or abets in the violation shall be considered a violation under the provisions of this section and subject to the same penalty. The penalty shall become due and payable when the person incurring the same receives a notice in writing from the executive director of the state board of the control officer of the authority describing the violation with reasonable particularity and advising such person that the penalty is due unless a request is made for a hearing to the state board or board. The hearing shall be conducted pursuant to the provisions of chapter 34.04 RCW. If the amount of such penalty is not paid to the state board or the board within fifteen days after receipt of notice imposing the same, and a request for a hearing has not been made, the attorney general, upon the request of the executive director or the attorney for the authority, shall bring an action to recover such penalty in the superior court of the county in which the violation occurred. All penalties recovered under this section by the state board shall be paid into the state treasury and credited to the general fund or, if recovered by the authority, shall be paid into the treasury of the authority and credited to its funds.

To secure the penalty incurred under this section, the state or the authority shall have a lien on any vessel used or operated in violation of this chapter which shall be enforced as provided in RCW 60.36.050."

Renumber the following section consecutively

Representative Lysen spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Charnley yielded to question by Mr. Lysen.

Mr. Lysen: "What do you feel are the effects of this relatively minor two hundred fifty dollar fine in terms of trying to bring a proper compliance to the intent of our air quality control act, Mr. Charnley?"

Mr. Charnley: "Mr. Lysen, you have covered this fairly well. I would add just two points. The continuing release of noxious oxides and particulate matters, we know, is damaging to health and to private and public property. Most companies in our state recognize this, particularly the small ones. They are doing something about it. They are trying to handle this. However, in the one large situation mentioned here, the company concerned has simply said: 'No, we will pay the fine. We would rather do this and not have to put the money out to handle this.' The strange thing about it is that many companies have found they are now making money from cleaning this air. For example, the Bethlehem Steel Company in Seattle, which used to spew out great deals of particulate matter over the southwest section of our city, under some protest a number of years ago, installed a rather inefficient, but beginning, vacuum cleaner. They are now making money every month in the material they remove. This can happen everywhere. I feel that the small companies that are trying to comply should not be penalized this way. I believe that our air quality act is a good one, but it has no teeth. The teeth is the ten thousand dollar fine. I would urge you to vote for this."

Representatives Zimmerman and Cunningham spoke against adoption of the amendment.

The amendment was lost.

#### MOTIONS

Mr. Moon moved that the House defer further consideration of Substitute House Bill No. 595 and it be placed at the bottom of today's second reading calendar.

Mr. Wolf moved to amend the motion by Mr. Moon to place Substitute House Bill No. 595 on today's second reading calendar immediately following House Bill No. 798.

The amendment by Mr. Wolf to the motion was carried.

The motion by Mr. Moon, as amended by Mr. Wolf, was carried.

HOUSE BILL NO. 841, by Representatives Merrill, Paris, Adams, Lynch, Marzano and O'Brien:

Requiring that provision be made for handicapped persons in public accommodations.  
The bill was read the second time.

Mr. Williams moved adoption of the following amendment:

On page 2, section 3, line 12 after "booklet" and before the period insert "":  
PROVIDED, That in no event shall any standard be required which would exceed the standards for publicly funded buildings"

Representatives Williams and Bluechel spoke in favor of the amendment.

The amendment was adopted.

House Bill No. 841 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 841 was placed on final passage.

Mr. Merrill spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 841, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Bozarth, Goldsworthy, Hatfield, Litchman, McDermott, Newhouse—6.

Engrossed House Bill No. 841, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 798, by Representative Bluechel:

Relating to the operation and administration of state government.

#### MOTION

Mr. Bluechel moved that the rules be suspended to permit additional sponsors of House Bill No. 798, including all sponsors of House Bill No. 502.

The motion was carried.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 22, 1971, Eleventh Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 798 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 798 was placed on final passage.

Miss Maxie spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 798, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Bozarth, Goldsworthy, Litchman, McDermott, Williams—5.

Engrossed House Bill No. 798, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 595, by Committee on Natural Resources and Ecology (Originally sponsored by Representatives Lysen, Marsh, Bluechel, Luders and Charnley—by Executive request):

Requiring annual reports and monitoring fees from persons discharging waste into water or air and increasing civil penalties for pollution violations.

The House resumed consideration of Substitute House Bill No. 595 on second reading.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 595 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 595, and the bill passed the House by the following vote: Yeas, 79; nays, 13; absent or not voting, 7.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Amen, Benitz, Flanagan, Gladder, Hubbard, Jastad, Kuehne, McCormick, Paris, Schumaker, Smith, Spanton, Wanamaker—13.

Absent or not voting: Representatives Bozarth, Goldsworthy, Hatfield, Litchman, McDermott, Pardini, Williams—7.

Substitute House Bill No. 595, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 261, by Representatives Shipoch, Charnley, Douthwaite, Backstrom, Kilbury and Merrill:

Establishing standards of safety concerning the ability of a private motor vehicle to sustain shock.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, beginning on line 9 strike sections 2 and 3 and insert new sections as follows:

"NEW SECTION. Sec. 2. Every private motor vehicle manufactured on and after January 1, 1973, and subsequently sold and licensed in the state of Washington, shall be sold subject to the manufacturer's warranty that it is equipped with an appropriate energy absorption system and that, without compromising existing standards of passenger safety, it can be driven, both front and rear directly into a standard Society of Automotive Engineers test barrier (SAE J 850) at a speed of five miles per hour without sustaining any damage to the automobile.

*NEW SECTION.* Sec. 3. Every private motor vehicle manufactured on and after January 1, 1975, and subsequently sold and licensed in the state of Washington, shall be sold subject to the manufacturer's warranty that it is equipped with an appropriate energy absorption system and that, without compromising existing standards of passenger safety, it can be driven, both front and rear, directly into a standard Society of Automotive Engineers test barrier (SAE J 850) at a speed of ten miles per hour without sustaining any damage to the automobile."

On page 2, beginning on line 6 strike section 5 and renumber the remaining section

The bill was read the second time.

Mr. Cunningham moved adoption of the committee amendment adding new sections two and three.

On motion of Mr. Shinpoch, the following amendments to the committee amendment were adopted:

On page 2, section 2, line 2 of the amendment after "January 1," strike "1973" and insert "1974"

On page 1, section 3, line 2 of the amendment after "January 1," strike "1975" and insert "1976"

The committee amendment as amended was adopted.

On motion of Mr. Cunningham, the committee amendment to page two was adopted.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 2, line 9 after "road." insert the following section:

"*NEW SECTION.* Sec. 5. This act shall have no force nor effect if on or before August 1, 1973, the United States Department of Transportation shall have established federal standards for passenger car bumpers."

Renumber the remaining section consecutively.

House Bill No. 261 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 261 was placed on final passage.

Mr. Shinpoch spoke in favor of passage of the bill, and Mr. Smith spoke against it.

Mr. Beck demanded the previous question, and the demand was sustained.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 261, and the bill passed the House by the following vote: Yeas, 85; nays, 8; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Kopet, Kraabel, Kuehne, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Gilleland, Harris, Hatfield, Jueling, Kirk, Polk, Schumaker, Smith—8.

Absent or not voting: Representatives Bozarth, Goldsworthy, Knowles, Litchman, McDermott, Newhouse—6.

Engrossed House Bill No. 261, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## SENATE AMENDMENTS TO HOUSE BILL

March 26, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 215 with the following amendments:

In line 2 of the title after "29.34.080;" and before "amending" strike "and"

In line 3 of the title after "29.34.180" and before the period insert "; and declaring an emergency"

On page 2, after section 3 add a new section to read as follows:

"NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 215.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 215 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 215 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Adams, Bozarth, Goldsworthy, Julin, Litchman, McDermott—6.

House Bill No. 215 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## THIRD READING

HOUSE BILL NO. 505, by Representatives Brown, Haussler, Kopet, Merrill and Backstrom:

Repealing the expiration of the local sales tax.

House Bill No. 505 was read the third time and placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

## MOTION

Mr. Charette moved that the House defer further consideration of House Bill No. 505, and the bill be placed at the top of Wednesday's third reading calendar.

Representatives Charette and Bledsoe spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Pardini: "Mr. Charette, will you yield to question?"

Representative Charette declined to yield to question.  
The motion by Mr. Charette was carried.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 541, by Committee on State Government (Originally sponsored by: Representatives Ross, Maxie, Blair, Kilbury and Smythe—by Executive request):

Requiring nondiscrimination clauses in state contracts.

Engrossed Substitute House Bill No. 541 was read the third time and place on final passage.

Mr. Ross spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 541, and the bill passed the House by the following vote: Yeas, 57; nays, 37; absent or not voting, 5.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Charnley, Chatalas, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gilleland, Gladder, Hansey, Harris, Hoggins, Hubbard, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Lysen, Marzano, Maxie, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—57.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Conner, Costanti, Farr, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Luders, Marsh, Martinis, May, McCormick, Merrill, Moon, Perry, Rosellini, Savage, Sawyer, Shipoch, Spanton—37.

Absent or not voting: Representatives Adams, Bozarth, Goldsworthy, Litchman, McDermott—5.

Engrossed Substitute House Bill No. 541, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Morrison, the House adjourned until 9:00 a.m., Monday, March 29, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## EIGHTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 29, 1971.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Bottiger, Conner and Lysen who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Ronald Ensign of the First Free Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 23, 1971.

HOUSE BILL NO. 47, defining and providing a method for the dissolution of inactive port districts, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Barden, Vice Chairman, Adams, Bauer, Blair, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Martinis, Mentor, Merrill, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 417, authorizing department of social and health services to establish advisory committees, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Ceccarelli, Conway, Eikenberry, Kiskaddon, Kopet, Marsh, Paris.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 504, permitting the secretary of state to suspend for lack of funds the performance of duties under chapter 24.06, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 5 beginning with "chapter" strike all matter through "24.06" on line 6 and insert "Title 24"

On page 1, section 1, line 10 after "under" strike "this chapter" and insert "Title 24 except the filing of corporate documents"

On page 1, section 1, line 14 after "under this" strike "chapter" and insert "title"

On page 1, section 1, line 17 after "of this" strike "chapter" and insert "title"

On page 1, line 2 of the title beginning with "chapter" strike the balance of the title and insert "Title 24 RCW."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 811, providing for state-wide land use planning, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, McCormick, Moon, Paris, Williams.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 918, providing that members of the governing boards of state

agencies are within the conflict of interest statute, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Moon, Paris, Spanton, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 25, 1971.

HOUSE BILL NO. 946, providing for review of hospital construction contracts to prevent discriminatory practices, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charnley, Curtis, Randall, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 1012, enacting the "Regional Development Act of 1971," reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Pery, Spanton, Swayze.

MINORITY recommendation: Do not pass. Signed by Representative Moon.

Passed to Committee on Rules and Administration for second reading.

March 23, 1971.

HOUSE BILL NO. 1041, providing for television reception improvement districts, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Gilleland, Haussler, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 1046, providing changes in the taxing limits and bonding authority of public hospital districts, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bozarth, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 1063, relating to the sale of certain public lands, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike all of section 1 and insert the following sections:

"NEW SECTION. Section 1. The secretary of the department of social and health services is authorized to sell such lands as hereinafter in this section described no longer needed by the department: Real property situated in the County of Spokane, State of Washington, to wit:

Beginning at the North Quarter (N. ¼) corner of Section 19, Township 24 North, Range 41 E.W.M.; thence South 5° 49' West a distance of 2515.8 feet to the well.

Starting at the location of the well described above; thence due West a distance of 104 feet to the point of beginning of the well site.

Beginning at the point of beginning of the well site above described; thence running due North a distance of 104.7 feet; thence due East a distance of 208 feet; thence due South a distance of 209.4 feet; thence due West a distance of 208 feet; thence due North a distance of 104.7 feet to the point of beginning and containing one acre, more or less, all lying in the Northwest Quarter (N.W. ¼) of Section 19, Township 24 North, Range 41 E.W.M.

Before any sale under the provisions of this act shall be made the property shall be appraised by two independent competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least fifteen days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the property is located.

The proceeds of the sale of said property shall be transmitted by the secretary to the state treasurer.

NEW SECTION. Sec. 2. The disposition shall in all respects be subject to the supervision of the governor."

In line 1 of the title after "public lands" and before the period insert "of the department of social and health services by the secretary thereof"  
Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Moon, Paris.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 1073, providing for the transfer of territory from one county to another, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bozarth, Douthwaite, Gilleland, Haussler, Kopet, Kuehnle, Lysen, Mentor, Merrill.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE CONCURRENT RESOLUTION NO. 34, creating a land planning commission and describing its powers and duties, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, Moon, Paris, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, enacting the Uniform Controlled Substances Act, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, after the enacting clause strike the remainder of the bill and insert the following:

"UNIFORM CONTROLLED SUBSTANCES ACT  
ARTICLE I  
DEFINITIONS

*NEW SECTION.* Section 69.50.101. Definitions. As used in this act:

(a) 'Administer' means the direct application of a controlled substance, whether by injection, inhalation, ingestion, or any other means, to the body of a patient or research subject by:

(1) a practitioner, or

(2) the patient or research subject at the direction and in the presence of the practitioner.

(b) 'Agent' means an authorized person who acts on behalf of or at the direction of a manufacturer, distributor, or dispenser. It does not include a common or contract carrier, public warehouseman, or employee of the carrier or warehouseman.

(c) 'Bureau' means the Bureau of Narcotics and Dangerous Drugs, United States Department of Justice, or its successor agency.

(d) 'Controlled substance' means a drug, substance, or immediate precursor in Schedules I through V of Article II.

(e) 'Counterfeit substance' means a controlled substance which, or the container or labeling of which, without authorization, bears the trademark, trade name, or other identifying mark, imprint, number or device, or any likeness thereof, of a manufacturer, distributor, or dispenser other than the person who in fact manufactured, distributed, or dispensed the substance.

(f) 'Deliver' or 'delivery' means the actual, constructive, or attempted transfer from one person to another of a controlled substance, whether or not there is an agency relationship.

(g) 'Dispense' means to deliver a controlled substance to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the prescribing, administering, packaging, labeling, or compounding necessary to prepare the substance for that delivery.

(h) 'Dispenser' means a practitioner who dispenses.

(i) 'Distribute' means to deliver other than by administering or dispensing a controlled substance.

(j) 'Distributor' means a person who distributes.

(k) 'Drug' means (1) substances recognized as drugs in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States, or Official National Formulary, or any supplement to any of them; (2) substances intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or animals; (3) substances (other than food) intended to affect the structure or any function of the body of man or animals; and (4) substances intended for use as a component of any article specified in clause (1), (2), or (3) of this subsection. It does not include devices or their components, parts, or accessories.

(l) 'Immediate precursor' means a substance which the state board of pharmacy has

found to be and by rule designates as being the principal compound commonly used or produced primarily for use, and which is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance, the control of which is necessary to prevent, curtail, or limit manufacture.

(m) 'Manufacture' means the production, preparation, propagation, compounding, conversion or processing of a controlled substance, either directly or indirectly by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the substance or labeling or relabeling of its container, except that this term does not include the preparation or compounding of a controlled substance by an individual for his own use or the preparation, compounding, packaging, or labeling of a controlled substance:

(1) by a practitioner as an incident to his administering or dispensing of a controlled substance in the course of his professional practice, or

(2) by a practitioner, or by his authorized agent under his supervision, for the purpose of, or as an incident to, research, teaching, or chemical analysis and not for sale.

(n) 'Marihuana' means all parts of the plant *Cannabis sativa* L., whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

(o) 'Narcotic drug' means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate.

(2) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in clause 1, but not including the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(p) 'Opiate' means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include, unless specifically designated as controlled under section 69.50.201 of this act, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(q) 'Opium poppy' means the plant of the species *Papaver somniferum* L., except its seeds.

(r) 'Person' means individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity.

(s) 'Poppy straw' means all parts, except the seeds, of the opium poppy, after mowing.

(t) 'Practitioner' means:

(1) A physician under chapter 18.71 RCW, a physician's assistant under chapter —, Laws of 1971 1st ex. sess. (SB 182), an osteopathic physician and surgeon under chapter 18.57 RCW, a dentist under chapter 18.32 RCW, a chiropractist under chapter 18.22 RCW, a veterinarian under chapter 18.92 RCW, a registered nurse under chapter 18.88 RCW, a licensed practical nurse under chapter 18.78 RCW, a pharmacist under chapter 18.64 RCW or a scientific investigator under this act, licensed, registered or otherwise permitted insofar as is consistent with those licensing laws to distribute, dispense, conduct research with respect to or administer a controlled substance in the course of their professional practice or research in this state.

(2) A pharmacy, hospital or other institution licensed, registered, or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(u) 'Production' includes the manufacture, planting, cultivation, growing, or harvesting of a controlled substance.

(v) 'State,' when applied to a part of the United States, includes any state, district, commonwealth, territory, insular possession thereof, and any area subject to the legal authority of the United States of America.

(w) 'Ultimate user' means a person who lawfully possesses a controlled substance for his own use or for the use of a member of his household or for administering to an animal owned by him or by a member of his household.

(x) 'Board' means the state board of pharmacy.

(y) 'Executive officer' means the executive officer of the state board of pharmacy.

ARTICLE II  
STANDARDS AND SCHEDULES

**NEW SECTION.** Sec. 69.50.201. Authority to Control. (a) The state board of pharmacy shall administer this act and may add substances to or delete or reschedule all substances enumerated in the schedules in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, or 69.50.212 pursuant to the rule-making procedures of chapter 34.04 RCW. In making a determination regarding a substance, the board shall consider the following:

- (1) the actual or relative potential for abuse;
- (2) the scientific evidence of its pharmacological effect, if known;
- (3) the state of current scientific knowledge regarding the substance;
- (4) the history and current pattern of abuse;
- (5) the scope, duration, and significance of abuse;
- (6) the risk to the public health;
- (7) the potential of the substance to produce psychic or physiological dependence liability; and
- (8) whether the substance is an immediate precursor of a substance already controlled under this Article.

(b) After considering the factors enumerated in subsection (a) the board may issue a rule controlling the substance if it finds the substance has a potential for abuse.

(c) If the board designates a substance as an immediate precursor, substances which are precursors of the controlled precursor shall not be subject to control solely because they are precursors of the controlled precursor.

(d) If any substance is designated, rescheduled, or deleted as a controlled substance under federal law and notice thereof is given to the board, the substance shall be similarly controlled under this act after the expiration of thirty days from publication in the Federal Register of a final order designating a substance as a controlled substance or rescheduling or deleting a substance, unless within that thirty day period, the board objects to inclusion, rescheduling, or deletion. In that case, the board shall proceed pursuant to the rule-making procedures of chapter 34.04 RCW.

(e) Authority to control under this section does not extend to distilled spirits, wine, malt beverages, or tobacco as those terms are defined or used in Title 66 RCW and Title 26 RCW.

**NEW SECTION.** Sec. 69.50.202. Nomenclature. The controlled substances listed or to be listed in the schedules in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, and 69.50.212 are included by whatever official, common, usual, chemical, or trade name designated.

**NEW SECTION.** Sec. 69.50.203. Schedule I Tests. The state board of pharmacy shall place a substance in Schedule I if it finds that the substance:

- (1) has high potential for abuse; and
- (2) has no accepted medical use in treatment in the United States or lacks accepted safety for use in treatment under medical supervision.

**NEW SECTION.** Sec. 69.50.204. Schedule I. (a) The controlled substances listed in this section are included in Schedule I.

(b) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

- (1) Acetylmethadol;
- (2) Allylprodine;
- (3) Alphacetylmethadol;
- (4) Alphameprodine;
- (5) Alphamethadol;
- (6) Benzethidine;
- (7) Betacetylmethadol;
- (8) Betameprodine;
- (9) Betamethadol;
- (10) Betaprodine;
- (11) Clonitazene;
- (12) Dextromoramide;
- (13) Dextrorphan;
- (14) Diampromide;
- (15) Diethylthiambutene;
- (16) Dimenoxadol;
- (17) Dimpheptanol;
- (18) Dimethylthiambutene;
- (19) Dioxaphetyl butyrate;
- (20) Dipipanone;
- (21) Ethylmethylthiambutene;
- (22) Etonitazene;
- (23) Etoperidine;
- (24) Furethidine;
- (25) Hydroxypethidine;
- (26) Ketobemidone;
- (27) Levomoramide;

- (28) Levophenacetyl morphan;
- (29) Morpheridine;
- (30) Noracymethadol;
- (31) Norlevorphanol;
- (32) Normethadone;
- (33) Norpipanone;
- (34) Phenadoxone;
- (35) Phenampromide;
- (36) Phenomorphan;
- (37) Phenoperidine;
- (38) Piritramide;
- (39) Proheptazine;
- (40) Properidine;
- (41) Racemoramide;
- (42) Trimeperidine.

(c) Any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

- (1) Acetorphine;
- (2) Acetyldihydrocodeine;
- (3) Benzylmorphine;
- (4) Codeine methylbromide;
- (5) Codeine-N-Oxide;
- (6) Cyprenorphine;
- (7) Desomorphine;
- (8) Dihydromorphine;
- (9) Etorphine;
- (10) Heroin;
- (11) Hydromorphanol;
- (12) Methyldesorphine;
- (13) Methyldihydromorphine;
- (14) Morphine methylbromide;
- (15) Morphine methylsulfonate;
- (16) Morphine-N-Oxide;
- (17) Myrophine;
- (18) Nicocodeine;
- (19) Nicomorphine;
- (20) Normorphine;
- (21) Phoclodine;
- (22) Thebacon.

(d) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substances, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) 3, 4-methylenedioxy amphetamine;
- (2) 5-methoxy-3, 4-methylenedioxy amphetamine;
- (3) 3, 4, 5-trimethoxy amphetamine;
- (4) Bufotenine;
- (5) Diethyltryptamine;
- (6) Dimethyltryptamine;
- (7) 4-methyl-2, 5-dimethoxyamphetamine;
- (8) Ibogaine;
- (9) Lysergic acid diethylamide;
- (10) Marihuana;
- (11) Mescaline;
- (12) Peyote;
- (13) N-ethyl-3-piperidyl benzilate;
- (14) N-methyl-3-piperidyl benzilate;
- (15) Psilocybin;
- (16) Psilocyn;
- (17) Tetrahydrocannabinols.

**NEW SECTION.** Sec. 69.50.205. Schedule II Tests. The state board of pharmacy shall place a substance in Schedule II if it finds that:

- (1) the substance has high potential for abuse;
- (2) the substance has currently accepted medical use in treatment in the United States, or currently accepted medical use with severe restrictions; and
- (3) the abuse of the substance may lead to severe psychic or physical dependence.

**NEW SECTION.** Sec. 69.50.206. Schedule II. (a) The controlled substances listed in this section are included in Schedule II.

(b) Any of the following substances, except those narcotic drugs listed in other schedules, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by combination of extraction and chemical synthesis:

- (1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate.

(2) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (1), but not including the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions which do not contain cocaine or ecgonine.

(c) Any of the following opiates, including their isomers, esters, ethers, salts and salts of isomers, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

- (1) Alphaprodine;
- (2) Anileridine;
- (3) Bezitramide;
- (4) Dihydrocodeine;
- (5) Diphenoxylate;
- (6) Fentanyl;
- (7) Isomethadone;
- (8) Levomethorphan;
- (9) Levorphanol;
- (10) Metazocine;
- (11) Methadone;
- (12) Methadone—Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
- (13) Moramide — Intermediate, 2-methyl-3-morpholino-1, 1-diphenyl-propane-carboxylic acid;
- (14) Pethidine;
- (15) Pethidine—Intermediate—A, 4-cyano-1-methyl-4-phenylpiperidine;
- (16) Pethidine—Intermediate—B, ethyl-4-phenylpiperidine-4-carboxylate;
- (17) Pethidine—Intermediate—C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
- (18) Phenazocine;
- (19) Piminodine;
- (20) Racemethorphan;
- (21) Racemorphan.

*NEW SECTION.* Sec. 69.50.207. Schedule III Tests. The state board of pharmacy shall place a substance in Schedule III if it finds that:

(1) the substance has a potential for abuse less than the substances listed in Schedules I and II;

(2) the substance has currently accepted medical use in treatment in the United States; and

(3) abuse of the substance may lead to moderate or low physical dependence or high psychological dependence.

*NEW SECTION.* Sec. 69.50.208. Schedule III. (a) The controlled substances listed in this section are included in Schedule III.

(b) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system:

- (1) Amphetamine, its salts, optical isomers and salts of its optical isomers;
- (2) Phenmetrazine and its salts;
- (3) Any substance which contains any quantity of methamphetamine, including its salts, isomers, and salts of isomers;
- (4) Methylphenidate.

(c) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

(1) Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid, except those substances which are specifically listed in other Schedules;

- (2) Chlorhexadol;
- (3) Glutethimide;
- (4) Lysergic acid;
- (5) Lysergic acid amide;
- (6) Methyprylon;
- (7) Phencyclidine;
- (8) Sulfondiethylmethane;
- (9) Sulfonethylmethane;
- (10) Sulfonmethane.

(d) Nalorphine.

(e) Any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

(1) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(2) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not

more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(3) Not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

(4) Not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(5) Not more than 1.8 grams of dihydrocodeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(6) Not more than 300 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more ingredients in recognized therapeutic amounts;

(7) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(8) Not more than 50 milligrams of morphine, or any of its salts, per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(f) The state board of pharmacy may except by rule any compound, mixture, or preparation containing any stimulant or depressant substance listed in subsections (b) and (c) from the application of all or any part of this act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

**NEW SECTION.** Sec. 69.50.209. Schedule IV Tests. The state board of pharmacy shall place a substance in Schedule IV if it finds that:

(1) the substance has a low potential for abuse relative to substances in Schedule III;

(2) the substance has currently accepted medical use in treatment in the United States; and

(3) abuse of the substance may lead to limited physical dependence or psychological dependence relative to the substances in Schedule III.

**NEW SECTION.** Sec. 69.50.210. Schedule IV. (a) The controlled substances listed in this section are included in Schedule IV.

(b) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

- (1) Barbital;
- (2) Chloral betaine;
- (3) Chloral hydrate;
- (4) Ethchlorvynol;
- (5) Ethinamate;
- (6) Methohexital;
- (7) Meprobamate;
- (8) Methyphenobarbital;
- (9) Paraldehyde;
- (10) Petrichloral;
- (11) Phenobarbital.

(c) The state board of pharmacy may except by rule any compound, mixture, or preparation containing any depressant substance listed in subsection (b) from the application of all or any part of this act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

(d) Any liquid cough preparation containing codeine notwithstanding the provisions of 69.50.212 (6)(1) of this act.

**NEW SECTION.** Sec. 69.50.211. Schedule V Tests. The state board of pharmacy shall place a substance in Schedule V if it finds that:

(1) the substance has low potential for abuse relative to the controlled substances listed in Schedule IV;

(2) the substance has currently accepted medical use in treatment in the United States; and

(3) the substance has limited physical dependence or psychological dependence liability relative to the controlled substances listed in Schedule IV.

**NEW SECTION.** Sec. 69.50.212. Schedule V. (a) The controlled substances listed in this section are included in Schedule V.

(b) Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, which also contains one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation, valuable medicinal qualities other than those possessed by the narcotic drug alone:

(1) Not more than 200 milligrams of codeine, or any of its salts, per 100 milliliters or per 100 grams;

(2) Not more than 100 milligrams of dihydrocodeine, or any of its salts, per 100 milliliters or per 100 grams;

(3) Not more than 100 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or per 100 grams;

(4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit;

(5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

**NEW SECTION.** Sec. 69.50.213. Republishing of Schedules. The state board of pharmacy shall at least semiannually for two years from the effective date of this act and thereafter annually consider the revision of the schedules published pursuant to chapter 34.04 RCW.

### ARTICLE III REGULATION OF MANUFACTURE, DISTRIBUTION AND DISPENSING OF CONTROLLED SUBSTANCES

**NEW SECTION.** Sec. 69.50.301. Rules. The state board of pharmacy may promulgate rules and charge reasonable fees of not less than ten dollars or more than fifty dollars relating to the registration and control of the manufacture, distribution, and dispensing of controlled substances within this state.

**NEW SECTION.** Sec. 69.50.302. Registration Requirements. (a) Every person who manufactures, distributes, or dispenses any controlled substance within this state or who proposes to engage in the manufacture, distribution, or dispensing of any controlled substance within this state, must obtain annually a registration issued by the state board of pharmacy in accordance with its rules.

(b) Persons registered by the board under this act to manufacture, distribute, dispense, or conduct research with controlled substances may possess, manufacture, distribute, dispense, or conduct research with those substances to the extent authorized by their registration and in conformity with the other provisions of this Article.

(c) The following persons need not register and may lawfully possess controlled substances under this act:

(1) an agent or employee of any registered manufacturer, distributor, or dispenser of any controlled substance if he is acting in the usual course of his business or employment; **PROVIDED,** That this exemption shall not include any agent or employee distributing sample controlled substances to practitioners without an order;

(2) a common or contract carrier or warehouseman, or an employee thereof, whose possession of any controlled substance is in the usual course of business or employment;

(3) an ultimate user or a person in possession of any controlled substance pursuant to a lawful order of a practitioner or in lawful possession of a Schedule V substance.

(d) The board may waive by rule the requirement for registration of certain manufacturers, distributors, or dispensers if it finds it consistent with the public health and safety: **PROVIDED,** That personal practitioners licensed or registered in the state of Washington under the respective professional licensing acts shall not be required to be registered under this act unless the specific exemption is denied pursuant to section 69.50.305 for violation of any provisions of this act.

(e) A separate registration is required at each principal place of business or professional practice where the applicant manufactures, distributes, or dispenses controlled substances.

(f) The board may inspect the establishment of a registrant or applicant for registration in accordance with the board's rule.

**NEW SECTION.** Sec. 69.50.303. Registration. (a) The state board of pharmacy shall register an applicant to manufacture or distribute controlled substances included in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, and 69.50.212 unless it determines that the issuance of that registration would be inconsistent with the public interest. In determining the public interest, the board shall consider the following factors:

(1) maintenance of effective controls against diversion of controlled substances into other than legitimate medical, scientific, or industrial channels;

(2) compliance with applicable state and local law;

(3) any convictions of the applicant under any federal and state laws relating to any controlled substance;

(4) past experience in the manufacture or distribution of controlled substances, and the existence in the applicant's establishment of effective controls against diversion;

(5) furnishing by the applicant of false or fraudulent material in any application filed under this act;

(6) suspension or revocation of the applicant's federal registration to manufacture, distribute, or dispense controlled substances as authorized by federal law; and

(7) any other factors relevant to and consistent with the public health and safety.

(b) Registration under subsection (a) does not entitle a registrant to manufacture and distribute controlled substances in Schedule I or II other than those specified in the registration.

(c) Practitioners must be registered, or exempted under section 69.50.302(d) of this act, to dispense any controlled substances or to conduct research with controlled substances

in Schedules II through V if they are authorized to dispense or conduct research under the law of this state. The board need not require separate registration under this Article for practitioners engaging in research with nonnarcotic controlled substances in Schedules II through V where the registrant is already registered under this Article in another capacity. Practitioners registered under federal law to conduct research with Schedule I substances may conduct research with Schedule I substances within this state upon furnishing the board evidence of that federal registration.

(d) Compliance by manufacturers and distributors with the provisions of the federal law respecting registration entitles them to be registered under this act upon application and payment of the required fee.

**NEW SECTION.** Sec. 69.50.304. Revocation and Suspension of Registration. (a) A registration, or exemption from registration, under section 69.50.303 to manufacture, distribute, or dispense a controlled substance may be suspended or revoked by the state board of pharmacy upon a finding that the registrant:

(1) has furnished false or fraudulent material information in any application filed under this act;

(2) has been found guilty of a felony under any state or federal law relating to any controlled substance; or

(3) has had his federal registration suspended or revoked to manufacture, distribute, or dispense controlled substances.

(b) The board may limit revocation or suspension of a registration to the particular controlled substance or schedule of controlled substances, with respect to which grounds for revocation or suspension exist.

(c) If the board suspends or revokes a registration, all controlled substances owned or possessed by the registrant at the time of suspension or the effective date of the revocation order may be placed under seal. No disposition may be made of substances under seal until the time for taking an appeal has elapsed or until all appeals have been concluded unless a court, upon application therefor, orders the sale of perishable substances and the deposit of the proceeds of the sale with the court. Upon a revocation order becoming final, all controlled substances may be forfeited to the state.

(d) The board shall promptly notify the Bureau of all orders suspending or revoking registration and all forfeitures of controlled substances.

**NEW SECTION.** Sec. 69.50.305. Procedure for Denial, Suspension or Revocation of Registration. (a) Any registration, or exemption from registration, issued pursuant to the provisions of this act shall not be denied, suspended, or revoked unless the board denies, suspends, or revokes such registration, or exemption from registration, by proceedings consistent with the administrative procedure act, chapter 34.04 RCW.

(b) The board may suspend any registration simultaneously with the institution of proceedings under section 69.50.304, or where renewal of registration is refused, if it finds that there is an imminent danger to the public health or safety which warrants this action. The suspension shall continue in effect until the conclusion of the proceedings, including judicial review thereof, unless sooner withdrawn by the board or dissolved by a court of competent jurisdiction.

**NEW SECTION.** Sec. 69.50.306. Records of Registrants. Persons registered, or exempted from registration under 69.50.302(d), to manufacture, distribute, dispense, or administer controlled substances under this act shall keep records and maintain inventories in conformance with the record-keeping and inventory requirements of federal law and with any additional rules the state board of pharmacy issues.

**NEW SECTION.** Sec. 69.50.307. Order Forms. Controlled substances in Schedule I and II shall be distributed by a registrant or person exempt from registration under 69.50.302(d) to another registrant, or person exempt from registration under 69.50.302(d), only pursuant to an order form. Compliance with the provisions of federal law respecting order forms shall be deemed compliance with this section.

**NEW SECTION.** Sec. 69.50.308. Prescriptions. (a) Except when dispensed directly by a practitioner authorized to prescribe or administer a controlled substance to an ultimate user, no controlled substance in Schedule II may be dispensed without the written prescription of a practitioner.

(b) In emergency situations, as defined by rule of the state board of pharmacy, Schedule II drugs may be dispensed upon oral prescription of a practitioner, reduced promptly to writing and filed by the pharmacy. Prescriptions shall be retained in conformity with the requirements of section 69.50.306. No prescription for a Schedule II substance may be refilled.

(c) Except when dispensed directly by a practitioner authorized to prescribe or administer a controlled substance to an ultimate user, a controlled substance included in Schedule III or IV, which is a prescription drug as determined under RCW 69.04.560, shall not be dispensed without a written or oral prescription of a practitioner. Any oral prescription must be promptly reduced to writing. The prescription shall not be filled or refilled more than six months after the date thereof or be refilled more than five times, unless renewed by the practitioner.

(d) A valid prescription or lawful order of a practitioner, in order to be effective in legalizing the possession of controlled substances, must be issued in good faith for a legitimate medical purpose by one authorized to prescribe the use of such controlled substance. An order purporting to be a prescription not in the course of professional treatment is not a valid prescription or lawful order of a practitioner within the meaning and

intent of this act; and the person who knows or should know that he is filling such an order, as well as the person issuing it, can be charged with a violation of this chapter.

(e) A controlled substance included in Schedule V shall not be distributed or dispensed other than for a medical purpose.

*NEW SECTION.* Sec. 69.50.309. Containers. A person to whom or for whose use any controlled substance has been prescribed, sold, or dispensed by a practitioner, and the owner of any animal for which such controlled substance has been prescribed, sold, or dispensed may lawfully possess it only in the container in which it was delivered to him by the person selling or dispensing the same.

#### ARTICLE IV OFFENSES AND PENALTIES

*NEW SECTION.* Sec. 69.50.401. Prohibited Acts A—Penalties. (a) Except as authorized by this act, it is unlawful for any person to manufacture, deliver, or possess with intent to manufacture or deliver, a controlled substance.

(1) Any person who violates this subsection with respect to:

(i) a controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than ten years, or fined not more than twenty-five thousand dollars, or both;

(ii) any other controlled substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iii) a substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iv) a substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both.

(b) Except as authorized by this act, it is unlawful for any person to create, deliver, or possess a counterfeit substance.

(2) Any person who violates this subsection with respect to:

(i) a counterfeit substance classified in Schedules I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than ten years, fined not more than twenty-five thousand dollars, or both;

(ii) any other counterfeit substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iii) a counterfeit substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iv) a counterfeit substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both.

(c) It is unlawful for any person to possess a controlled substance unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his professional practice, or except as otherwise authorized by this act. Any person who violates this subsection is guilty of a crime, and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both, except as provided for in subsection (d) of this section.

(d) Except as provided for in subsection (a)(1)(ii) of this section any person found guilty of possession of forty grams or less of marijuana shall be guilty of a misdemeanor.

*NEW SECTION.* Sec. 69.50.402. Prohibited Acts B—Penalties. (a) It is unlawful for any person:

(1) who is subject to Article III to distribute or dispense a controlled substance in violation of section 69.50.308;

(2) who is a registrant, to manufacture a controlled substance not authorized by his registration, or to distribute or dispense a controlled substance not authorized by his registration to another registrant or other authorized person;

(3) to refuse or fail to make, keep or furnish any record, notification, order form, statement, invoice or information required under this act;

(4) to refuse an entry into any premises for any inspection authorized by this act; or

(5) knowingly to keep or maintain any store, shop, warehouse, dwelling, building, vehicle, boat, aircraft, or other structure or place, which is resorted to by persons using controlled substances in violation of this act for the purpose of using these substances, or which is used for keeping or selling them in violation of this act.

(b) Any person who violates this section is guilty of a crime and upon conviction may be imprisoned for not more than two years, fined not more than two thousand dollars, or both.

*NEW SECTION.* Sec. 69.50.403. Prohibited Acts C—Penalties. (a) It is unlawful for any person knowingly or intentionally:

(1) To distribute as a registrant a controlled substance classified in Schedules I or II, except pursuant to an order form as required by section 69.50.307 of this act;

(2) To use in the course of the manufacture or distribution of a controlled substance a registration number which is fictitious, revoked, suspended, or issued to another person;

(3) To obtain or attempt to obtain a controlled substance, or procure or attempt to procure the administration of a controlled substance, (i) by fraud, deceit, misrepresentation, or subterfuge; or (ii) by forgery or alteration of a prescription or any written order; or (iii) by the concealment of material fact; or (iv) by the use of a false name or the giving of a false address.

(4) To falsely assume the title of, or represent himself to be, a manufacturer, wholesaler, pharmacist, physician, dentist, veterinarian, or other authorized person for the purpose of obtaining a controlled substance.

(5) To make or utter any false or forged prescription or false or forged written order.

(6) To affix any false or forged label to a package or receptacle containing controlled substances.

(7) To furnish false or fraudulent material information in, or omit any material information from, any application, report, or other document required to be kept or filed under this act, or any record required to be kept by this act; or

(8) To make, distribute, or possess any punch, die, plate, stone, or other thing designed to print, imprint, or reproduce the trademark, trade name, or other identifying mark, imprint, or device of another or any likeness of any of the foregoing upon any drug or container or labeling thereof so as to render the drug a counterfeit substance.

(b) Information communicated to a practitioner in an effort unlawfully to procure a controlled substance or unlawfully to procure the administration of such substance, shall not be deemed a privileged communication.

(c) Any person who violates this section is guilty of a crime and upon conviction may be imprisoned for not more than two years, or fined not more than two thousand dollars, or both.

*NEW SECTION.* Sec. 69.50.404. Penalties Under Other Laws. Any penalty imposed for violation of this act is in addition to, and not in lieu of, any civil or administrative penalty or sanction otherwise authorized by law.

*NEW SECTION.* Sec. 69.50.405. Bar to Prosecution. If a violation of this act is a violation of a federal law or the law of another state, a conviction or acquittal under federal law or the law of another state for the same act is a bar to prosecution in this state.

*NEW SECTION.* Sec. 69.50.406. Distribution to Persons Under Age 18. Any person eighteen years of age or over who violates section 69.50.401(a) by distributing a controlled substance listed in Schedules I or II which is a narcotic drug to a person under eighteen years of age who is at least three years his junior is punishable by the fine authorized by section 69.50.401(a)(1)(i), by a term of imprisonment of up to twice that authorized by section 69.50.401(a)(1)(i), or by both. Any person eighteen years of age or over who violates section 69.50.401(a) by distributing any other controlled substance listed in Schedules I, II, III, IV, and V to a person under eighteen years of age who is at least three years his junior is punishable by the fine authorized by section 69.50.401(a)(1)(ii), (iii), or (iv), by a term of imprisonment up to twice that authorized by section 69.50.401(a)(1)(ii), (iii), or (iv), or both.

*NEW SECTION.* Sec. 69.50.408. Second or Subsequent Offenses. (a) Any person convicted of a second or subsequent offense under this act may be imprisoned for a term up to twice the term otherwise authorized, fined an amount up to twice that otherwise authorized, or both.

(b) For purposes of this section, an offense is considered a second or subsequent offense, if, prior to his conviction of the offense, the offender has at any time been convicted under this act or under any statute of the United States or of any state relating to narcotic drugs, marihuana, depressant, stimulant, or hallucinogenic drugs.

(c) This section does not apply to offenses under section 69.50.401(c).

#### ARTICLE V ENFORCEMENT AND ADMINISTRATIVE PROVISIONS

*NEW SECTION.* Sec. 69.50.500. Powers of Enforcement Personnel.

(a) It is hereby made the duty of the state board of pharmacy, its officers, agents, inspectors and representatives, and all law enforcement officers within the state, and of all prosecuting attorneys, to enforce all provisions of this act, except those specifically delegated, and to cooperate with all agencies charged with the enforcement of the laws of the United States, of this state, and all other states, relating to controlled substances as defined in this act.

(b) Employees of the Washington state board of pharmacy, who are so designated by the board as enforcement officers are declared to be peace officers and shall be vested with police powers to enforce the drug laws of this state, including this act.

*NEW SECTION.* Sec. 69.50.501. Administrative Inspections. The state board of pharmacy may make administrative inspections of controlled premises in accordance with the following provisions:

(1) For purposes of this section only, 'controlled premises' means:

(a) places where persons registered or exempted from registration requirements under this act are required to keep records; and

(b) places including factories, warehouses, establishments, and conveyances in which persons registered or exempted from registration requirements under this act are permitted to hold, manufacture, compound, process, sell, deliver, or otherwise dispose of any controlled substance.

(2) When authorized by an administrative inspection warrant issued pursuant to section 69.50.502 of this act an officer or employee designated by the board, upon presenting the warrant and appropriate credentials to the owner, operator, or agent in charge, may enter controlled premises for the purpose of conducting an administrative inspection.

(3) When authorized by an administrative inspection warrant, an officer or employee designated by the board may:

(a) inspect and copy records required by this act to be kept;  
 (b) inspect, within reasonable limits and in a reasonable manner, controlled premises and all pertinent equipment, finished and unfinished material, containers and labeling found therein, and, except as provided in subsection (5) of this section, all other things therein, including records, files, papers, processes, controls, and facilities bearing on violation of this act; and

(c) inventory any stock of any controlled substance therein and obtain samples thereof;

(4) This section does not prevent the inspection without a warrant of books and records pursuant to an administrative subpoena issued in accordance with chapter 34.04 RCW, nor does it prevent entries and administrative inspections, including seizures of property, without a warrant:

(a) if the owner, operator, or agent in charge of the controlled premises consents;  
 (b) in situations presenting imminent danger to health or safety;  
 (c) in situations involving inspection of conveyances if there is reasonable cause to believe that the mobility of the conveyance makes it impracticable to obtain a warrant;  
 (d) in any other exceptional or emergency circumstance where time or opportunity to apply for a warrant is lacking; or,

(e) in all other situations in which a warrant is not constitutionally required;

(5) An inspection authorized by this section shall not extend to financial data, sales data, other than shipment data, or pricing data unless the owner, operator, or agent in charge of the controlled premises consents in writing.

**NEW SECTION. Sec. 69.50.502. Warrants for Administrative Inspections. Issuance and execution of administrative inspection warrants shall be as follows:**

(1) A judge of a superior court, or a judge of a district court within his jurisdiction, and upon proper oath or affirmation showing probable cause, may issue warrants for the purpose of conducting administrative inspections authorized by this act or rules hereunder, and seizures of property appropriate to the inspections. For purposes of the issuance of administrative inspection warrants, probable cause exists upon showing a valid public interest in the effective enforcement of this act or rules hereunder, sufficient to justify administrative inspection of the area, premises, building or conveyance in the circumstances specified in the application for the warrant;

(2) A warrant shall issue only upon an affidavit of a designated officer or employee having knowledge of the facts alleged, sworn to before the judge and establishing the grounds for issuing the warrant. If the judge is satisfied that grounds for the application exist or that there is probable cause to believe they exist, he shall issue a warrant identifying the area, premises, building, or conveyance to be inspected, the purpose of the inspection, and, if appropriate, the type of property to be inspected, if any. The warrant shall:

(a) state the grounds for its issuance and the name of each person whose affidavit has been taken in support thereof;

(b) be directed to a person authorized by section 69.50.500 to execute it;

(c) command the person to whom it is directed to inspect the area, premises, building, or conveyance identified for the purpose specified and, if appropriate, direct the seizure of the property specified;

(d) identify the item or types of property to be seized, if any;

(e) direct that it be served during normal business hours and designate the judge to whom it shall be returned;

(3) A warrant issued pursuant to this section must be executed and returned within ten days of its date unless, upon a showing of a need for additional time, the court orders otherwise. If property is seized pursuant to a warrant, a copy shall be given to the person from whom or from whose premises the property is taken, together with a receipt for the property taken. The return of the warrant shall be made promptly, accompanied by a written inventory of any property taken. The inventory shall be made in the presence of the person executing the warrant and of the person from whose possession or premises the property was taken, if present, or in the presence of at least one credible person other than the person executing the warrant. A copy of the inventory shall be delivered to the person from whom or from whose premises the property was taken and to the applicant for the warrant;

(4) The judge who has issued a warrant shall attach thereto a copy of the return and all papers returnable in connection therewith and file them with the clerk of the court in which the inspection was made.

**NEW SECTION. Sec. 69.50.503. Injunctions.** (a) The superior courts of this state have jurisdiction to restrain or enjoin violations of this act.

(b) The defendant may demand trial by jury for an alleged violation of an injunction or restraining order under this section.

**NEW SECTION. Sec. 69.50.504. Cooperative Arrangements.** The state board of pharmacy shall cooperate with federal and other state agencies in discharging its

responsibilities concerning traffic in controlled substances and in suppressing the abuse of controlled substances.

**NEW SECTION.** Sec. 69.50.505. Forfeitures. (a) The following are subject to forfeiture:

(1) all controlled substances which have been manufactured, distributed, dispensed or acquired in violation of this act;

(2) all raw materials, products and equipment of any kind which are used, or intended for use, in manufacturing, compounding, processing, delivering, importing, or exporting any controlled substance in violation of this act;

(3) all property which is used, or intended for use, as a container for property described in paragraphs (1) or (2);

(4) all conveyances, including aircraft, vehicles or vessels, which are used, or intended for use, to transport, or in any manner to facilitate the transportation, for the purpose of sale or receipt of property described in paragraph (1) or (2), but:

(i) no conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of this act;

(ii) no conveyance is subject to forfeiture under this section by reason of any act or omission established by the owner thereof to have been committed or omitted without his knowledge or consent;

(iii) a conveyance is not subject to forfeiture for a violation of section 69.50.401(c); and,

(iv) a forfeiture of a conveyance encumbered by a bona fide security interest is subject to the interest of the secured party if he neither had knowledge of nor consented to the act or omission.

(5) all books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or intended for use, in violation of this act.

(b) Property subject to forfeiture under this act may be seized by any board inspector or law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure without process may be made if:

(1) the seizure is incident to an arrest or a search under a search warrant or an inspection under an administrative inspection warrant;

(2) the property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding based upon this act;

(3) a board inspector or law enforcement officer has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(4) the board inspector or law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of this act.

(c) In the event of seizure pursuant to subsection (b), proceedings under subsection (d) shall be instituted promptly.

(d) Property taken or detained under this section shall not be subject to replevin, but is deemed to be in the custody of the board or seizing law enforcement agency subject only to the orders and decrees of the superior court having jurisdiction over the forfeiture proceedings. When property is seized under this act, the board or seizing law enforcement agency may:

(1) place the property under seal;

(2) remove the property to a place designated by it; or

(3) request the appropriate sheriff or director of public safety to take custody of the property and remove it to an appropriate location for disposition in accordance with law.

(e) When property is forfeited under this act the board or seizing law enforcement agency may:

(1) retain it for official use or upon application by any law enforcement agency of this state release such property to such agency for the exclusive use of enforcing the provisions of this act;

(2) sell that which is not required to be destroyed by law and which is not harmful to the public. The proceeds shall be used for payment of all proper expenses of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising and court costs;

(3) request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law; or

(4) forward it to the Bureau for disposition.

(f) Controlled substances listed in Schedule I, II, III, IV and V that are possessed, transferred, sold, or offered for sale in violation of this act are contraband and shall be seized and summarily forfeited to the state. Controlled substances listed in Schedule I, II, III, IV and V, which are seized or come into the possession of the board, the owners of which are unknown, are contraband and shall be summarily forfeited to the board.

(g) Species of plants from which controlled substances in Schedules I and II may be derived which have been planted or cultivated in violation of this act, or of which the owners or cultivators are unknown, or which are wild growths, may be seized and summarily forfeited to the board.

(h) The failure, upon demand by a board inspector or law enforcement officer, of the person in occupancy or in control of land or premises upon which the species of plants are

growing or being stored, to produce an appropriate registration, or proof that he is the holder thereof, constitutes authority for the seizure and forfeiture of the plants.

**NEW SECTION.** Sec. 69.50.506. Burden of Proof; Liabilities. (a) It is not necessary for the state to negate any exemption or exception in this act in any complaint, information, indictment or other pleading or in any trial, hearing, or other proceeding under this act. The burden of proof of any exemption or exception is upon the person claiming it.

(b) In the absence of proof that a person is the duly authorized holder of an appropriate registration or order form issued under this act, he is presumed not to be the holder of the registration or form. The burden of proof is upon him to rebut the presumption.

(c) No liability is imposed by this act upon any authorized state, county or municipal officer, engaged in the lawful performance of his duties.

**NEW SECTION.** Sec. 69.50.507. Judicial Review. All final determinations, findings and conclusions of the state board of pharmacy under this act are final and conclusive decisions of the matters involved. Any person aggrieved by the decision may obtain review of the decision in the superior court wherein he resides or in the superior court of Thurston county, such review to be in conformity with the administrative procedure act, chapter 34.04 RCW.

**NEW SECTION.** Sec. 69.50.508. Education and Research. (a) The state board of pharmacy may carry out educational programs designed to prevent and deter misuse and abuse of controlled substances. In connection with these programs it may:

(1) promote better recognition of the problems of misuse and abuse of controlled substances within the regulated industry and among interested groups and organizations;

(2) assist the regulated industry and interested groups and organizations in contributing to the reduction of misuse and abuse of controlled substances;

(3) consult with interested groups and organizations to aid them in solving administrative and organizational problems;

(4) evaluate procedures, projects, techniques, and controls conducted or proposed as part of educational programs on misuse and abuse of controlled substances;

(5) disseminate the results of research on misuse and abuse of controlled substances to promote a better public understanding of what problems exist and what can be done to combat them; and

(6) assist in the education and training of state and local law enforcement officials in their efforts to control misuse and abuse of controlled substances.

(b) The board may encourage research on misuse and abuse of controlled substances. In connection with the research, and in furtherance of the enforcement of this act, it may:

(1) establish methods to assess accurately the effects of controlled substances and identify and characterize those with potential for abuse;

(2) make studies and undertake programs of research to:

(i) develop new or improved approaches, techniques, systems, equipment and devices to strengthen the enforcement of this act;

(ii) determine patterns of misuse and abuse of controlled substances and the social effects thereof; and,

(iii) improve methods for preventing, predicting, understanding and dealing with the misuse and abuse of controlled substances; and,

(3) enter into contracts with public agencies, institutions of higher education, and private organizations or individuals for the purpose of conducting research, demonstrations, or special projects which bear directly on misuse and abuse of controlled substances.

(c) The board may enter into contracts for educational and research activities without performance bonds.

(d) The board may authorize persons engaged in research on the use and effects of controlled substances to withhold the names and other identifying characteristics of individuals who are the subjects of the research. Persons who obtain this authorization are not compelled in any civil, criminal, administrative, legislative, or other proceeding to identify the individuals who are the subjects of research for which the authorization was obtained.

(e) The board may authorize the possession and distribution of controlled substances by persons engaged in research. Persons who obtain this authorization are exempt from state prosecution for possession and distribution of controlled substances to the extent of the authorization.

**NEW SECTION.** Sec. 69.50.509. Search and Seizure of Controlled Substances. If, upon the sworn complaint of any person, it shall be made to appear to any judge of the superior court, justice of the peace, district court judge or municipal judge that there is probable cause to believe that any controlled substance is being used, manufactured, sold, bartered, exchanged, administered, dispensed, delivered, distributed, produced, possessed, given away, furnished or otherwise disposed of or kept in violation of the provisions of this act, such justice of the peace or judge shall, with or without the approval of the prosecuting attorney, issue a warrant directed to any law enforcement officer of the state, commanding him to search the premises designated and described in such complaint and warrant, and to seize all controlled substances there found, together with the vessels in which they are contained, and all implements, furniture and fixtures used or kept for the illegal manufacture, sale, barter, exchange, administering, dispensing, delivering, distributing, producing, possessing, giving away, furnishing or otherwise disposing of such controlled substances, and to safely keep the same, and to make a return of said warrant within three days, showing all acts and

things done thereunder, with a particular statement of all articles seized and the name of the person or persons in whose possession the same were found, if any, and if no person be found in the possession of said articles, the returns shall so state. The provisions of RCW 10.31.030 as now or hereafter amended shall apply to actions taken pursuant to this act.

#### ARTICLE VI MISCELLANEOUS

**NEW SECTION.** Sec. 69.50.601. Pending Proceedings. (a) Prosecution for any violation of law occurring prior to the effective date of this act is not affected or abated by this act. If the offense being prosecuted is similar to one set out in Article IV of this act, then the penalties under Article IV apply if they are less than those under prior law.

(b) Civil seizures or forfeitures and injunctive proceedings commenced prior to the effective date of this act are not affected by this act.

(c) All administrative proceedings pending under prior laws which are superseded by this act shall be continued and brought to a final determination in accord with the laws and rules in effect prior to the effective date of the act. Any substance controlled under prior law which is not listed within Schedules I through V, is automatically controlled without further proceedings and shall be listed in the appropriate schedule.

(d) The state board of pharmacy shall initially permit persons to register who own or operate any establishment engaged in the manufacture, distribution, or dispensing of any controlled substance prior to the effective date of this act and who are registered or licensed by the state.

(e) This act applies to violations of law, seizures and forfeiture, injunctive proceedings, administrative proceedings and investigations which occur following its effective date.

**NEW SECTION.** Sec. 69.50.602. Continuation of Rules. Any orders and rules promulgated under any law affected by this act and in effect on the effective date of this act and not in conflict with it continue in effect until modified, superseded or repealed.

**NEW SECTION.** Sec. 69.50.603. Uniformity of Interpretation. This act shall be so applied and construed as to effectuate its general purpose to make uniform the law with respect to the subject of this act among those states which enact it.

**NEW SECTION.** Sec. 69.50.604. Short Title. This act may be cited as the Uniform Controlled Substances Act.

**NEW SECTION.** Sec. 69.50.605. Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

**NEW SECTION.** Sec. 69.50.606. Repealers. The laws specified below are repealed except with respect to rights and duties which matured, penalties which were incurred and proceedings which were begun before the effective date of this act:

(1) Section 2072, Code of 1881, section 418, chapter 249, Laws of 1909, section 4, chapter 205, Laws of 1963 and RCW 9.91.030;

(2) Section 69.33.220, chapter 27, Laws of 1959, section 7, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.220;

(3) Sections 69.33.230 through 69.33.280, chapter 27, Laws of 1959 and RCW 69.33.230 through 69.33.280;

(4) Section 69.33.290, chapter 27, Laws of 1959, section 1, chapter 97, Laws of 1959 and RCW 69.33.290;

(5) Section 69.33.300, chapter 27, Laws of 1959, section 8, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.300;

(6) Sections 69.33.310 through 69.33.400, chapter 27, Laws of 1959 and RCW 69.33.310 through 69.33.400;

(7) Section 69.33.410, chapter 27, Laws of 1959, section 20, chapter 38, Laws of 1963 and RCW 69.33.410;

(8) Sections 69.33.420 through 69.33.440, 69.33.900 through 69.33.950, chapter 27, Laws of 1959 and RCW 69.33.420 through 69.33.440, 69.33.900 through 69.33.950;

(9) Section 255, chapter 249, Laws of 1909 and RCW 69.40.040;

(10) Section 1, chapter 6, Laws of 1939, section 1, chapter 29, Laws of 1939, section 1, chapter 57, Laws of 1945, section 1, chapter 24, Laws of 1955, section 1, chapter 49, Laws of 1961, section 1, chapter 71, Laws of 1967, section 9, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.060;

(11) Section 1, chapter 23, Laws of 1955, section 2, chapter 49, Laws of 1961, section 2, chapter 71, Laws of 1967 and RCW 69.40.061;

(12) Section 21, chapter 38, Laws of 1963 and RCW 69.40.063;

(13) Section 2, chapter 6, Laws of 1939, section 23, chapter 38, Laws of 1963, section 10, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.070;

(14) Section 12, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.075;

(15) Section 1, chapter 205, Laws of 1963 and RCW 69.40.080;

(16) Section 2, chapter 205, Laws of 1963 and RCW 69.40.090;

(17) Section 3, chapter 205, Laws of 1963 and RCW 69.40.100;

(18) Section 11, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.110;

(19) Section 1, chapter 33, Laws of 1970 ex. sess. and RCW 69.40.120; and

(20) Section 1, chapter 80, Laws of 1970 ex. sess.

*NEW SECTION.* Sec. 69.50.607. Effective Date. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on May 1, 1971.

*NEW SECTION.* Sec. 69.50.608. This act shall constitute a new chapter 69.50 RCW in Title 69 RCW."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Eikenberry, Jastad, Kiskaddon, Kopet, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

March 26, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 465,

ENGROSSED SENATE BILL NO. 485,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1120, by Representatives Kopet, May and Gladder:

An Act relating to municipal bonds; amending section 35.41.010, chapter 7, Laws of 1965 as amended by section 12, chapter 144, Laws of 1967 ex. sess., and RCW 35.41.010; and amending section 35.41.030, chapter 7, Laws of 1965 as last amended by section 34, chapter 56, Laws of 1970 ex. sess., and RCW 35.41.030.

Referred to Committee on Local Government.

HOUSE BILL NO. 1121, by Representatives Conner, Anderson, Martinis and McCormick:

An Act relating to revenue; establishing a state lottery; creating new sections; making an effective date; and prescribing penalties.

Referred to Committee on Business and Professions.

HOUSE BILL NO. 1122, by Representatives Kopet, McDermott and Goldsworthy:

An Act relating to revenue and the state trade fair fund; and creating new sections.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 465, by Senators Andersen and Greive (by Departmental request):

An Act relating to pilotage on Puget Sound; amending section 3, chapter 18, Laws of 1935 as amended by section 2, chapter 15, Laws of 1967 and RCW 88.16.050; amending section 4, chapter 18, Laws of 1935 as amended by section 3, chapter 15, Laws of 1967 and RCW 88.16.070; amending section 13, chapter 18, Laws of 1935 and RCW 88.16.100; and amending section 15, chapter 18, Laws of 1935 and RCW 88.16.140.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 485, by Senators Washington, Greive, Bailey, Francis, Wilson and Murray (by Lieutenant Governor request):

An Act relating to public officers and agencies; repealing section 1, chapter 216, Laws of 1953 and RCW 42.32.010; repealing section 2, chapter 216, Laws of 1953 and RCW 42.32.020; and prescribing penalties.

Referred to Committee on Local Government.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 215.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-37, by Representatives Amen, Kilbury, Haussler, Van Dyk, Bozarth, Morrison, Schumaker, Costanti, Bauer, Hansey, Benitz, Pardini and Kuehnle:

WHEREAS, The Legislature recognizes that the bluegrass seed industry makes a significant contribution to the economy of the State of Washington, that it produces most of the quality bluegrass seed used for turfs and fields throughout the country, and that it processes all of its own acreage and most of Idaho's; and

WHEREAS, There are some 40,000 acres of land in the State used for growing bluegrass seed and this acreage in 1970 had a seed yield approximately some nine million dollars in value; and

WHEREAS, In order to control insects and disease and increase seed yields, bluegrass seed fields are completely burned following harvest, a practice which is specifically permitted under the Washington Clean Air Act, and which act the Legislature continues to recognize as necessary; and

WHEREAS, If suitable alternatives to the burning of bluegrass seed fields are not found, the Washington bluegrass seed industry may cease to exist; and

WHEREAS, Replacement farm practices will result in significant water pollution to the environment;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council's Subcommittee on Agriculture make a study on what, if any, alternatives there might be to the burning of bluegrass seed fields and on what, if any, course of action the State should take in order to preserve this valuable industry.

BE IT FURTHER RESOLVED, That the Legislative Council shall report its findings and any recommendation resulting from this study to the next Regular Session of the Legislature.

On motion of Mr. Kuehnle, the resolution was adopted.

HOUSE RESOLUTION NO. 71-38, by Representatives Juelling, Lynch, Shinpoch, Barden, Polk, Backstrom, Shera and Morrison:

WHEREAS, After ten years of federal and private investment in our nation's supersonic transport, the United States Senate has chosen to bury the program; and

WHEREAS, These opponents have seen fit to waste more than one billion dollars in federal funds, and bring about the immediate loss of 15,000 jobs; and

WHEREAS, Senator Proxmire of Wisconsin, and his friends, have personally undertaken the task of jeopardizing America's supremacy in world aviation; and

WHEREAS, Senator Proxmire has ignored the best interests and pleas of President Nixon, industry and organized labor in his passionate and selfish quest for personal fame and aggrandizement; and

WHEREAS, Leaders of the anti-SST coalition toasted their victory and their leader, Wisconsin Senator Proxmire, with champagne from plastic cups at news of their questionable victory as reported by Associated Press;

NOW, THEREFORE, BE IT RESOLVED, That the members of the House of Representatives of the State of Washington appropriate from the members' locker room fund five dollars for a bottle of cheap American champagne, and that said bottle of champagne be forwarded to Senator Proxmire to commemorate that moment in time when the full political and economic impact of Senator Proxmire's folly is felt by the 15,000 jobless families and by our weakened international prestige and lessened national economy; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded by the Chief Clerk of the House of Representatives to every United States Senator and to every major newspaper in the State of Wisconsin.

On motion of Mr. Juelling, the resolution was adopted.

## MOTION FOR RECONSIDERATION

Mr. Barden, having given notice on the preceding working day, moved that the House do now reconsider the vote by which House Bill No. 929 failed to pass the House.

Mr. Barden spoke in favor of the motion.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Chatalas demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Bottiger, Conner and Lysen.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Barden to reconsider the vote by which House Bill No. 929 failed to pass the House and the motion was carried by the following vote: Yeas, 51; nays, 45; excused, 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—45.  
Excused: Representatives Bottiger, Conner, Lysen—3.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of House Bill No. 929.

#### MOTION

Mr. Bledsoe moved that House Bill No. 929 be rereferred to the Committee on Labor and Employment Security.

Mr. Barden demanded an electric roll call, and the demand was sustained.

Mr. Grant spoke in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to rerefer House Bill No. 929 to the Committee on Labor and Employment Security, and the motion was carried by the following vote: Yeas, 90; nays, 6; excused, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Benitz, Eikenberry, Flanagan, Hatfield, Kuehnle, Pardini—6.

Excused: Representatives Bottiger, Conner, Lysen—3.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 596, by Committee on Business and Professions (Originally sponsored by Representatives Polk, Bluechel and Kuehnle):

Providing for changes in priority of claims on contractors' bonds.

The House resumed consideration of Substitute House Bill No. 596 on second reading.

The Speaker stated the question before the House to be the following amendment by Representatives Curtis and Julin: (For amendments previously adopted, see Journal of March 25, 1971, Fourteenth Day.)

On page 4, beginning on line 15 strike all of section 3 and insert a new section as follows:

*"NEW SECTION. Sec. 3. The provisions of this chapter relating to the registration or licensing of any person, firm or corporation, including the requirement of a bond with the state of Washington named as obligee therein and the collection of a fee therefor, shall be exclusive and no political subdivision of the state of Washington shall require or issue any registrations, licenses or bonds nor change any fee for the same or similar purpose."*

With the consent of the House, Mr. Julin withdrew the amendment.

Mr. Julin moved adoption of the following amendment by Representatives Curtis and Julin:

On page 4, line 15, beginning with "The state" strike the balance of the section and insert: "The provisions of this chapter relating to the registration or licensing of any person, firm or corporation, including the requirement of a bond with the state of Washington named as obligee therein and the collection of a fee therefor, shall be exclusive and no political subdivision of the state of Washington shall require or issue any registrations, licenses or bonds nor charge any fee for the same or a similar purpose: PROVIDED, That nothing herein shall limit or abridge the authority of any city or town to levy and collect a general and nondiscriminatory license fee levied upon all businesses, or to levy a tax based upon gross business conducted by any firm within said city: PROVIDED, FURTHER, That nothing herein shall limit the authority of any city or town with respect to contractors not required to be registered under this act."

Mr. Julin spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Charette.

Mr. Charette: "Is it the intention of this amendment to in any way impair the statutory rights of cities or towns to levy and collect the business and occupation tax on the activities of contractors?"

Mr. Julin: "The answer is an unequivocal 'no.' "

Mr. Marsh moved adoption of the following amendment by Representatives Marsh and Smythe to the amendment by Representatives Curtis and Julin:

Amend the amendment by Representatives Curtis and Julin as follows: Strike everything after "PROVIDED," on line 10 and insert: "That nothing herein shall prevent any first class city from requiring registration of contractors nor from requiring performance or surety bonds conditioned that provisions of uniform codes which are enforced by such city shall be complied with, and which bonds provide for action by the city against such bonds in the event of failure of the contractor to comply with such codes, nor shall anything herein prevent any first class city from charging license fees for such registration nor from providing for penalties for violation thereof."

Representatives Marsh and Smythe spoke in favor of the amendment to the amendment, and Representatives Perry and Mentor spoke against it.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Smythe.

Mr. Smythe: "Mr. Julin, will you tell us the amount of the state bond and the priority for payoff in case that bond has to be utilized?"

Mr. Julin: "Yes, Representative Smythe, the amount of the bond under the present statute is two thousand dollars for a general contractor and one thousand for a specialty contractor. The present posture of the law is that the order of priority of claims against that bond is first for labor, including the employee benefits of labor; second for taxes and contributions to the state; and third for material and equipment. The bill as it now has been perfected at this point, if it passes and becomes law, will change that priority so that the number two priority will be the claim of the property owner for damages resulting from the breach of the construction contract, and that is the protection that was precisely intended by the initial contractors' registration act to provide that home owner protection. It is still available under what we are proposing with this amendment and can be brought on his behalf or by him individually to make that recovery."

Mr. Smythe spoke again in favor of the amendment to the amendment, and Mr. Kuehnle spoke against it.

Mr. Newhouse demanded the previous question, and the demand was sustained.

The amendment by Representatives Marsh and Smythe to the amendment by Representatives Curtis and Julin was not adopted.

The Speaker stated the question before the House to be the amendment by Representatives Curtis and Julin. The amendment was adopted.

Substitute House Bill No. 596 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 596 be placed on final passage.

The motion was carried on a rising vote.

Mr. Polk spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 596, and the bill passed the House by the following vote: Yeas, 89; nays, 7; excused, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Bauer, Conway, Marsh, Newhouse, Paris, Smythe, Wolf—7.

Excused: Representatives Bottiger, Conner, Lysen—3.

Engrossed Substitute House Bill No. 596, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House dispensed with further business under the Call of the House.

#### MESSAGES FROM THE SENATE

March 29, 1971.  
Mr. Speaker: The President has signed SENATE BILL NO. 879, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 29, 1971.  
Mr. Speaker: The President has signed HOUSE BILL NO. 215, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 879.

## SECOND READING

HOUSE BILL NO. 257, by Representatives Pardini, Bottiger, Kopet, Backstrom, Curtis, Jones, Lynch and Smith (by Departmental request):  
Permitting liens for child support payments.

## MOTION

On motion of Mr. Farr, Substitute House Bill No. 257 was substituted for House Bill No. 257, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 257 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 257 was placed on final passage.

Representatives Pardini and Ross spoke in favor of the bill, and Representative Savage spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 257, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, SHERA, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Savage—1.

Absent or not voting: Representatives Bottiger, Conner, Lysen—3.

Substitute House Bill No. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 451, by Representatives Pardini, Bottiger, Kopet, Curtis, Litchman and Lynch (by Departmental request):

Authorizing the department of social and health services to provide child support services.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 451 was placed on final passage.

Mr. Pardini spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 451, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bottiger, Conner, Lysen—3.

House Bill No. 451, having received the constitutional majority, was declared passed. There being no objection the title of the bill was order to stand as the title of the act.

HOUSE BILL NO. 486, by Representatives Kopet, Marsh and Goldsworthy (by Departmental request):

Pertaining to motor vehicle excise tax distributions.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 486, and it was placed on the calendar preceding House Bill No. 355.

HOUSE BILL NO. 803, by Representatives Flanagan, Perry and Pardini:

Providing that state finance committee shall control incurrence of state debt.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 3, line 25 after "indebtedness" and before the period insert "including the funding or refunding of any existing indebtedness"

On page 3, section 6, line 1 after "act" and before the period insert ", principal of bond anticipation notes or obligations issued to fund or refund the indebtedness of the Washington state building authority"

On page 5, section 10, line 15 strike "or" and insert "of"

The bill was read the second time.

#### MOTIONS

On motion of Mr. Flanagan, the committee amendments were adopted.

On motion of Mr. Pardini, the following amendments were adopted:

On page 2, section 6, line 17 strike "SJR 26" and insert "HJR 52"

On page 2, section 6, line 33 strike "SJR 26" and insert "HJR 52"

On motion of Mr. Flanagan, the following amendment was adopted:

On page 3, section 7, line 21 after "(3)" and before "retirement" insert "moneys to be paid into and received from" and after "(4)" on line 21 and before "trust" on line 22 insert "moneys to be paid into and received from"

On motion of Mr. Pardini, the following amendment was adopted:

On page 6, section 12, line 3 strike "SJR 26" and insert "HJR 52"

House Bill No. 803 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 803 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 803, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith,

Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bottiger, Conner, Lysen—3.

Engrossed House Bill No. 803, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 817, by Representatives Flanagan, Perry and Pardini:

Providing for issuance of general obligation bonds for indebtedness of Washington state building authority.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 4 strike "may" and insert "shall"

On page 1, section 1, line 5 after "bonds" strike all the matter down to and including "act" on line 8 and insert "or bond anticipation notes in the amount necessary to fund or refund, at or prior to maturity, all indebtedness, including any premium payable with respect thereto and all interest thereon, incurred by the Washington state building authority"

On page 1, section 1, line 12 after "bonds" and before the period insert "or bond anticipation notes"

On page 1, section 1, line 13 after "bonds" and before "shall" insert "or bond anticipation notes"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendments were adopted.

On motion of Mr. Pardini, the following amendments were adopted:

On page 1, section 1, line 18 strike "SJR 26" and insert "HJR 52"

On page 1, section 2, line 21 strike "SJR 26" and insert "HJR 52"

House Bill No. 817 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 817 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 817, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bottiger, Conner, Lysen—3.

Engrossed House Bill No. 817, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 335, by Representatives Bottiger, Jueling, Sawyer and Gallagher:  
Delineating state agency authority over private schools.

Committee recommendation: Majority, do pass with the following amendment:

On page 5 add a new section following section 4 as follows:

"NEW SECTION. Sec. 5. Provisions of this act shall not be applicable to any private school which receives state funds."

The bill was read the second time.

Mr. Hoggins moved adoption of the committee amendment.

## POINT OF INQUIRY

Mr. Pardini: "Will Mr. Hoggins yield to question?"

Representative Hoggins declined to yield to question.

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Brouillet, the committee amendment says: 'Provisions of this act shall not be applicable to any private school which receives state funds.' Does that committee amendment in effect then make the entire bill apply to private schools?"

Mr. Brouillet: "Mr. Pardini, this bill does apply to private schools. The supporters of the bill and the sponsors and the people involved with it, indicated that if they receive some kind of private funds they should have some kind of close state scrutiny. But they said they don't want any kind of state aid—they want to run their own show. Therefore, this only applies to private schools."

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Farr.

Mr. Farr: "Mr. Brouillet, I find difficulty in understanding this and was wishing it had been explained a bit more to those of us who are not on the committee. Do I understand by this provision that should a school receive state funds, that this whole section which, even looking at the part we have here—this bill that is existent law now—would then not apply to that school?"

Mr. Brouillet: "According to this amendment, if a private school receives state funds this bill would not apply to them. They would follow the regular scrutiny and/or regulations that apply to all schools that receive state funds, be they public or private."

Mr. Farr: "That is not the statute we are talking about right here? The bill does not repeat that portion? In other words, I am thinking that House Bill No. 335 sits before us as existent law with two strikes and a committee amendment."

Mr. Brouillet: "The purpose for 335 was that there were some schools that fund themselves under some fairly stringent regulations by the state Superintendent of Public Instruction and this has never been applied to them before. They felt they were unduly put upon. They did not want state money and did not want to be involved with rules and regulations. Yet they were fearful because of the application of these rules—it would cause great hardship on them. The state board prior to this time did not use these stringent rules on them. They came before us and said, 'Look, we don't want any state money. We want to run our own show. We recognize there must be policing of our operation; however, we don't think we need, for every three hundred kids, a counselor and this sort of thing which the state superintendent requires of common schools.'"

Mr. Farr: "Mr. Brouillet, are you convinced that this would apply to a specific school as opposed to a general class of schools that could be characterized as private and/or parochial?"

Mr. Brouillet: "I am convinced this applies to very narrow schools—one or two that I know of around the state. As I understand, most of the other schools that are private would like some kind of financial support. This group doesn't want any building funds or operational funds and no state aid. On the other hand, they say therefore, 'We shouldn't have the same prohibition as you have when you are under state aid.' I think it is pretty clear this only applies to a very narrow group of schools."

The committee amendment was adopted.

On motion of Mr. Hoggins, the following amendment to the title was adopted:

On page 1, line 1 of the title after "Relating to" strike "education" and insert "approval and accreditation of private schools"

House Bill No. 335 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 335 was placed on final passage.

## POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Representative Goldsworthy, as I recall, as we were working on Substitute House Bill No. 151, (the budget) we deleted from it those moneys required to certify teachers. I note that one of the things that is guaranteed under this bill is that the teachers will be certified. Is my recollection as it relates to the budget correct?"

Mr. Goldsworthy: "Yes, your recollection is correct."

## POINT OF INQUIRY

Mr. Jueling yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "I looked around and the first sponsor, Mr. Bottiger isn't here, and you are second sponsor. Would you explain to me how, with the deletion of the moneys to certify teachers, we are going to guarantee this section of the bill?"

Mr. Jueling: "I didn't think you were going to go into that aspect of this. This particular bill is just to relieve a small segment of our private school system. Now as far as the bill is concerned itself, you will note that the language you refer to is already in the law. As far as I am concerned, if you people take away any money from this particular phase of it that you are talking about, you are going to hurt the whole system and not just one segment of it."

Mr. Shinpoch: "That was the point I was attempting to make. When that was deleted in the Appropriations Committee, we are going to hurt the whole educational system."

## MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

The Speaker called the House to order at 1:30 p.m.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The Clerk called the roll, and all members were present except Representatives Conner and Lysen who were excused.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

March 26, 1971.

HOUSE BILL NO. 241, regulating campaign contributions and expenditures and providing for the reporting thereof, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Bottiger, Grant, May, Moon, North, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

SUBSTITUTE HOUSE BILL NO. 440, regulating certain activities of political parties, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. As used in this 1971 act unless the context thereof shall clearly indicate to the contrary:

(1) County central committee shall be as defined in RCW 29.42.030;

(2) State committee shall be as defined in RCW 29.42.020;

(3) Chairman of the county central committee shall be the chairman provided for in RCW 29.42.030;

(4) Major political party shall be as defined in RCW 29.01.090;

(5) A legislative district caucus is a caucus permitted in class AA and class A counties by rules of a state committee and called by the appropriate county central committee prior to or at the time of a county convention;

(6) A congressional district caucus is a caucus permitted by rules of a state committee and called by the state committee which shall consider such business as the state committee shall provide under its rules.

NEW SECTION. Sec. 2. All precinct caucuses shall be held on the first Tuesday in March of each even-numbered year at eight o'clock p.m. Nomination and election of delegates and alternates to county conventions and legislative district caucuses shall not begin earlier than eight-thirty o'clock p.m. nor shall the caucus be adjourned before nine o'clock p.m. Except where the county central committee provides that two or more precincts shall hold their caucuses at a single location which is not an unreasonable distance from any of the precincts included, every precinct caucus shall be held within the precinct or within a reasonable distance from the precinct. No caucus shall be recessed and removed to another location.

NEW SECTION. Sec. 3. The state committee of each major political party shall specify

by rules the procedure and qualifications for voting in precinct caucuses: PROVIDED, That no registered voter in the precinct and no person who has reached his eighteenth birthday and is a resident of the precinct shall be denied the right to vote thereat: PROVIDED FURTHER, That no person shall be allowed to vote in more than one precinct caucus.

**NEW SECTION.** Sec. 4. The chairman of every county central committee shall file with the appropriate county auditor and make available to news media and all interested persons at least fifteen days preceding precinct caucuses within the county a notice containing the following information:

(1) The caucus location for his political party for every precinct name or number within the county;

(2) The name and address of each precinct committeeman, if any, for his political party for every precinct name or number within the county; and

(3) A description of those eligible to attend, participate, and vote in precinct caucuses for his political party within the county.

**NEW SECTION.** Sec. 5. Every precinct committeeman shall post at least one public notice in a conspicuous place within his precinct no later than seven days preceding the caucus containing the following information:

(1) The precinct name or number;

(2) Location, date and time of the next precinct caucus for his political party;

(3) Name and address of the precinct committeeman; and

(4) Description of who is eligible to attend, participate, and vote in the precinct caucus for his political party within the county.

Every precinct committeeman shall post a like notice not later than twelve hours immediately preceding the time of the precinct caucus at the caucus site for his political party on the day of said caucus.

**NEW SECTION.** Sec. 6. The location of a precinct caucus shall not be changed after public notice has been issued unless circumstances beyond the control of the precinct committeeman or county committee necessitate a change in location thereafter, in which event the precinct committeeman and chairman of the county central committee shall correct notices already made public insofar as possible and the precinct committeeman shall make all reasonable effort to notify residents of the precinct of such change and shall keep a notice posted in a conspicuous place on the day of the precinct caucus at the location the caucus for his political party was originally scheduled for giving the location to which the caucus has been moved.

**NEW SECTION.** Sec. 7. Each state committee shall provide in its rules as provided for in section 3 of this 1971 act a standard method whereby a precinct caucus may be held in the event there is no committeeman for a precinct designated on the list filed with the county auditor as provided for in section 4 of this 1971 act and for which no caucus arrangements have been made.

For any such precincts, the chairman of the county central committee shall make available to news media and all interested persons the following information:

(1) Precinct name or number;

(2) Date and time of the next precinct caucus;

(3) A description of who is eligible to attend, participate, and vote in the precinct caucus for his political party within the county; and

(4) A description of the manner in which a precinct caucus for his political party may be called and held in accordance with the rules of the state committee as hereinabove in this section provided for.

**NEW SECTION.** Sec. 8. Each precinct caucus of a political party shall elect delegates and alternates to its county convention or, in class AA and class A counties, to its legislative district caucuses, if such be held: PROVIDED, That if a precinct is apportioned more than one delegate, the elected precinct committeeman may be an automatic delegate if party rules so provide.

**NEW SECTION.** Sec. 9. Each major political party shall hold a county convention in each county of the state within one hundred-twenty days following the precinct caucuses. The only delegates to the county convention and legislative district caucuses shall be those elected at the precinct caucuses and qualified elected precinct committeemen as provided for in section 8 of this 1971 act, except that the county chairman, vice chairman, state committeeman and state committeewoman may be automatic delegates if county central committee rules so provide. The county convention and legislative district caucuses, if such be held, shall elect delegates to the state convention in accordance with the call of the state committee.

**NEW SECTION.** Sec. 10. The county central committee shall file a certified copy of the call to the county convention with the county auditor no later than thirty days preceding the convention.

**NEW SECTION.** Sec. 11. Each major political party shall hold a state convention in each even-numbered year. In the years in which presidential elections are held, the convention shall nominate presidential electors, elect delegates to national conventions, and perform such other acts which by custom or practice are usual for such conventions. In all other election years, the convention shall perform such acts which by custom or practice are usual for such conventions. Such conventions shall be held in accordance with the rules of the respective state central committees. Such rules apportioning delegates to the state convention of the respective parties shall be adopted, and a call issued for the convention, not later than January 15th of the year in which the convention is called. The only delegates to the state convention of each major political party shall be those elected at the parties'

county conventions, except that state elected party officers may be delegates without alternates if state committee rules so provide.

**NEW SECTION.** Sec. 12. Each state committee of a major political party shall file a certified copy of the call to its state convention with the secretary of state no later than January 15th of each even-numbered year. The call shall include the following information:

- (1) Description of all rules which govern the procedure by which delegates to the convention will be selected; and
- (2) Description of the criteria by which delegates to the state convention are apportioned.

**NEW SECTION.** Sec. 13. Party officials responsible for organizing a party convention shall send written notice thereof to all delegates and alternates at least fifteen days preceding the convention, which notice shall include at least the following information:

- (1) Location, date, and time of the convention;
- (2) The amount and manner of payment of all convention fees;
- (3) Agenda or order of business;
- (4) A statement of the temporary rules under which the convention will be conducted until the convention adopts permanent rules;
- (5) Convention committees, their functions, members or manner of selection, meeting times and locations; and
- (6) District caucuses, if any, to be held on the date of the convention, their functions, members, meeting times, and locations.

**NEW SECTION.** Sec. 14. Any party officials calling for a legislative or congressional district caucus at a time other than a county or state convention shall provide written notice no later than fifteen days preceding such caucus to all those eligible to vote at the caucus. The notice shall contain the location, date, time, and proposed agenda and in addition thereto, the rules under which the caucus will operate, if any.

**NEW SECTION.** Sec. 15. Robert's Rules of Order (most recent edition) shall be used as the basic rules of order and procedure for all major political party caucuses, conventions, and meetings except where they are inconsistent with state law or respective party rules: **PROVIDED,** That at precinct caucuses, Robert's Rules of Order (most recent edition) shall be invoked and applied only when necessary to insure order to the conduct of the caucus.

**NEW SECTION.** Sec. 16. The unit rule shall not be permitted at any political party caucus, convention, or meeting.

**NEW SECTION.** Sec. 17. At all political party caucuses, conventions, and meetings, nominations from the floor shall be allowed.

**NEW SECTION.** Sec. 18. All elections at all political party caucuses, conventions, and meetings shall be decided by a majority of those present and voting.

**NEW SECTION.** Sec. 19. No proxy or absentee voting shall be allowed at any precinct party caucus, district party caucus, or party convention.

**NEW SECTION.** Sec. 20. Each state committee and county central committee of a major political party shall adopt written rules. The county chairman shall file a certified copy of such county rules and any amendments thereto with the county auditor and the secretary of state as soon as practicable after the adoption thereof. The state chairman shall file a certified copy of the state rules and any amendments to them with the secretary of state as soon as practicable after the adoption thereof. Such rules shall continue to govern the respective party units until they are amended or new rules adopted and no rule or amendment shall be effective until filed. Each state and county convention shall adopt its own permanent rules which need not be filed.

**NEW SECTION.** Sec. 21. Any major political party official who knowingly and wilfully fails to perform the duties prescribed and imposed upon him under sections 2 through 19 of this 1971 act, or who knowingly and willingly fails to make the filing as required by section 20 of this 1971 act shall be in dereliction of his duty. Such dereliction of duty shall be grounds for his removal from office by a quo warranto action in the case of a county officer, commenced by a member of the county central committee of the county in the superior court of the county of residence of the officer, or in accordance with the rules of the county central committee. In the case of a state officer such action may be commenced by a member of the state committee in the superior court for Thurston county, or in accordance with the rules of the state committee.

**NEW SECTION.** Sec. 22. Sections 1 through 21 of this 1971 act shall be added to chapter 9, Laws of 1965 and to chapter 29.42 RCW.

**NEW SECTION.** Sec. 23. If any provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Bottiger, May, North, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 805, licensing of installment loan companies, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Spera, Chairman, Backstrom, Bagnariol, Barden, Berentson, Hubbard, Litchman, Merrill, O'Brien,

MINORITY recommendation: Do not pass. Signed by Representatives Blair, Ross.

Passed to Committee on Rules and Administration for second reading.

### MOTION

On motion of Mr. Morrison, the House advanced to the tenth order of business.

### THIRD READING

ENGROSSED HOUSE BILL NO. 335, by Representatives Bottiger, Jueling, Sawyer and Gallagher:

Delineating state agency authority over private schools.

The House resumed consideration of Engrossed House Bill No. 335 on final passage.

### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Bottiger, the intent of House Bill No. 335 is to provide that private and/or parochial schools will conform to certain minimum standards such as building codes, attendance records, qualifications of teachers. In the back of the bill there is a paragraph that says:

"The state recognizes the following rights of every private and/or parochial school:

"To teach from the Bible; to teach their own doctrines, if any; to pray in class . . ." The committee amendment says that the 'Provisions of this act shall not be applicable to any private school which receives state funds.' My question has to be that if a private school would participate, for instance, in the shared time program, if there would a school nurse come around to this private school, if there would be a counselor come to this private school—would this then make them a recipient of state funds?"

Mr. Bottiger: "In response to your question, it was not the intent of the bill to preclude private schools from teaching from the Bible or any of the matters set forth in the bill. The committee amendment referring to receipt of state funds provided by the committee, as I understand it and as expressed by the members of the committee to me, to be their intent that if a private school applied for and received direct appropriations from the state, then the regulation of that school would fall under the Superintendent of Public Instruction as to criteria, textbooks, courses, and things of that nature. I don't think it is anybody's intent that should that happen, the private school would be precluded from teaching the Bible or whatever their particular religious sect believed."

Mr. Pardini: "Then can I conclude that 'state funds' means a direct dollar appropriation and not any incidental benefits like a shared time program?"

Mr. Bottiger: "In my opinion that is the intent of the amendment, that it does not include those forms of assistance."

### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Farr.

Mr. Farr: "Mr. Bottiger, I asked this question on second reading, or words in this general area. Not being an attorney, I am not sure that I understand the intent of the amendment which would seem to me to say that if a school should accept funds from the state at any time in the future, that this whole section (as it says the 'Provisions of this act shall not be applicable . . .') now in the act—if they did start out to receive no funds and then did accept funds from the state, wouldn't this then say that this total act would no longer apply?"

Mr. Bottiger: "Dr. Farr, my response to your question would be that the committee amendment was considered in light of other bills before this legislature making appropriations to private/parochial schools in the form of contracts to teach certain courses. This would be a direct financial fund received by that school. In the event that they did make such application and this legislature appropriated money, the regulations of the Superintendent of Public Instruction pertaining to teachers' credentials, principal's credentials, criteria of the courses to be contracted for, would be applicable. But you see in those bills that are currently before us, and which I am sure the committee was concerned with, there was a direct contract to a specific course—I think 419 and 421. These courses do not pertain to the teaching of the Bible or any religious services. Therefore the bill would say that in those courses, if they received state funds they can't teach religion in that course. Now we are asking these questions and answers so that they be included in the Journal so that if this question ever came up it would be a reference point as to what our intent was. But as far as the school receiving some state funds and being thereby precluded from teaching any religious course, I know that isn't the intent of the bill, and I don't believe it would be the intent of this House."

Mr. Farr: "Mr. Bottiger, might I pose another maybe unfair question? Not speaking to the religious training or the prayer or anything of that sort, do you understand this bill with the amendment, if it were to pass, to mean that if a school should take funds from the state in the future, that they would then be released from the controls (if I might put it that way) imposed by this bill?"

Mr. Bottiger: "Dr. Farr, they would be released from the controls imposed by this bill, and suffer the controls of the full teachers' code which is why this bill is here. I shouldn't say 'full teachers' code,' but 'full code of regulations of the Superintendent of Public Instruction.' What has happened, by way of background, is the superintendent set out some criteria for private/parochial schools which were felt by the people that are pushing this bill to be impossible for them to comply with. A private school of eighty-one students would have to have a \$10,500 a year librarian. Their principal would have to have graduated from principal's school. They would also have to have their complete library criteria comply with the superintendent's criteria of libraries. This they couldn't do. So what they asked is that they be relieved of these more stringent criteria or regulations and accept the less stringent as outlined in this bill. So if they did apply and escaped the restrictions of this bill, they would fall under a much more restrictive set of regulations."

Mr. Farr spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. McDermott.

Mr. McDermott: "Mr. Bottiger, would it be your interpretation of this law that a school system could be set up to avoid the provisions of integration? In other words, could a school system be set up, or one already in existence be used, to avoid, by parents, the problems of integration?"

Mr. Bottiger: "Dr. McDermott, I don't believe that this bill would change whether one could or could not by one iota. If the Seventh Day Adventists' schools, which are a rather large body of schools in this state, were to require that a student attending their schools be a member of their faith, when we fall under the doctrine of race, creed or color, I would imagine that you could say that there was discrimination in that only Seventh Day Adventists could go to their school. The same thing probably would pertain to the Catholic Church, or the Lutheran Church or anyone else if they made that a requirement. Now they would immediately run into other problems and other federal regulations. This bill doesn't deal with that at all. If I can explain the history of what happened I think maybe you will see the situation. Prior to the enactment of House Bill No. 58, the county Superintendent of Instruction regulated, under the compulsory attendance law, private schools. He made sure they were a real school. In California we had a couple of hippy groups try to set up their own school, claiming they were a religion. We passed House Bill No. 58, and most of us thought we were making no substantive changes in the law. However, the superintendent then sent out a long list of criteria which several small private schools (Tacoma Baptist School, Concordia Lutheran, a few schools of this nature) made a substantial change in the cost and expense of their operation. They came and said, 'You told us you weren't making any substantive changes and look what they've done to us. Would you introduce a bill which will put us back where we were before?' Because of the hippy situation in California, I explained to them, 'You will have to take some regulations to establish you are a real school and not just a dodge.' So this bill was drafted with the help of the Code Reviser to do that—put us back where we were prior to House Bill No. 58. In the committee hearing the question came up of acceptance of state funds (should we require a school that accepts state funds to teach a course to comply with certain requirements of the state that we impose on public schools). The committee concluded that we should. If anybody can make a racial discrimination—separate school system—bill out of this, their imagination exceeds mine."

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Bottiger, this amendment adding a new section ('The provisions of this act shall not be applicable to any private school which receives state funds') now you could go into a broad viewpoint or definition of 'state funds.' I don't know of any particular private school desiring state funds as such. One of the bills pending in this House in a very noteworthy committee and which has had serious consideration for a great many days now pertains to contractual services with teachers. The funds, or any arrangements of this nature, would be directly with the teachers involved, and not with the private schools. I don't know of any instance where they are attempting to fund a private school directly, so this causes some consternation in my interpretation of this amendment. Is it possible for you to clarify this with such short notice?"

Mr. Bottiger: "Mr. O'Brien, I think what you are saying is that I misspoke when I said that there is a bill pending which would provide direct appropriations of state funds. You

are correct, those bills provide for state funds to be used for the teachers' salaries and for specific courses. What this amendment, as I understand it, says is that if a school applies in the future for state funds to be appropriated to that school, that they understand they will take state regulation with those funds. The schools that have sponsored this bill don't even accept milk money. They believe in no state support whatsoever. They accept no funds whatsoever, and they would prefer to accept a minimum amount of regulation. That is all the bill is designed to do."

#### MOTION

Mr. Brown moved that the House defer further consideration of Engrossed House Bill No. 335, and the bill be placed at the top of tomorrow's third reading calendar.

Representatives Brown and Hoggins spoke in favor of the motion. Representative Bottiger stated he had no objection to deferring action on the bill until tomorrow.

The motion carried.

#### MOTION

On motion of Mr. Morrison, the House reverted to the ninth order of business.

#### SECOND READING

HOUSE BILL NO. 323, by Representatives Charette, Martinis and Conner:

Providing for the conservation of salmon resources by limiting the number of commercial salmon licenses.

Committee recommendation: Majority, do pass with the following amendments:

Strike all of page 2 and insert "licenses issued in the year 1968, 1969, 1970, or 1971: PROVIDED, That all those individuals who held a commercial salmon fishing license for any type of fishing gear in 1968, 1969, 1970, or 1971 shall be entitled to a commercial salmon fishing license in 1972, if such holder applies therefor.

*NEW SECTION.* Sec. 3. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Any holder of a commercial fishing license in 1968, 1969, 1970, or 1971 who does not apply for a license in 1972, shall not thereafter be entitled, as a matter of right, to a commercial salmon fishing license in any subsequent year.

*NEW SECTION.* Sec. 4. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

The provisions of this act shall become effective January 1, 1972 and shall remain effective until January 1, 1975."

On page 1, line 3 of the title after "licenses;" strike "and"

On page 1, line 4 of the title after "RCW" insert "; and providing an effective date"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 323 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 323 was placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Costanti.

Mr. Costanti: "First of all: If a father has a license for a boat and suppose he were to die, would his son be able to carry on the business?"

Mr. Charette: "I can't say positively yes, but if the transfer of licenses is adopted by rules and regulations by the Department of Fisheries somewhat similar to what they now do with Washington Utilities and Transportation Commission, this would be a fact and I think that it should be. I think they would pass the license on."

Mr. Costanti: "I think that would be very important to a person who has an investment in the industry. One other question: Wasn't a law similar to this declared unconstitutional in Alaska just two weeks ago?"

Mr. Charette: "The law that was declared unconstitutional by the Alaska supreme court was similar to this but it was different in two respects. One of the reasons for the supreme court of Alaska declaring their law unconstitutional is that they have a specific constitutional provision that would not allow this, and further, the state of Alaska tried to

restrict all people except residents of Alaska. We are not trying to restrict nonresidents from fishing if they now hold a license within our state and are paying the fees. So it is different in those two very important respects."

Mr. Costanti: "Will you answer one more question? Do you feel this is creating a monopoly? You understand I have a commercial fishing license."

Mr. Charette: "I don't believe this is creating a monopoly because it allows anybody to engage in commercial fishing that has engaged in 1968, '69, '70 and '71, and further allows other people to enter into the commercial fishing industry by virtue of having one license transferred that is in existence at the present time to another person or, by rules and regulations of the Department of Fisheries, new people to enter the commercial fishing industry as long as they are not going to take away from the total production of fish and the conservation of fish so that the fish that now exist can be used for both commercial and sport."

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Moon.

Mr. Moon: "What happens to the individual who has been out of high school, worked as a commercial fisherman on another man's boat, under another man's license, for a period of three, four or five years, putting away his money, saving it in hopes of next year being able to finance his own operation, his own boat, his own nets and all the gear that is necessary, and wanting to get out on his own and having a license? Will he be able to get a license by applying to the Director of Fisheries as the individual who got his license last year?"

Mr. Charette: "I think that individual could protect himself by applying for, and he has an absolute right to get, a license before the end of 1971. Now if he applied after 1971, in the year 1972, he would either buy somebody else's fishing license or have it transferred to him, or under the rules and regulations of the Department of Fisheries, he would be able to apply for and receive a license if he came within their rules and regulations."

Mr. Moon: "If this is the case, you say he would be able to buy somebody else's fishing license, then all at once every individual who presently has a fishing license is worth considerably more by virtue of the fact that the fishing license is now worth quite a bit more. Today it isn't worth anything. Any individual can go get a license, but after this law becomes effective he will be able to buy and sell it. Is that what you are saying?"

Mr. Charette: "What I am, in effect, saying, Representative Moon, is that the Department of Fisheries will probably issue a regulation—as the Liquor Control Board has, and as the Washington Utilities and Transportation Commission has—that these items or licenses are not for sale, but we know that people have ways of getting around that law. Possibly people who have licenses now will have some value in that license, yes."

Representatives Moon and Chatalas spoke against passage of the bill, and Representatives Martinis and Van Dyk spoke in favor of it.

#### POINT OF INQUIRY

Mr. Martinis yielded to question by Mr. Moon.

Mr. Moon: "Would this make it possible for fish companies to buy these licenses?"

Mr. Martinis: "Representative Moon, I think if a fish company has purchased a license in the past, the bill clearly states they will be able to purchase them in the future. Maybe straying a little bit afield, if you are concerned with the concerns of the commercial fisherman, at times I possibly may have been opposed to some segments of it, and it was well known that this particular group (maybe they fish with gillnets—I don't know) said that 'Finally Martinis is really on our side, and maybe there should be a limitation in this gear.' So this has nothing to do with any type of gear fight."

Mr. Moon spoke again in opposition to Engrossed House Bill No. 323.

Mr. Beck demanded the previous question, and the demand was not sustained.

Representatives Martinis and Charette spoke again in favor of the bill.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Grant.

Mr. Grant: "Did Representative Charette's speech convince you?"

Mr. Moon: "It did not."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 323, and the bill passed the House by the following vote: Yeas, 70; nays, 25; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Hansey, Harris, Haussler, Hubbard, Hurley, Jastad, Jones, Julin, Kilbury, Kirk, Knowles, Kopet, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—70.

Voting nay: Representatives Anderson, Bagnariol, Bluechel, Chatalas, Cunningham, Eikenberry, Flanagan, Goldsworthy, Grant, Hoggins, Johnson, Jueling, King, Kiskaddon, Kraabel, Kuehnle, May, Merrill, Moon, Paris, Perry, Polk, Rosellini, Thompson, Mr. Speaker—25.

Absent or not voting: Representatives Conner, Hatfield, Lysen, Pardini—4.

Engrossed House Bill No. 323, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 403, by Representatives Kopet, May and Pardini:

Authorizing the issuance of revenue warrants under the Municipal Airports Act of 1945.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 403 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 403, and the bill passed the House by the following vote: Yeas, 94; nays, 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Hoggins—1.

Absent or not voting: Representatives Bledsoe, Conner, Hatfield, Lysen—4.

House Bill No. 403, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 857, by Senator Wilson:

An Act relating to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the higher education personnel law; amending section 10, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.100; amending section 15, chapter 1, Laws of 1961 as amended by section 13, chapter 108, Laws of 1967 ex. sess. and RCW 41.06.150; and declaring an emergency.

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Bill No. 857 was advanced to second reading and read the second time.

Mr. Brown moved adoption of the following amendment:

On page 3, section 1, line 18 after "active military service" and before the period insert the following "": *PROVIDED FURTHER, That for the purposes of this section 'veteran' shall not include any person who has voluntarily retired with twenty or more years of active military service and whose military retirement pay is in excess of five hundred dollars per month"*

Representatives Brown and Marzano spoke in favor of adoption of the amendment, and Representative Beck spoke against it.

The amendment was adopted.

On motion of Mr. Brown, the following amendment was adopted:

On page 6, section 2, line 1 after "active military service" and before the period insert the following "": *PROVIDED FURTHER, That for the purposes of this section 'veteran' shall not include any person who has voluntarily retired with twenty or more years of active military service and whose military retirement pay is in excess of five hundred dollars per month"*

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 857 as amended by the House, be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Wolf spoke in favor of the motion, and Mr. Grant stated in light of Mr. Wolf's explanation, he was also in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed Senate Bill No. 857 as amended by the House, to third reading and final passage, and the motion was carried by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Conner, Hatfield, Lysen—3.

Mr. Bluechel spoke in favor of passage of the bill.

Mr. Chatalas demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 857 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Conner, Hatfield, Lysen—3.

Engrossed Senate Bill No. 857 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Bledsoe, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

#### POINT OF INQUIRY

Mr. McDermott: "Mr. Speaker, is there a Rules Committee meeting today?"

The Speaker: "The Rules Committee will meet at 5:15."

Mr. McDermott: "I hope in that meeting you will consider House Bill No. 90. The majority leader has promised it to us, and the day approaches when we can no longer consider House bills."

Mr. Bledsoe: "Mr. McDermott, if I might comment on that, House Bill No. 90 will emerge from Rules Committee, and if you will forgive me, sir, it is a cause and effect proposition that is dedicated also to the revenue measures needed to support it. It is my wish again as a friend of the bill that we have that back to back with the chore of also paying for this. It will emerge sir, because I am going to pull it."

#### MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Tuesday, March 30, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## NINETEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 30, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Ronald Ensign of the First Free Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 29, 1971.

HOUSE BILL NO. 144, providing business and occupation tax deduction for certain computer services, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, beginning on line 29 insert a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, and support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 4 of the title before "prescribing" strike "and" and after "date" insert "; and declaring an emergency"

Signed by Representatives Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Eikenberry, King, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 461, changing deposit procedures, due date, and penalty provision as to excise taxes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, Marzano, Randall.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 539, creating a department of transportation, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 3, beginning on line 12 after "transportation." strike all of the matter down to and including "transportation." on line 16.

On page 8, section 9, line 5 after "public transportation," and before "the division" insert "the division of aeronautics,"

On page 9, section 11, beginning on line 27 after "vehicles" strike all of the matter down to and including "act" on line 29.

On page 10, beginning on line 14 strike all of section 12.

Renumber the remaining sections consecutively, and correct the internal references.

On page 1, line 9 of the title after "canal commission," strike "the utilities and transportation commission,"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Blair, Charnley, Conway, Cunningham, Douthwaite, Gilleland, Hansey, Hoggins, Jones, Kraabel, Newhouse, Perry, Rabel, Williams.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 622, amending the municipal revenue bond act, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13 strike all the matter before "the purpose" and insert "[The legislative body of any city or town,] For"

On page 1, section 1, line 20 strike all the matter after the comma following "operate" and before "may" in line 21 and insert "[for which the city receives revenue or for which such municipality charges a fee,] *the legislative body of any city or town*"

On page 1, section 1, line 23 after the colon following "pay" and before subsection (1) insert: "Any or all municipal license fees specified in such ordinance creating such special fund, and/or any and all revenues derived from any utility or facility specified in said ordinance creating such special fund. The ordinance may provide that the city or town shall be obligated to set aside and pay into a special fund or funds so created:"

On page 1, section 1, beginning on line 24 strike all of subsections (1) and (2) and all of subsection (3) on page 2 and insert:

"(1) A fixed proportion of [the gross revenues of the facility or utility] *any revenues or fees, or*

(2) A fixed amount of, and not to exceed, a fixed proportion of [the gross revenues thereof] *any revenues or fees, or*

(3) A fixed amount without regard to any fixed proportion of [such revenues] *any revenues or fees, or"*

On page 2, section 2, line 32 after "voters" and before the comma insert: "*under the provisions of RCW 35.67.030 and 35.92.070*"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Jones, Kopet, Kuehnle, Litchman, Lysen, Martinis, Mentor, Merrill, North, Smith.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 672, providing for eye protection while riding motorcycles or motor-driven cycles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Bauer, Beck, Blair, Bradley, Conway, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, McCormick, Newhouse, Schumaker.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 682, requiring the attorney general to prosecute welfare fraud cases, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with amendments as recommended by the Committee on Judiciary.

(For Committee Amendments see Journal of March 23, 1971, Twelfth Day, 1st Ex. Sess.)

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Charette, Chatalas, Costanti, Curtis, Farr, Jueling, Kirk, Lynch, Marsh, Maxie, Mentor, Merrill, Moon, Morrison, North, Paris, Polk, Savage, Shera, Shipoch, Smith, Thompson, Wajahn, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 769, providing for a new highway hearing procedure, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 6 strike the remainder of the bill and insert the following: "NEW SECTION. Section 1. The department of highways in the location and design of all state highways, including state highways which are not a part of a federal aid system, shall comply with the requirements of federal laws, regulations and memoranda providing for and governing the conduct of public hearings including the consideration to be given social, economic and environmental effects in connection with the location and design of federal aid highways."

On page 1, line 1 of the title after "highways;" strike the remainder of the title and insert "providing for highway location and design hearing procedures; and creating a new section."

Signed by Representatives Berentson, Chairman, Anderson, Bauer, Blair, Bradley, Charnley, Cunningham, Douthwaite, Gallagher, Hoggins, Johnson, Jones, Kraabel, Martinis, McCormick, Rabel, Williams.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 776, extending sales and use tax to motor vehicle fuel, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan,

Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Bluechel, Hatfield, Julin, Kilbury, Pardini, Randall.

MINORITY recommendation: Do not pass. Signed by Representatives Ceccarelli, Hurley, Kuehnle, Marzano.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 881, providing for the method of assessment of livestock, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Kilbury, King, Kuehnle, Marzano, Pardini.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 888, pertaining to application of business and occupation taxes to nuclear fuel assemblies, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 3, line 4 after "rate of" strike "eleven" and insert "twenty-five"

On page 5, section 3, line 9 after "rate of" strike "eleven" and insert "twenty-five"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Kilbury, King, Kuehnle, Marzano, Pardini.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 1024, relating to unemployment compensation, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse, Morrison, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Charnley, Grant, Johnson, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

March 26, 1971.

HOUSE BILL NO. 1052, changing parts of LEFF retirement system, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 1, line 30 after "prior service" strike all the matter down to and including "months" on line 31

On page 17, section 10, line 18 after "injuries" insert "caused by the governmental employer"

On page 17, section 11, line 26 after "from the" strike all the matter down to and including "intention" on line 27 and insert "intentional or negligent act or omission"

On page 17, section 11, line 27, after "employer" strike "to produce such injury or death"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

HOUSE BILL NO. 1072, providing for free motor vehicle licenses for certain disabled veterans, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 15 after "director of" strike "licenses" and insert "[licenses] motor vehicles"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Beck, Bradley, Charnley, Conner, Conway, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Hoggins, Hubbard, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Schumaker, Williams.

Passed to Committee on Rules and Administration for second reading.

March 29, 1971.

SENATE BILL NO. 71, enacting the Model Escheat of Postal Savings System Accounts Act, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

ENGROSSED SENATE BILL NO. 137, providing a change in the law relating to lost instruments, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

ENGROSSED SENATE BILL NO. 227, providing for the limiting of liability of physicians or hospitals for the provision of emergency medical or hospital care, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 9 after "person" insert "reasonably"

On page 1, section 1, line 11 after "faith" insert "and without knowledge of facts negating consent"

Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

### MESSAGE FROM THE GOVERNOR

Office of the Governor, March 29, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following House Bill, entitled:

HOUSE BILL NO. 215: Providing for use of voting devices and vote tally systems in all elections and for listing of candidates thereat.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

### MESSAGES FROM THE SENATE

March 29, 1971.

Mr. Speaker: The Senate has passed:

SUBSTITUTE SENATE BILL NO. 354,

ENGROSSED SUBSTITUTE SENATE BILL NO. 441,

ENGROSSED SENATE BILL NO. 627,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

### INTRODUCTION AND FIRST READING

HOUSE JOINT MEMORIAL NO. 18, by Representatives Perry, Sawyer, Grant, Chatalas, Rosellini, Bagnariol, Thompson, Merrill and Brouillet:

Requesting review of proposed reductions in foster grandparent program funds.

Referred to Committee on Social and Health Services.

HOUSE JOINT RESOLUTION NO. 55, by Representatives Brown, Charnley, Cunningham, Brouillet, Curtis, and McCormick:

Amending the Constitution by repealing the 40% voter turnout requirement for special levy elections.

Referred to Committee on Elections and Apportionment.

SUBSTITUTE SENATE BILL NO. 354, by Committee on State Government:

An Act relating to law enforcement officers and fire fighters; creating a new section; and adding new sections to chapter 41.26 RCW.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SUBSTITUTE SENATE BILL NO. 441, by Committee on Judiciary:

An Act relating to crimes and criminal procedure; amending section 4, chapter 172,

Laws of 1935 as amended by section 3, chapter 124, Laws of 1961 and RCW 9.41.040; amending section 7, chapter 172, Laws of 1935 as amended by section 6, chapter 124, Laws of 1961 and RCW 9.41.070; amending section 2, chapter 79, Laws of 1969 ex. sess. and RCW 9.40.110; amending section 3, chapter 79, Laws of 1969 ex. sess. and RCW 9.40.120; amending section 4, chapter 79, Laws of 1969 ex. sess. and RCW 9.40.130; amending section 12, page 78, Laws of 1854 as last amended by section 1, chapter 112, Laws of 1919 and RCW 9.48.030; amending section 18, chapter 137, Laws of 1969 ex. sess. as amended by section 3, chapter 72, Laws of 1970 ex. sess. and RCW 70.74.135; amending section 400, chapter 249, Laws of 1909 as amended by section 23, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.270; amending section 401, chapter 249, Laws of 1909 as amended by section 24, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.280; amending section 1, page 124, Laws of 1886 and RCW 10.85.030; amending section 2, chapter 132, Laws of 1945 and RCW 13.04.130; amending section 5, chapter 13, Laws of 1965 as amended by section 5, chapter 35, Laws of 1969 ex. sess. and RCW 26.44.050; adding new sections to chapter 10.85 RCW; creating a new section; defining crimes; prescribing penalties; and declaring an emergency.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 627, by Senators Francis, Durkan, Peterson (Ted), Stender and Stortini:

An Act relating to public employees' collective bargaining; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; amending section 11, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.110; and adding new sections to chapter 41.56 RCW.

Referred to Committee on Labor and Employment Security.

Mr. Chatalas demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present.

On motion of Mr. Bledsoe, the House proceeded with business under the Call of the House.

#### SECOND READING

HOUSE BILL NO. 735, by Representatives Morrison, McCormick and Hubbard:

Revising the workmen's compensation law.

Committee recommendation: Majority, do pass with the following amendments:

On page 44, section 46, line 14 after "(1)" strike all the matter down to and including "such" on line 28 and insert "Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under any prior workmen's compensation law of this state shall, after July 1, 1971, be paid one hundred forty dollars per month, and every permanently totally disabled employee receiving a pension under any prior workmen's compensation law of this state shall, after such date, be paid one hundred eighty-five dollars per month, and not to exceed one hundred fifteen dollars per month additional in cases requiring the hiring of the services of an attendant, if unmarried at the time the injury occurred; two hundred fifteen dollars per month, and not to exceed one hundred fifteen dollars per month additional in cases requiring the hiring of the services of an attendant, if he or she has a wife or invalid husband; and one hundred seventy-five dollars per month, in addition to any amount now or hereafter allowed in cases requiring the hiring of the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such."

On page 45, line 24, insert a new section:

"NEW SECTION. Sec. 47. Each employer shall retain from the earnings of each workman that number of cents as shall be fixed from time to time by the director for each day or part thereof the workman is employed. The money so retained shall be remitted to the department at such intervals as the department directs and shall be placed in the retroactive reserve of the administrative fund created by this 1971 amendatory act. The moneys so collected shall be used exclusively for the additional payments prescribed in section 46 of this amendatory act and shall be no more than necessary to make such payments on a current basis."

Remember the remaining sections consecutively and correct the internal references

On page 47, section 51, line 17 after "Subject" insert "to section 47 of this amendatory act, subject"

On page 85, line 18 insert a new section:

"NEW SECTION. Sec. 130. (1) The director may appoint an industrial accident advisory committee composed of nine members: three representing subject workmen, three representing subject employers, one of whom shall represent agriculture, and three ex officio members without a vote, representing each of the following: the state workmen's compensation funds, other carriers who are qualified to write workmen's compensation insurance in Washington, and self-insurers qualified under this amendatory act.

(2) The director may recommend areas of the law which he desires to have studied or the committee may study such aspects of the law as the committee shall determine require concentration. The committee shall report its findings to the director for such action as the director determines appropriate.

(3) The members of the committee shall be appointed for a term of two years and shall serve without compensation but shall be entitled to travel expenses. The committee may hire, subject to the approval of the director, such experts as it may require to discharge its duties. All expenses of the committee shall be paid out of the administrative fund."

Reumber the remaining sections consecutively and correct the internal references.

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments were adopted.

Mr. Charette moved adoption of the following amendments by Representatives Charette, Grant, Sawyer and Chatalas:

Strike all the matter following the enacting clause and insert the following:

"Section 1. Section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070 are each amended to read as follows:

'Employer' means any person, body of persons, corporate or otherwise, and the legal representatives of a deceased employer, all while engaged in this state in any [extrahazardous] work covered by the provisions of this title, by way of trade or business, or who contracts with one or more workmen, the essence of which is the personal labor of such workman or workmen [, in extrahazardous work].

Sec. 2. Section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010 are each amended to read as follows:

There is a hazard in all employment [, but certain employments have come to be, and to be recognized as being inherently constantly dangerous. This title is intended to apply to all such inherently hazardous works and occupations,] and it is the purpose of this title to embrace all [of them] employments which are within the legislative jurisdiction of the state [, in the following enumeration, and they are intended to be embraced] within the term 'extrahazardous' wherever used in this title [, to wit:

Factories, mills and workshops where machinery is used; printing, electrotyping, photoengraving and stereotyping plants where machinery is used; foundries, blast furnaces, mines, wells, gas works, waterworks, reduction works, breweries, elevators, wharves, docks, dredges, smelters, powder works; laundries operated by power, quarries, engineering works; logging, lumbering and shipbuilding operations; logging, street and interurban railroads; buildings being constructed, repaired, moved, or demolished; telegraph, telephone, electric light or power plants or lines, steam heating or power plants, steamboats, tugs, ferries, and railroads; installing and servicing radios and electrical refrigerators; general warehouse and storage; teaming, truck driving, and motor delivery, including drivers and helpers, in connection with any occupation except agriculture; stage, taxicab and for hire driving; restaurants, taverns, clubs, and establishments; employees supplying service to the public in hotels, clubs furnishing sleeping accommodations, apartment hotels; janitors, chambermaids, porters, bellmen, pinsetters, elevator operators and maintenance men employed in apartment houses, office buildings, stores, mercantile establishments, theaters and bowling alleys employing one or more employees; bunkhouses, kitchens, and eating houses in connection with extrahazardous occupations or conducted primarily for employees in extrahazardous occupations; transfer, drayage, and hauling; warehouse and transfer; fruit warehouse and packing houses; and work performed by salaried peace officers of the state, the counties, and the municipal corporations].

This title shall be liberally construed for the purpose of reducing to a minimum the suffering and economic loss arising from injuries and/or death occurring in the cause of employment.

Sec. 3. Section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020 are each amended to read as follows:

The following are the only employments which shall not be deemed extrahazardous [within the meaning, or be] and thus not included [in the enumeration of RCW 51.12.010, to wit: Using power-driven coffee grinders in wholesale or retail grocery stores; using power-driven washing machines in establishments selling washing machines at retail; using computing machines in offices; using power-driven taffy pullers in retail candy stores; using power-driven milk shakers in establishments operating soda fountains; using power-driven hair cutters in barber shops; using power-driven machinery in beauty parlors; using power-driven machinery in optical stores; private boarding houses, serving food or drink to

the public or to members for consumption on the premises] *within the mandatory coverage of this title:*

(1) *Any person employed as a domestic servant in a private home by an employer who has less than two employees regularly employed forty or more hours a week in such employment.*

(2) *Any person employed to do maintenance, repair, remodeling, or similar work in or about the private home of the employer which does not exceed ten consecutive work days.*

(3) *A person whose work is casual and the employment is not in the course of the trade, business, or profession of his employer.*

(4) *Any person performing services in return for aid or sustenance only, received from any religious or charitable organization.*

(5) *Any person for whom a rule of liability for injury or death is provided by federal acts.*

(6) *Sole proprietors and partners.*

Sec. 4. Section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110 are each amended to read as follows:

Every employer who shall enter into any business, or who shall resume operations in any work or plant after the final adjustment of his payroll in connection therewith, shall, before so commencing or resuming operations, as the case may be, notify the director of such fact, accompanying such notification with a cash deposit in a sum equal to the *estimated* premiums [on the estimate of his payroll and workmen hours] for the first three calendar months of his proposed operations which shall remain on deposit subject to the other provisions of this section.

The director may, in his discretion and in lieu of such deposit, accept a bond, in an amount which he deems sufficient, to secure payment of premiums due or to become due to the accident fund and medical aid fund. The deposit or posting of a bond shall not relieve the employer from paying premiums [to the accident fund and medical aid fund based on his actual workmen hours as provided by RCW 51.16.010 and 51.16.060] *subsequently due.*

Should the employer acquire sufficient assets to assure the payment of premiums due to the accident fund and the medical aid fund the director may, in his discretion, refund the deposit or cancel the bond.

If the employer ceases to be an employer under RCW 51.08.070, the director shall, upon receipt of all payments due the accident fund and medical aid fund [based on the actual workmen hours], refund to the employer all deposits remaining to the employer's credit and shall cancel any bond given under this section.

[Every such employer shall pay the full basic rate until such time as an experience rating in excess of a one, two, three, or four year period may be computed as of a first succeeding July 1st date, which said cost experience shall be computed in accordance with the provisions of RCW 51.16.020, and shall be liable for a premium of at least two dollars per month irrespective of the amount of his workmen hours reported during said month to the department: PROVIDED, That where an employer is now or has prior to January 1, 1958, been covered under the provisions of this title for a period of at least two years and subsequent thereto the legal structure of such employer changes by way of incorporation, disincorporation, merger, consolidation, transfer of stock ownership, or by any other means, the director may continue, increase, or decrease such experience rating which existed prior to such change in the employer's legal structure.]

Sec. 5. Section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010 are each amended to read as follows:

Whenever any accident occurs to any workman it shall be the duty of such workman or someone in his behalf to forthwith report such accident to his employer, superintendent or foreman in charge of the work, and of the employer to at once report such accident and the injury resulting therefrom to the department and also to any local representative of the department.

*Upon receipt of such notice of accident, the director shall immediately forward to the workman and/or his dependents notification, in nontechnical language, of his rights under this title.*

Sec. 6. Section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030 are each amended to read as follows:

Where death results from injury the parties entitled to compensation under this title, or someone in their behalf, shall make application for the same to the department, which application must be accompanied with proof of death and proof of relationship showing the parties to be entitled to compensation under this title, certificates of attending physician, if any, and such proof as required by the rules of the department.

*Upon receipt of notice of accident under RCW 51.28.010, the director shall immediately forward to the party or parties required to make application for compensation under this section, notification, in nontechnical language, of their rights under this title.*

Sec. 7. Section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050 are each amended to read as follows:

(1) Where death results from the injury the expenses of burial not to exceed [six] eight hundred dollars shall be paid to the undertaker conducting the funeral.

(2) [If the workman leaves a widow or invalid widower, a monthly payment of one

hundred forty dollars, shall be made throughout the life of the surviving spouse, to cease at the end of the month in which remarriage occurs, and the surviving spouse shall also receive per month for each child of the deceased at the time any monthly payment is due the following payments: For the youngest or only child, thirty-seven dollars, for the next or second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars, but the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries.] *A widow or invalid widower of a deceased workman shall receive monthly throughout his or her life the following sums:*

(a) *If there are no children of the deceased workman, sixty percent of the wages of the deceased workman but not less than one hundred eighty-five dollars.*

(b) *If there is one child of the deceased workman, sixty-two percent of the wages of the deceased workman but not less than two hundred twenty-two dollars.*

(c) *If there are two children of the deceased workman, sixty-four percent of the wages of the deceased workman but not less than two hundred fifty-three dollars.*

(d) *If there are three children of the deceased workman, sixty-six percent of the wages of the deceased workman but not less than two hundred seventy-six dollars.*

(e) *If there are four children of the deceased workman, sixty-eight percent of the wages of the deceased workman but not less than two hundred ninety-nine dollars.*

(f) *If there are five or more children of the deceased workman, seventy percent of the wages of the deceased workman but not less than three hundred twenty-two dollars.*

*Payments to the surviving spouse of the deceased workman shall cease at the end of the month in which remarriage occurs: PROVIDED, That the portion of the monthly payment made for the benefit of the children shall not be affected by such remarriage. In no event shall the monthly payments provided in this subsection exceed the average monthly wage of the state as computed under section 14 of this 1971 amendatory act.*

In addition to the monthly payments above provided for, a surviving widow, or invalid widower, or dependent parent or parents, if there is no surviving widow or invalid widower of any such deceased workman shall be forthwith paid the sum of [six] eight hundred dollars.

Upon remarriage of a widow she shall receive, once and for all, a lump sum of [two] ten thousand dollars or fifty percent of the then remaining annuity value of her pension, whichever is the lesser, and the monthly payments to such widow shall cease at the end of the month in which remarriage occurs, but the monthly payments for the child or children shall continue as before.

(3) [If the workman leaves no wife or husband, but an orphan child or children a monthly payment of seventy dollars shall be paid to each such child, but the total monthly payments shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries.]

*If there is a child or children and no widow or widower of the deceased workman, a sum equal to thirty-five percent of the average monthly wage of the deceased workman shall be paid monthly for one child and a sum equivalent to fifteen percent of such wage shall be paid monthly for each additional child, the total of such sum to be divided among such children, share and share alike: PROVIDED, That benefits under this subsection or subsection (4) shall not exceed sixty-five percent of the monthly wages of the deceased workman at the time of his death or the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums.*

(4) In the event a surviving spouse receiving monthly payments dies, leaving a child or children, each shall receive the [sum of seventy dollars per month, but the total monthly payment shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries] same payment as provided in subsection (3) of this section.

(5) If the workman leaves no widow, widower or child, but leaves a dependent or dependents, a monthly payment shall be made to each dependent equal to fifty percent of the average monthly support actually received by such dependent from the workman during the twelve months next preceding the occurrence of the injury, but the total payment to all dependents in any case shall not exceed [one hundred twenty-five dollars per month] sixty-five percent of the monthly wages of the deceased workman at the time of his death or the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums. If any dependent is under the age of eighteen years at the time of the occurrence of the injury, the payment to such dependent shall cease when such dependent reaches the age of eighteen years *except such payments shall continue until the dependent reaches age twenty-one while permanently enrolled at a full time course in an accredited school.* The payment to any dependent shall cease if and when, under the same circumstances, the necessity creating the dependency would have ceased if the injury had not happened.

(6) If the injured workman dies during the period of permanent total disability, whatever the cause of death, leaving a widow, invalid widower, or child, or children, the surviving widow or invalid widower shall receive [one hundred forty dollars per month until death or remarriage, to be increased per month for each child of the deceased, as follows: For the youngest or only child, thirty-seven dollars, for the next or second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars: PROVIDED, That the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries; but if such child is or shall be

without father or mother, such child shall receive seventy dollars per month, but the total monthly payment to such children shall not exceed three hundred fifty dollars, and any deficit shall be deducted proportionately among the children] *benefits as if death resulted from the injury as provided in subsections (2) through (5) of this section.* Upon remarriage the payments on account of the child or children shall continue as before to such child or children.

Sec. 8. Section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060 are each amended to read as follows:

When the supervisor of industrial insurance shall determine that permanent total disability results from the injury, the workman shall receive monthly during the period of such disability:

(1) [If unmarried at the time of the injury, the sum of one hundred eighty-five dollars.

(2) If the workman has a wife or invalid husband, but no child, the sum of two hundred fifteen dollars.

(3) If the workman has an able-bodied husband, but no child, the sum of one hundred seventy-five dollars.

(4) If the workman has a wife or husband and a child or children, or, being a widow or widower having any such child or children, the monthly payment in subdivisions (2) and (3) shall be increased by thirty-seven dollars for the youngest or only child, thirty-one dollars for the next or second youngest child, and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to a workman with a wife, or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twenty-two dollars to a married workman with children and having an able-bodied husband, and any deficit shall be deducted proportionately among the beneficiaries.] *If married at the time of injury, sixty-five percent of his wages but not less than two hundred fifteen dollars per month.*

(2) *If married with one child at the time of injury, sixty-seven percent of his wages but not less than two hundred fifty-two dollars per month.*

(3) *If married with two children at the time of injury, sixty-nine percent of his wages but not less than two hundred eighty-three dollars.*

(4) *If married with three children at the time of injury, seventy-one percent of his wages but not less than three hundred six dollars per month.*

(5) *If married with four children at the time of injury, seventy-three percent of his wages but not less than three hundred twenty-nine dollars per month.*

(6) *If married with five or more children at the time of injury, seventy-five percent of his wages but not less than three hundred fifty-two dollars per month.*

(7) *If unmarried at the time of the injury, sixty percent of his wages but not less than one hundred eighty-five dollars per month.*

(8) *If unmarried with one child at the time of injury, sixty-two percent of his wages but not less than two hundred twenty-two dollars per month.*

(9) *If unmarried with two children at the time of injury, sixty-four percent of his wages but not less than two hundred fifty-three dollars per month.*

(10) *If unmarried with three children at the time of injury, sixty-six percent of his wages but not less than two hundred seventy-six dollars per month.*

(11) *If unmarried with four children at the time of injury, sixty-eight percent of his wages but not less than two hundred ninety-nine dollars per month.*

(12) *If unmarried with five or more children at the time of injury, seventy percent of his wages but not less than three hundred twenty-two dollars per month.*

(13) *For any period of time where both husband and wife are entitled to compensation as temporarily or totally disabled workmen, only that spouse having the higher wages of the two shall be entitled to claim their child or children for compensation purposes.*

[(5)] (14) *In case of permanent total disability, if the character of the injury is such as to render the workman so physically helpless as to require the services of an attendant, the monthly payment to such workman shall be increased [one hundred fifteen dollars] by an amount equal to forty percent of the average monthly wage of the state as computed in section 14 of this 1971 amendatory act per month as long as such requirement continues, but such increases shall not obtain or be operative while the workman is receiving care under or pursuant to the provisions of chapters 51.36 and 51.40.*

[(6)] (15) *Should any further accident result in the permanent total disability of an injured workman, he shall receive the pension to which he would be entitled, notwithstanding the payment of a lump sum for his prior injury.*

(16) *In no event shall the monthly payments provided in this section exceed the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.*

Sec. 9. Section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070 are each amended to read as follows:

Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under this title shall, after July 1, [1965] 1971, be paid one hundred [twenty-five] forty dollars per month, and every permanently totally disabled workman receiving a pension under this title shall, after such date, be paid one hundred [sixty-five]

*eighty-five* dollars per month, and one hundred *fifteen* dollars per month additional in cases requiring the services of an attendant, if unmarried at the time his injury occurred; [one hundred ninety] *two hundred fifteen* dollars per month, and one hundred *fifteen* dollars per month additional in cases requiring the services of an attendant, if he or she has a wife or invalid husband; and one hundred [fifty-five] *seventy-five* dollars per month, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such widow, invalid widower, and totally disabled workman from the funds appropriated by the legislature such an amount as will, when added to the pensions they are presently receiving, exclusive of amounts received for children or dependents or attendants, equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

The legislature shall make biennial appropriations to carry out the purposes of this section.

Sec. 10. Section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080 are each amended to read as follows:

(1) For the permanent partial disabilities here specifically described, the injured workman shall receive compensation as follows:

#### LOSS BY AMPUTATION

Of leg above the knee joint with short thigh stump (3" or less below the tuberosity of ischium) . . . . .	[15,000.00]	\$30,000.00
Of leg at or above knee joint with functional stump . . . . .	[13,500.00]	27,000.00
Of leg below knee joint . . . . .	[12,000.00]	24,000.00
Of leg at ankle (Syme) . . . . .	[10,500.00]	21,000.00
Of foot at mid-metatarsals . . . . .	[5,250.00]	10,500.00
Of great toe with resection of metatarsal bone . . . . .	[3,150.00]	6,300.00
Of great toe at metatarsophalangeal joint . . . . .	[1,890.00]	3,780.00
Of great toe at interphalangeal joint . . . . .	[1,000.00]	2,000.00
Of lesser toe (2nd to 5th) with resection of metatarsal bone . . . . .	[1,150.00]	2,300.00
Of lesser toe at metatarsophalangeal joint . . . . .	[560.00]	1,120.00
Of lesser toe at proximal interphalangeal joint . . . . .	[415.00]	830.00
Of lesser toe at distal interphalangeal joint . . . . .	[105.00]	210.00
Of arm at or above the deltoid insertion or by disarticulation at the shoulder . . . . .	[15,000.00]	30,000.00
Of arm at any point from below the deltoid insertion to below the elbow joint at the insertion of the biceps tendon . . . . .	[14,250.00]	28,500.00
Of arm at any point from below the elbow joint distal to the insertion of the biceps tendon to and including mid-metacarpal amputation of the hand . . . . .	[13,500.00]	27,000.00
Of all fingers except the thumb at metacarpophalangeal joints . . . . .	[8,100.00]	16,200.00
Of thumb at metacarpophalangeal joint or with resection of carpometacarpal bone . . . . .	[5,400.00]	10,800.00
Of thumb at interphalangeal joint . . . . .	[2,700.00]	5,400.00
Of index finger at metacarpophalangeal joint or with resection of metacarpal bone . . . . .	[3,375.00]	6,750.00
Of index finger at proximal interphalangeal joint . . . . .	[2,700.00]	5,400.00
Of index finger at distal interphalangeal joint . . . . .	[1,485.00]	2,970.00

Of middle finger at metacarpophalangeal joint or with resection of metacarpal bone . . . . .	[2,700.00]	5,400.00
Of middle finger at proximal interphalangeal joint . . . . .	[2,160.00]	4,320.00
Of middle finger at distal interphalangeal joint . . . . .	[1,215.00]	2,430.00
Of ring finger at metacarpophalangeal joint or with resection of metacarpal bone . . . . .	[1,350.00]	2,700.00
Of ring finger at proximal interphalangeal joint . . . . .	[1,080.00]	2,160.00
Of ring finger at distal interphalangeal joint . . . . .	[675.00]	1,350.00
Of little finger at metacarpophalangeal joint or with resection of metacarpal bone . . . . .	[675.00]	1,350.00
Of little finger at proximal interphalangeal joint . . . . .	[540.00]	1,080.00
Of little finger at distal interphalangeal joint . . . . .	[270.00]	540.00

MISCELLANEOUS

Loss of one eye by enucleation . . . . .	[6,000.00]	12,000.00
Loss of central visual acuity in one eye . . . . .	[5,000.00]	10,000.00
Complete loss of hearing in both ears . . . . .	[12,000.00]	24,000.00
Complete loss of hearing in one ear . . . . .	[2,000.00]	4,000.00

(2) Compensation for amputation of a member or part thereof at a site other than those above specified, and for loss of central visual acuity and loss of hearing other than complete, shall be in proportion to that which such other amputation or partial loss of visual acuity or hearing most closely resembles and approximates. Compensation for any other permanent partial disability not involving amputation shall be in [an amount equal to eighty-five percent of] the proportion which the extent of such other disability, called unspecified disability, shall bear to that above specified, which most closely resembles and approximates in degree of disability such other disability, but not in any case to exceed the sum of [twelve thousand seven hundred and fifty] *thirty thousand* dollars: PROVIDED, That the total compensation for all unspecified permanent partial disabilities resulting from the same injury shall not exceed the sum of [twelve thousand seven hundred and fifty] *thirty thousand* dollars: PROVIDED FURTHER, That in case permanent partial disability compensation is followed by permanent total disability compensation, any portion of the permanent partial disability compensation which exceeds the amount that would have been paid the injured workman if permanent total disability compensation had been paid in the first instance, shall be deducted from the pension reserve of such injured workman and his monthly compensation payments shall be reduced accordingly.

(3) Should a workman receive an injury to a member or part of his body already, from whatever cause, permanently partially disabled, resulting in the amputation thereof or in an aggravation or increase in such permanent partial disability but not resulting in the permanent total disability of such workman, his compensation for such partial disability shall be adjudged with regard to the previous disability of the injured member or part and the degree or extent of the aggravation or increase of disability thereof.

(4) When the compensation provided for in subsections (1) and (2) exceeds [one thousand dollars] *three times the average monthly wage for all workmen entitled to compensation under this title*, payment shall be made in monthly payments in accordance with the schedule of temporary total disability payments set forth in RCW 51.32.090 until such compensation is paid to the injured workman in full, except that the first monthly payment shall be in [the amount of one thousand dollars] *an amount equal to three times the average monthly wage for all workmen entitled to compensation under this title* and interest shall be paid at the rate of five percent on the unpaid balance of such compensation commencing with the second monthly payment: PROVIDED, That interest so paid shall not be charged to the cost experience of any employer but shall be borne wholly by the applicable class account: PROVIDED FURTHER, That upon application of the injured workman the monthly payment may be converted, in whole or in part, into a lump sum payment, in which event the monthly payment shall cease in whole or in part. Such conversion may be made only upon written application of the injured workman to the department and shall rest in the discretion of the department depending upon the merits of each individual application: PROVIDED FURTHER, That upon death of a workman all unpaid installments accrued, less interest, shall be paid in a lump sum amount to the widow or widower, or if there is no widow or widower surviving, to the dependent children of such claimant, and if there are no such dependent children, then to such other dependents as defined by this title.

Sec. 11. Section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090 are each amended to read as follows:

(1) When the total disability is only temporary, the schedule of payments contained in subdivisions (1)[, (2), (3) and (4)] *through (13)* of RCW 51.32.060 *as amended* shall apply, so long as the total disability continues.

(2) [But if the injured workman has a wife or husband and has no child or, being a widow or widower, with one or more children, the compensation for the case during such period of time as the total temporary disability continues, shall be per month as follows, to wit: (a) Injured workman with wife or invalid husband and no child, two hundred fifteen dollars; injured workman with able-bodied husband, but no child, one hundred seventy-five dollars; injured workman with wife or invalid husband and one child, or being a widow or widower and having one child, two hundred fifty-two dollars; (b) injured workman with able-bodied husband and one child, two hundred twelve dollars; (c) injured workman with wife or invalid husband and two children, or being a widow or widower and having two children, two hundred eighty-three dollars; (d) injured workman with able-bodied husband and two children, two hundred forty-three dollars; and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to an injured workman with a wife or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twelve dollars to an injured workman with children and having an able-bodied husband and any deficit shall be deducted proportionately among the beneficiaries.]

Any compensation payable under this section for children not in the custody of the injured workman as of the date of injury shall be payable only to such person as actually is providing the support for such child or children pursuant to the order of a court of record providing for support of such child or children.

(3) [As soon as] *Where vocational rehabilitation or retraining is likely to restore the injured workman to a form of gainful employment, the director shall authorize continued benefits under this section while the workman is actively and successfully undergoing a formal program of vocational rehabilitation or retraining and until recovery is so complete that the present earning power of the workman, at any kind of work, is restored to that existing at the time of the occurrence of the injury, the payments shall [cease] continue.* If and so long as the present earning power is only partially restored, the payments shall continue in the proportion which the new earning power shall bear to the old. No compensation shall be payable out of the accident fund unless the loss of earning power shall exceed five percent.

(4) No workman shall receive compensation out of the accident fund for or during the day on which injury was received or the three days following the same, unless his disability shall continue for a period of [thirty] *fourteen* consecutive calendar days from date of injury.

(5) Should a workman suffer a temporary total disability and should his employer at the time of the injury continue to pay him the wages which he was earning at the time of such injury, such injured workman shall not receive any payment provided in subsection (1) of this section from the accident fund during the period his employer shall so pay such wages.

(6) *In no event shall the monthly payments provided in this section exceed the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.*

Sec. 12. Section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110 are each amended to read as follows:

Any workman entitled to receive compensation under this title shall, if requested by the department, submit himself for medical examination, at a time and from time to time, at a place reasonably convenient for the workman and as may be provided by the rules of the department. If the workman refuses to submit to any such examination, or obstructs the same, his rights to monthly payments shall be suspended until such examination has taken place and no compensation shall be payable during or for such period or, if any injured workman shall persist in unsanitary or injurious practices which tend to imperil or retard his recovery, or shall refuse to submit to such medical or surgical treatment as is reasonably essential to his recovery, the department may reduce or suspend the compensation of such workman. If the workman necessarily incurs traveling expenses in attending for examination pursuant to the request of the department, such traveling expenses shall be repaid to him out of the accident fund upon proper voucher and audit.

*If the medical examination required by this section causes the workman to be absent from his work without pay he shall be paid for such time lost in accordance with the schedule of payments provided in RCW 51.32.090 as amended notwithstanding the provisions of subdivision (3) of such section as amended.*

NEW SECTION. Sec. 13. There is added to chapter 51.08 RCW a new section to read as follows:

(1) For the purposes of this title, the monthly wages the workman was receiving from all employment at the time of injury shall be the basis upon which compensation is computed unless otherwise provided specifically in the statute concerned. In cases where the workman's wages are not fixed by the month, they shall be determined by multiplying the daily wage the workman was receiving at the time of injury:

(a) By five, if the workman was normally employed one day a week;

- (b) By nine, if the workman was normally employed two days a week;
- (c) By thirteen, if the workman was normally employed three days a week;
- (d) By eighteen, if the workman was normally employed four days a week;
- (e) By twenty-two, if the workman was normally employed five days a week;
- (f) By thirty, if the workman was normally employed seven days a week.

The term 'wages' shall include the reasonable value of board, housing, fuel, or other consideration of like nature received from the employer, but shall not include overtime pay, tips, or gratuities. The daily wage shall be eight times the hourly wage unless the workman is normally employed for less than eight hours.

(2) In cases where a wage has not been fixed or cannot be reasonably and fairly determined, the monthly wage shall be computed on the basis of the usual wage paid other employees engaged in like or similar occupations where the wages are fixed.

**NEW SECTION.** Sec. 14. There is added to chapter 51.08 RCW a new section to read as follows:

For the purposes of this 1971 amendatory act, the average monthly wage in the state shall be determined by the department as follows: On or before the first day of December of each year, the total wages reported on contribution reports to the department of labor and industries for the four calendar quarters ending on the thirtieth of June of such year shall be divided by the average monthly number of insured workmen (determined by dividing the total insured workmen reported for the same period by twelve). The average annual wage thus obtained shall be divided by twelve and the average monthly wage thus determined rounded to next higher multiple of one dollar. The average monthly wage as so determined shall be applicable for the full period during which compensation is payable, when the date of occurrence of injury or of disability in the case of disease falls within the calendar year commencing the first day of January following the determination made on the first day of December.

**NEW SECTION.** Sec. 15. There is added to chapter 51.16 RCW a new section to read as follows:

The department shall classify all occupations or industries in accordance with their degree of hazard and fix therefor basic rates of premium which shall be the lowest necessary to maintain actuarial solvency of the accident and medical aid funds in accordance with recognized insurance principles. The department shall formulate and adopt rules and regulations governing the method of premium calculation and collection and providing for a rating system consistent with recognized principles of workmen's compensation insurance which shall be designed to stimulate and encourage accident prevention and to facilitate collection. The department may annually, or at such other times as it deems necessary to maintain solvency of the funds, readjust rates in accordance with the rating system to become effective on such dates as the department may designate.

**NEW SECTION.** Sec. 16. The following acts or parts of acts are each hereby repealed:

- (1) Section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010;
- (2) Section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020;
- (3) Section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030;
- (4) Section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; and
- (5) Section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080.

**NEW SECTION.** Sec. 17. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1971."

Strike all of the title and substitute the following

"An Act relating to industrial insurance; amending section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010; amending section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090; amending section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110; adding new sections to chapter 51.08 RCW; adding a new section to chapter 51.16 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020; repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030; repealing section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; repealing section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; providing an effective date; and declaring an emergency."

Mr. Charette spoke in favor of the amendments, and Mr. Morrison spoke against them. Mr. Wolf demanded an oral roll call, and the demand was sustained.

Mr. Savage spoke in favor of adoption of the amendments.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mrs. Wojahn.

Mrs. Wojahn: "One of the things that has been bothering me for some time is who is going to pay the prior pensioners' awards, Representative Charette? Is this going to be relayed back to industry or is this coming out of the general fund? If it is coming out of the general fund, how much will it be under this amendment?"

Mr. Charette: "Representative Wojahn, there is no prior pension in this amendment. There are a number of plans that have been suggested as far as upgrading the prior pension. I assume that you are talking about upgrading to the 1965 or the present level as far as prior pensions have been concerned. The Governor had, in a proposal that he suggested which is Senate Bill No. 701, a tax on employees to pay the pensioners. House Bill No. 735 has a tax to pay the pensioner. I would assume that this is a matter that will be taken care of, and I would rather see this House make the determination on the way they are going to go, and then make that determination on the prior pensioners."

Mrs. Wojahn: "One more point, isn't it a fact there is no money in the fund at present to pay the 1965 levels; that there is a seven million dollar price tag that has been taken out of the budget; and if, in fact, we do not do something on this floor, the pensioners receiving the 1965 levels will be moved back to what they were getting prior to 1965?"

Mr. Charette: "Representative Wojahn, one of the things wrong with the present system is there never have been funds to pay prior pensions. If we adopted this amendment, and with an amendment that I am sure could be taken care of in the other body, we could take care of that. I want to stress the point that the present fund never has had, since its inception, a method of taking care of prior pensioners in the sixty years in existence. That has been done out of the general fund. For instance, in the year 1916, a pension was forty dollars a month. Presently it is one hundred twenty-five dollars a month, which is paid out of the general fund."

#### ROLL CALL

The Clerk called the roll on the adoption of the amendments by Representatives Charette, Grant, Sawyer and Chatalas to House Bill No. 735, and the amendments were lost by the following vote: Yeas, 49; nays, 50; excused 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charmley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, -49.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker-50.

#### MOTIONS

On motion of Mr. Morrison, the following amendment to the title by Representatives Charette and Morrison was adopted:

On page 4 of the title, line 5 after "Laws of 1961" and before "and" insert ", section 2, chapter 20, Laws of 1971"

On motion of Mr. Charette, the following amendment to the title by Representatives Charette and Morrison was adopted:

On page 9 of the title, line 12 after "1961" and before "and" insert ", section 122, chapter 81, Laws of 1971"

House Bill No. 735 was ordered engrossed.

## MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 735 was placed on final passage.

Mr. Grant spoke against passage of the bill.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Representatives Hubbard, Bledsoe and Paris spoke in favor of passage of the bill, and Representatives Sawyer, Haussler, and O'Brien spoke against it.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 735, and the bill passed the House by the following vote: Yeas, 50; nays, 49; excused, 0.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—49.

Engrossed House Bill No. 735, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Morrison, Engrossed House Bill No. 735 was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

## AFTERNOON SESSION

The Speaker (Mr. Newhouse presiding) called the House to order at 2:00 p.m., and all members were present.

The Speaker (Mr. Newhouse presiding) called on Mr. Copeland to preside.

## SECOND READING

HOUSE BILL NO. 860, by Representatives Lynch and Hatfield:

Exempting hops in transit from property taxes.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 860 was placed on final passage.

Mr. Newhouse spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 860, and the bill passed the House by the following vote: Yeas, 77; nays, 13; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Martinis, Maxie, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wolf, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Bradley, Charnley, Costanti, Douthwaite, Grant, Jastad, Litchman, Lysen, Marzano, McDermott, Paris, Shinpoch, Williams—13.

Absent or not voting: Representatives Backstrom, Bottiger, Julin, May, McCormick, Rabel, Sawyer, Wanamaker, Wojahn—9.

House Bill No. 860, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### POINT OF INFORMATION

Mr. Bledsoe: "Mr. Speaker, ladies and gentlemen of the House, point of information: Because of the length of the calendar in front of us, and because of the work schedule which will be before us for the rest of this week, it is the decision that we reconvene this evening at 7:30 to work the balance of this calendar. Because of the late notice and recognizing that there might be a member or two who has previous commitments, we would work this calendar on a noncontroversial basis so that if there were someone who had to be excused, through leadership these arrangements could be made. We will reconvene at 7:30 to get this workload before us completed."

HOUSE BILL NO. 84, by Representatives Harris, Bottiger, Wolf, Barden and Litchman (by Legislative Council request):

Regulating charitable trusts and similar relationships and requiring reports thereof.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 24 strike "or for any public charitable purpose" and insert "or holding assets subject to limitations described in subsection (3) of RCW 24.03.225 whether or not held upon a condition requiring return, transfer or conveyance by reason of the dissolution"

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

House Bill No. 84 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 84 was placed on final passage.

Mr. Harris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 84, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Jones, Rabel—2.

Engrossed House Bill No. 84, having received the constitutional majority, was declared

passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 853, by Representatives Bledsoe, Morrison, North and Ross:  
Repealing prohibition on sale of contraceptives.

The bill was read the second time.

Mr. King moved adoption of the following amendment by Representatives King and Kopet:

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

“Section 1. Section 1, chapter 168, Laws of 1921 and RCW 9.04.030 are each amended to read as follows:

Every person who shall advertise, either in his own name, or in the name of another person, copartnership or pretended copartnership, association, corporation or pretended corporation, in any newspaper, pamphlet, circular, periodical or in any other written or printed paper, and every owner, publisher, editor or manager of any newspaper, pamphlet, circular, periodical or other written or printed paper, who shall publish, or permit to be published or inserted, an advertisement in any newspaper, pamphlet, circular, periodical, or other written or printed paper, owned or controlled by him, or of which he is the editor or manager, and every person who shall distribute, circulate, display or cause to be distributed, circulated or displayed, any newspaper, pamphlet, circular, periodical, or other written or printed paper containing any advertisement for the [treatment or care of venereal diseases, the] restoration of lost manhood, or of lost vitality or lost vigor, [or monthly regulators for women, or the treatment of diseases of the sexual organs, or diseases caused by sexual vice, self-abuse or any disease of like cause,] or the sale of any medicine, drug, compound, mixture, appliance, or any means whatever, whereby sexual diseases of men or women may be cured or relieved, shall be guilty of a gross misdemeanor.

Sec. 2. Section 208, chapter 249, Laws of 1909 and RCW 9.68.030 are each amended to read as follows:

Every person who shall expose for sale, loan or distribution, any instrument or article, or any drug or medicine, for [the prevention of conception, or for] causing unlawful abortion; or shall write, print, distribute or exhibit any card, circular, pamphlet, advertisement or notice of any kind, stating when, where, how, or of whom such article or medicine can be obtained, shall be guilty of a misdemeanor.”

Representatives King and Kopet spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. King, the following amendment to the title by Representatives King and Kopet was adopted:

On page 1, line 1 of the title, following “punishments;” strike the remainder of the title and insert “amending section 1, chapter 168, Laws of 1921 and RCW 9.04.030; and amending section 208, chapter 249, Laws of 1909 and RCW 9.68.030.”

House Bill No. 853 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 853 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 853, and the bill passed the House by the following vote: Yeas, 92; nays, 6; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gillello, Gladler, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Bozarth, Hoggins, Hurley, Kuehnle, Martinis, Marzano—6. Absent or not voting: Representative Cunningham—1.

Engrossed House Bill No. 853, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 214, by Representatives Ross, Charette, Wolf, McDermott and Mentor:

Providing for a time limit on recalls.

#### MOTION

On motion of Mr. Brown, Substitute House Bill No. 214 was substituted for Engrossed House Bill No. 214, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 214 was read the second time.

Mr. Eikenberry moved adoption of the following amendment and spoke in favor of its adoption:

On page 2, section 2, beginning on line 10, after "office," strike everything through "and" on line 11

#### POINT OF INQUIRY

Mr. Eikenberry yielded to question by Mr. Ross.

Mr. Ross: "Mr. Eikenberry, in regard to the three-month exemption: Do you feel there would be a lack of uniformity by legislators not having this? As soon as we go into session we are under this same state constitutional provision immune from civil litigation. The courts have determined that a recall procedure is civil litigation. Do you think it would be correct in effect to have an automatic exemption for state legislators and not have the same exemption for the Governor and other elected officials?"

Mr. Eikenberry: "I can't agree that the two procedures you have referred to are one and the same. The Constitution says that the representative is immune from civil process. This is not to say he could not be sued for acts committed during the time the legislature was in session—being served with process later on. For this reason I don't think there is the parallel which you suggest."

Mr. Thompson spoke in favor of adoption of the amendment, and Mr. Pardini spoke against it.

Mr. Eikenberry closed debate, speaking in favor of the amendment.

The amendment by Mr. Eikenberry to Substitute House Bill No. 214 was adopted on a rising vote.

On motion of Mr. Eikenberry, the following amendment was adopted:

On page 2, section 2, beginning on line 16 after "of office," strike everything through "and" on line 17

Substitute House Bill No. 214 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 214 was placed on final passage.

Representatives Ross and Bradley spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 214, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe,

Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Martinis, Shinpoch—2.

Absent or not voting: Representative Backstrom—1.

Engrossed Substitute House Bill No. 214, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 727, by Representatives Amen, Haussler and Bauer:  
Providing for livestock identification.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 727, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 219, by Representatives Conway, Chatalas, Brown, Backstrom, Ceccarelli, Charnley and Kirk:

Establishing a program of drug rehabilitation and education.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 219 was substituted for House Bill No. 219, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 219 was read the second time.

Mr. Eikenberry moved adoption of the following amendment:

On page 5, section 9, line 32 after "rehabilitated," insert "except pursuant to subpoena in court proceedings in civil cases,"

Representatives Eikenberry, Julin and Marsh spoke in favor of adoption of the amendment, and Representatives Ross, King, McDermott and Bottiger spoke against it.

The amendment by Mr. Eikenberry was not adopted.

Mr. King moved adoption of the following amendment by Representatives King and Lynch:

On page 7, line 3 strike section 12 and renumber the remaining section consecutively. Representatives King, Lynch and Ross spoke in favor of the amendment, and Representatives Conway and Luders spoke against it.

Mr. King closed debate, speaking in favor of the amendment.

The amendment by Representatives King and Lynch was adopted.

Substitute House Bill No. 219 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 219 was placed on final passage.

Mr. Conway spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 219, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May,

McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-99.

Engrossed Substitute House Bill No. 219, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 457, by Representatives Cunningham, Bottiger and Morrison (by Attorney General request):

Providing for registration and regulation of lobbyists.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 457, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 743, by Representatives Bottiger and Wolf:

Exempting executive assistants for personnel administration and labor relations from the provisions of the state civil service law.

The bill was read the second time.

On motion of Mr. Charette, the following amendment by Representatives Charette and Wolf was adopted:

Strike all material after the enacting clause and insert the following:

"Section 1. Section 7, chapter 1, Laws of 1961 as last amended by section 100, chapter 81, Laws of 1971 and RCW 41.06.070 are each amended to read as follows:

The provisions of this chapter do not apply to:

(1) The members of the legislature or to any employee of, or position in, the legislative branch of the state government including members, officers and employees of the legislative council, legislative budget committee, statute law committee, and any interim committee of the legislature;

(2) The justices of the supreme court, judges of the court of appeals, judges of the superior courts or of the inferior courts or to any employee of, or position in the judicial branch of state government;

(3) Officers, academic personnel and employees of state institutions of higher education, the state board for community college education, and the higher education personnel board;

(4) The officers of the Washington state patrol;

(5) Elective officers of the state;

(6) The chief executive officer of each agency;

(7) In the departments of employment security, fisheries, social and health services, the director and his confidential secretary; in all other departments, the executive head of which is an individual appointed by the governor, the director, his confidential secretary, and his statutory assistant directors;

(8) In the case of a multimember board, commission or committee, whether the members thereof are elected, appointed by the governor or other authority, serve ex officio, or are otherwise chosen;

(a) All members of such boards, commissions or committees;

(b) If the members of the board, commission, or committee serve on a part time basis and there is a statutory executive officer: (i) the secretary of the board, commission or committee; (ii) the chief executive officer of the board, commission, or committee; and (iii) the confidential secretary of the chief executive officer of the board, commission, or committee;

(c) If the members of the board, commission, or committee serve on a full time basis: (i) the chief executive officer or administrative officer as designated by the board, commission, or committee; and (ii) a confidential secretary to the chairman of the board, commission, or committee;

(d) If all members of the board, commission, or committee serve ex officio: (i) the chief executive officer; and (ii) the confidential secretary of such chief executive officer;

(9) The confidential secretaries and administrative assistants in the immediate offices of the elective officers of the state;

(10) Assistant attorneys general;

(11) Commissioned and enlisted personnel in the military service of the state;

(12) Inmate, student, part time or temporary employees, and part time professional consultants, as defined by the state personnel board or the board having jurisdiction;

(13) The public printer or to any employees of or positions in the state printing plant;

(14) Officers and employees of the Washington state fruit commission;

- (15) Officers and employees of the Washington state apple advertising commission;  
 (16) Officers and employees of the Washington state dairy products commission;  
 (17) Officers and employees of any commission formed under the provisions of chapter 191, Laws of 1955, and chapter 15.66 RCW;  
 (18) Officers and employees of the state wheat commission formed under the provisions of chapter 87, Laws of 1961 (chapter 15.63 RCW);  
 (19) Officers and employees of agricultural commissions formed under the provisions of chapter 256, Laws of 1961 (chapter 15.65 RCW);  
 (20) *Executive assistants for personnel administration and labor relations in all state agencies employing such executive assistants including but not limited to all departments, offices, commissions, committees, boards, or other bodies subject to the provisions of this chapter and this subsection shall prevail over any provision of law inconsistent herewith unless specific exception is made in such law.*"

On motion of Mr. Charette, the following amendment by Representatives Charette and Wolf to the title was adopted:

In lines 2 and 3 of the title, after "section" strike all material down to and including "sess." on line 3 and insert "100, chapter 81, Laws of 1971"

House Bill No. 743 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 743 was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 743, and the bill passed the House by the following vote: Yeas, 95; nays, 3; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Conner, Grant, King—3.

Absent or not voting: Representative Morrison—1.

Engrossed House Bill No. 743, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 7:30 p.m.

#### EVENING SESSION

The Speaker called the House to order at 7:30 p.m.

The Clerk called the roll, and all members were present.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

March 30, 1971.

HOUSE BILL NO. 470, enacting the "Washington State Labor Relations Act", reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment;

On page 4, line 32, beginning with "NEW SECTION." strike the balance of the bill

Signed by Representatives Hubbard, Chairman, Charette, Charnley, Curtis, Flanagan, Grant, Johnson, Newhouse, Morrison, Randall, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 550, enacting the Washington State Agricultural Labor Relations Act, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 8 after "individual," strike "age fifteen years or more,"

On page 2, section 2, line 19 after "spouse," strike "or full time students including those on summer vacation,"

On page 3, section 3, line 32 after "public" strike "appointed from a list submitted to the governor by the Washington state bar association,"

On page 4, section 3, line 1 after "board," insert "Upon appointment the two members referred to above shall choose among themselves the third member. If they are unable within a reasonable period of time to agree upon the third member he shall be appointed by the governor from a list of names submitted by the Washington state bar association."

On page 8, section 7, line 22 after "farm" insert ": PROVIDED FURTHER, That nothing contained in this subsection (6) shall be construed to limit the right of an employee to engage in a lawful primary strike against his employer, as limited by the requirements of subsection (3)(c) herein"

On page 9, section 7, line 33 after "work," insert a new paragraph:

"For purposes of section 8 only, nothing contained therein shall be construed to prohibit publicity, other than picketing or otherwise patrolling, for the purpose of truthfully advising the public that a product or products are produced by an employer with whom the labor organization has a primary dispute and are distributed by another employer, as long as such publicity does not have an effect of inducing any individual employed by any person other than the primary employer in the course of his employment to refuse to pick up, deliver, or transport any goods, or not to perform any services, at the establishment of the secondary employer."

On page 10, section 7, line 33 strike all matter beginning with "(12)" down to and including "picket." on page 11, line 1

Renumber the remaining subsection

On page 13, section 9, line 9 beginning with "Any" strike everything through "ballot." on line 11

On page 15, section 10, line 6 after "The" strike "state director of agriculture" and insert "board"

On page 15, section 10, line 7 after "names" insert "which may be from a list approved by the American arbitration association"

Beginning on page 25, line 8 add a new section

"NEW SECTION. Sec. 18. The sum of twenty thousand dollars is hereby appropriated for carrying out the purposes of this act."

Renumber the remaining section consecutively

On page 1, line 3 of the title after "penalties;" insert "making an appropriation;"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Grant, Newhouse, Morrison, Randall, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 701, changing eligibility requirements for military reserve and national guard members receiving unemployment benefits, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Grant, Johnson, Newhouse, Morrison, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 828, changing the license fees required of farm labor contractors, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Curtis, Flanagan, Grant, Morrison, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 929, updating public assistance definitions to reflect creation of department of social and health services, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 1, line 10 after "strike" strike everything through "strike" on line

13

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse, Morrison, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Grant, Savage.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 1075, providing that certain collective bargaining agreements contain a provision for retroactive wages, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 10 strike "shall" and insert "may"

On page 1, section 1, line 13 strike "shall" and insert "may"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Curtis, Grant, Johnson, Morrison, Randall, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

SENATE BILL NO. 68, allowing vocational rehabilitation or retraining under industrial insurance coverage, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Charette, Charnley, Grant, Johnson, Morrison, Randall.

Passed to Committee on Rules and Administration for second reading.

### MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

### SECOND READING

HOUSE BILL NO. 668, by Representatives Johnson, Benitz and Kilbury:

Providing for quarterhorse representation in racing commission.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, line 1 of the title, strike "providing for the representation of the northern racing quarterhorse association on the commission:"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

Mrs. Johnson moved adoption of the following amendment:

On page 1, section 1, line 7 after the enacting clause, strike the remainder of the bill and insert:

"Section 1. Section 2, chapter 55, Laws of 1933 as amended by section 1, chapter 233, Laws of 1969 ex. sess. and RCW 67.16.012 are each amended to read as follows:

There is hereby created the Washington horse racing commission, to consist of [three commissioners, who shall be citizens, residents, and qualified electors of the state of Washington, and one of whom shall be a breeder of thoroughbred and/or standard bred horses and he shall be of at least one year's standing. The first members of said commission shall be appointed by the governor within thirty days after March 3, 1933, one for a term to expire on the Thursday following the second Monday in January of 1935, one for a term to expire on the Thursday following the second Monday in January of 1937, and one for a term to expire on the Thursday following the second Monday in January of 1939.] five commissioners, who shall be citizens, residents and qualified electors of the state of Washington. One commissioner shall be a breeder of thoroughbred and/or standard bred horses and he shall be of at least one year's standing. Another member shall be a breeder of quarterhorses and he shall be of at least one year's standing. The two additional members provided for by this 1971 amendatory act shall be appointed by the governor and confirmed by the senate, as follows: one for a term to expire on the Thursday following the second Monday in January of 1972 and one for a term to expire on the Thursday following the second Monday in January of 1974, upon which expiration of the term of any member, the governor shall appoint a successor for a term of six years. Each member shall hold office until his successor is appointed and qualified. Vacancies in the office of commissioner shall

be filled by appointment to be made by the governor for the unexpired term. Any commissioner may be removed at any time at the pleasure of the governor. [ : PROVIDED, That] Any member or successor that is appointed or reappointed by the governor after August 11, 1969, shall be confirmed by the senate. Before entering upon the duties of his office, each commissioner shall enter into a surety company bond, to be approved by the governor and attorney general, payable to the state of Washington, in the penal sum of five thousand dollars, conditioned upon the faithful performance of his duties and the correct accounting and payment of all sums received and coming within his control under this chapter, and in addition thereto each commissioner shall take and subscribe to an oath of office of the same form as that prescribed by law for elective state officers."

Mrs. Johnson spoke in favor of the amendment and Mr. Curtis spoke against it.

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Chatalas.

Mr. Chatalas: "Mr. Curtis, you stated that it would cost about twelve thousand five hundred dollars. Now I could be wrong, but I understand that these are nonsalaried positions. Would you tell me where this twelve thousand five hundred dollars extra for each commissioner would be?"

Mr. Curtis: "You probably know more about the bangtails than I do, but it is my understanding that while they are nonsalaried positions, during the racing season for the commissioners and the help at the parimutuel window, etc., that there is a great amount of expense. I am not certain how much it amounts to per day. The twelve thousand five hundred dollar figure was the figure that was given in our committee."

Representative Lynch spoke against adoption of the amendment, and Representatives Kilbury, Johnson and Hansey spoke in favor of it.

The amendment was adopted on a rising vote.

On motion of Mrs. Johnson, the following amendment to the title was adopted:

On page 1, line 1 of the title, following "racing;" insert "expanding membership of the Washington horse racing commission;"

House Bill No. 668 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 668 was placed on final passage.

Representative Polk spoke against passage of the bill, and Representatives Bledsoe and Johnson spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 668, and the bill passed the House by the following vote: Yeas, 73; nays, 20; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Conner, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Hansey, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Zimmerman, Mr. Speaker—73.

Voting nay: Representatives Blair, Chatalas, Conway, Cunningham, Gladder, Goldsworthy, Grant, Harris, Hatfield, Jones, Jueling, Kuehnle, Lynch, McCormick, Paris, Polk, Rabel, Shera, Smith, Wojahn—20.

Absent or not voting: Representatives Brouillet, Eikenberry, Hoggins, Julin, Pardini, Wolf—6.

Engrossed House Bill No. 668, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 644, by Representatives Gallagher, Mentor and Beck:

Extending liability for penalties for overloading to person controlling loading of the vehicle.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 23, 1971, Twelfth Day Ex. Sess.)

The bill was read the second time.

Mr. Berentson moved adoption of the committee amendment.

Mr. Mentor moved adoption of the following amendment to the committee amendment:

On page 1, section 2 of the committee amendment, on line 32 after the word "commodities," insert "or lumber"

Mr. Mentor spoke in favor of adoption of the amendment, and Mr. Berentson spoke against it.

The amendment by Mr. Mentor to the committee amendment was not adopted.

Mr. Berentson spoke in favor of the committee amendment.

The committee amendment was adopted.

On motion of Mr. Berentson, the committee amendment to the title was adopted.

House Bill No. 644 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 644 was placed on final passage.

Mr. Gallagher spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 644, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Smith—1.

Absent or not voting: Representative Wolf—1.

Engrossed House Bill No. 644, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 832, by Representatives Johnson, Goldsworthy and Zimmerman:

Making an appropriation for water pollution control facilities.

The bill was read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Bill No. 832 was placed on final passage.

Mrs. Johnson spoke in favor of passage of the bill.

#### ROLI CALL

The Clerk called the roll on the final passage of House Bill No. 832, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bardeh, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland,

Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Gladder, Kuehnle, Schumaker—3.

House Bill No. 832, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 800, by Representatives Sawyer and Charette:

Providing for conversion of cooperative associations into corporations and for mergers between co-ops and corporations.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 800 was placed on final passage.

Mr. Sawyer spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 800, and the bill passed the House by the following vote: Yeas, 97; nays, 2; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representatives Grant, Moon—2.

House Bill No. 800, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 479, by Representatives Hoggins, Randall and Cunningham (by Joint Committee on Education request):

Changing law relating to nonhigh school district aid to high school districts.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 2, 1971, Fifty-first Day.)

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

On motion of Mr. Charette, the following amendments by Representatives Charette and Hoggins were adopted:

On page 3, section 3, line 29 after "sess." and before "and" insert "as amended by section 18, chapter 48, Laws of 1971"

On page 3, section 3, line 31 after "the" strike "[county]"

On page 3, section 3 strike all material on line 32 and insert "intermediate school district superintendent to be made"

On pages 4 and 5, strike all of section 4 and insert the following:

"Sec. 4. Section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090 are each amended to read as follows:

The intermediate school district superintendent, on or before the first day of September, shall certify to the appropriate county treasurer the amounts due to each high

school district in his *intermediate school* district from [the high] *nonhigh* school districts [funds, and also the amounts due to the high school district fund of other counties wherein high school districts may have educated] *for educating* pupils from *such* nonhigh school districts [of his district], as certified by the intermediate school district superintendent to the appropriate county commissioners *under section 2 of this 1971 amendatory act.*"

On page 5, section 5, line 8 after "sess." insert "as amended by section 20, chapter 48, Laws of 1971"

On page 5, section 5, line 18 after "the" strike "[county or]"

On page 5, section 5, line 19 after "intermediate" strike "school" and insert "school"

On page 5, section 5, beginning on line 19 after "superintendent" strike all material down to and include "is" on line 20 and insert "of schools [he is]"

On page 7, section 9, line 31 after "sess." insert ", section 15, chapter 48, Laws of 1971"

On motion of Mr. Hoggins, the committee amendment to the title was adopted.

On motion of Mr. Charette, the following amendments by Representatives Charette and Hoggins to the title were adopted:

On page 1, line 5 of the title after "sess." insert "as amended by section 18, chapter 48, Laws of 1971"

On page 1, line 6 of the title after "sess." insert "as amended by section 19, chapter 48, Laws of 1971"

On page 1, line 8 of the title after "sess." insert "as amended by section 20, chapter 48, Laws of 1971"

On page 1, line 13 of the title after "sess." insert ", section 15, chapter 48, Laws of 1971"

House Bill No. 479 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 479 was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Ross.

Mr. Ross: "Mr. Hoggins, can you assure me that the tax contribution of the school districts involved will be just as great as, say, the Seattle school district?"

Mr. Hoggins: "Except for special levies, the basic school millage will be the same. This bill will see that that is done. It also would require that these school districts are obligated to pay the additional costs that are required for their students in the high school district. I am not sure what the special millage would be in the school districts. It depends on the school district and their assessed valuation per pupil."

Mr. Ross: "The second part of the question—is the tax contribution to these school districts less than what they receive in terms of state money? Is the percentage of tax moneys gathered from, say, King County and the City of Seattle over and above that which they receive back in relationship to these school districts?"

Mr. Hoggins: "I think I will have to answer your question this way. In the school equalization formula, each school district is required to do what it can through its basic millage. Then the state will guarantee up to a certain amount, and the bill we passed through the House this time has a level of three hundred sixty-five dollars per student. The costs above and beyond that are met by special levies. So there is an equalization program to help, in a sense, the poor. In this case, the farmers get along pretty well under this."

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 479, and the bill passed the House by the following vote: Yeas, 93; nays, 5; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker—93.

Voting nay: Representatives Conway, Jueling, Spanton, Wolf, Zimmerman—5.

Absent or not voting: Representative Hubbard—1.

Engrossed House Bill No. 479, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 739, by Representatives Lynch, King and Kiskaddon:

Providing for negotiations by community college boards of trustees and their academic employees.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 739 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Amen.

Mr. Amen: "Mrs. Lynch, on page 2 I see that the employees shall have the right 'to meet, confer and negotiate on policies relating to, but not limited to'—and then it lists quite a few of these things. Could this include such things as the budget, or who to hire or fire, or specifically what buildings could be used? As you know one of the community colleges in my district has had some dissatisfaction and discussion concerning which buildings to use. Could this be included in this?"

Mrs. Lynch: "If it is policy related to this, yes. But this is current law right now, Mr. Amen. We are not changing this. The next bill coming up directs a study be made into this question because there is a great deal of concern about how far the negotiations act should go. But at the present time, this is the law."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 739, and the bill passed the House by the following vote: Yeas, 89; nays, 10; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Amen, Eikenberry, Flanagan, Gladder, Hatfield, Hubbard, King, Kuehnle, Pardini, Smith—10.

House Bill No. 739, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

My "no" vote on House Bill No. 739 was to enable my being considered for a conference committee in case the Senate should amend the bill. I would not have voted "no" if the vote would have jeopardized final passage of the bill. RICHARD A. KING, 38th District.

HOUSE BILL NO. 984, by Representatives Lynch, King and Kiskaddon:

Providing for study by joint interim committee on higher education.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 984 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 984, and the bill passed the House by the following vote: Yeas, 96; nays, 3; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Grant, Smith, Spanton—3.

House Bill No. 984, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 575, by Representatives Morrison, Moon, Newhouse, Wolf, Lynch and Smythe:

Providing that counties may elect an average base commitment rate for the subsidized probation program.

The bill was read the second time.

On motion of Mr. Morrison, the following amendments were adopted:

On page 4, section 1, line 3 insert a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title after the semicolon strike all of the matter down to and including "RCW 13.06.050" on line 2 and insert "amending section 5, chapter 165, Laws of 1969 ex. sess. and RCW 13.06.050; and declaring an emergency"

House Bill No. 575 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 575 was placed on final passage.

Mr. Morrison spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 575, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed House Bill No. 575, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 768, by Representatives Lynch, McDermott, Kiskaddon, Bauer and Curtis:

Providing for adoption of hard to place children.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 768 was substituted for House Bill No. 768, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 768 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 768 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill, and Mr. Conner spoke against it.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Curtis.

Mr. Curtis: "Mrs. Lynch, as one of the co-sponsors of the original bill I am interested in seeing that the department does institute charges where it is possible to do so. The substitute bill says they do not have to. It simply makes it discretionary on the part of the department. Can you assure me, in your conversations with the department people that, where possible, where financial means of the adoptive parents will permit it, that charges will be instituted?"

Mrs. Lynch: "Very definitely, Representative Curtis, in talking to Secretary Smith, I was assured of this. I would like to make one other point very clear that Representative Conner seems to have missed—this applies to the normal child as well as to the hard to place child. Also, Representative Curtis, Mr. Smith assured me that where a family could not afford to pay these fees they would be waived. But they very definitely do plan to charge the fees."

Representatives Curtis and McDermott spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 768, and the bill passed the House by the following vote: Yeas, 91; nays, 7; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Brouillet, Conner, Grant, Lysen, Martinis, Moon, Sawyer—7.

Absent or not voting: Representative Julin—1.

Substitute House Bill No. 768, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 816, by Representatives Harris, Charette, Conner, Chatalas, Mentor, Hubbard, Gladder, Zimmerman and Knowles:

Providing for insurance and health care programs for state employees and officials.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 9 beginning with "[The" strike everything through "only.]" on line 10 and insert "The senate and house members of the board shall serve in ex officio capacity only."

On page 3, section 2, line 26 after "July 1," strike "1971" and insert "1972"

The bill was read the second time.

On motion of Mr. Shera, the committee amendment to page 2 was adopted.

### PARLIAMENTARY INQUIRY

Mr. Shera: "Mr. Speaker, this next committee amendment is part of a section that is deleted by the floor amendment to be offered by Representative Wolf. Which way should we proceed?"

The Speaker: "The committee amendment to perfect that section should be taken first."

On motion of Mr. Shera, the committee amendment to page 3 was adopted.

With the consent of the House, the 4 amendments by Representatives Wolf, King, Shera and Bottiger were considered as 1. Mr. Wolf moved adoption of the following amendments by Representatives Wolf, King, Shera and Bottiger:

On page 2, section 2, line 29 after "every" and before "years" strike "five" and insert "[five] two"

On page 2, section 2, line 29 after "years" and before the period insert "*commencing July 1, 1972*"

On page 2, section 2, line 30 beginning with "[The board]" strike all of the material down to and including "*by the board.*" on page 3 and insert "The board shall develop and provide three employee health care benefit plans; one plan will provide major medical benefits as its primary feature, another plan will provide basic first dollar benefits as its primary feature plus major medical, either or both of which may be provided through a contract or contracts with regularly constituted insurance carriers or health care service contractors as defined in chapter 48.44 RCW, and another plan to be provided by a panel medicine plan in its service area only when approved by the board."

On page 3, section 2, line 23 beginning with "PROVIDED" strike all of the material down to and including "*July 1, 1971*" on line 26

Representatives Wolf and King spoke in favor of adoption of the amendments, and Representative Harris spoke against the amendments.

### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Hatfield.

Mr. Hatfield: "There has been considerable talk about how much money goes out of the state. Could you tell, Representative Wolf, how much business tax the present low bidder pays?"

Mr. Wolf: "I don't have the figures, Representative Hatfield, but I think that is an interesting question, because I don't know how many of our state employees are going outside of the state to see a doctor. The entire amount of this premium, as to Mr. Harris' testimony—they are showing a loss. Therefore, all of the money that is being contributed is being spent in the state in hospitals, for doctors, x-ray's. If they were making a lot of money, then his argument might hold water that some money was going outside of the state, but, as you know, the bid was awarded to a company which does pay the B & O tax. Maybe Mr. Shera has the answer to that question."

Mr. Hatfield: "Well, it is something over two hundred thousand dollars, I know, that they are contributing to the state coffers."

Representatives Charette and Chatalas spoke against adoption of the amendments, and Representative Bottiger spoke in favor of them.

Mr. Wolf closed debate, speaking in favor of the amendments.

The four amendments by Representatives Wolf, King, Shera and Bottiger were adopted on a rising vote.

House Bill No. 816 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 816 was placed on final passage.

### MOTION

Mr. Charette moved that Engrossed House Bill No. 816 be rereferred to the Committee on Rules and Administration.

Representative Charette spoke in favor of the motion, and Representatives Shera and Wolf spoke against it.

The motion by Mr. Charette was lost.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 816, and the bill passed the House by the following vote: Yeas, 82; nays, 16; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—82.

Voting nay: Representatives Backstrom, Bagnariol, Charette, Conner, Goldsworthy, Hatfield, Jones, Juelling, Litchman, Lynch, North, Rabel, Schumaker, Shinpoch, Zimmerman, Mr. Speaker—16.

Absent or not voting: Representative Kirk—1.

Engrossed House Bill No. 816, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to change my vote from "nay" to "aye" on Engrossed House Bill No. 816. MARJORIE W. LYNCH, 14th District.

#### MESSAGES FROM THE SENATE

March 30, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 884, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 30, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 857 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

March 30, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 857, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign SENATE BILL NO. 857.

#### SECOND READING

HOUSE BILL NO. 659, by Representatives Mentor, Barden, Cunningham, Costanti, O'Brien, Conner, Berentson, Randall and Adams (by Executive request):

Authorizing an evaluation of cross sound transportation and the preparation of a development plan therefor.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 11 after "commission" strike "is" and insert "and the joint committee on highways are"

On page 2, section 1, beginning on line 1 after the period strike all of the matter down to and including "legislature." on line 10 and insert the following:

"The highway commission and the joint committee on highways shall also, at the time that such evaluation is made, inquire into the extent to which motor vehicle funds might be

made available to offset the operating and maintenance costs of the ferry system and the eligibility of the ferry system for federal money participation on the basis that ferries are extensions of federal aid routes and/or are mass public transportation carriers.

*NEW SECTION.* Sec. 2. The state highway commission and the joint committee on highways shall prepare a cross sound transportation plan which shall include cost estimates and alternative means for financing the entire project. The plan shall specify the portion of the total cost which can be financed by issuance of toll bridge authority revenue bonds and that portion of the total cost which would be contributed from the motor vehicle fund. The findings and recommendations of the state highway commission and the joint committee on highways formulated pursuant to the provisions of this act shall be presented to the 1973 regular legislative session."

The bill was read the second time.

On motion of Mr. Berentson, the committee amendment to page 1 was adopted.

Mr. Berentson moved adoption of the committee amendment to page 2.

Mr. Mentor moved adoption of the following amendment by Representatives Mentor, Wanamaker, Randall and Beck to the committee amendment:

On line 8 of the committee amendment after "mass public transportation carriers" insert the following: "such inquiry shall give full consideration to the importance of the Puget Sound Naval Shipyard on a regional and national scope by reason of the vital work done in the defense of the nation and the fact that said shipyard is the second largest employer in the state of Washington"

Mr. Mentor spoke in favor of the amendment to the amendment.

The amendment to the committee amendment was adopted on a rising vote.

Mr. Mentor moved adoption of the following amendment by Representatives Mentor and Cunningham to the committee amendment:

On line 6 of the committee amendment after "which would be contributed from the motor vehicle fund." strike all the matter down to and including "regular legislative session" and insert "A preliminary progress report shall be submitted to the next session of the legislature, and a final report incorporating the findings and recommendations of the state highway commission and the joint committee on highways formulated pursuant to the provisions of this act shall be presented to the 1973 regular session of the legislature"

Mr. Mentor spoke in favor of adoption of the amendment to the amendment, and Mr. Ross spoke against it.

The amendment to the committee amendment was adopted.

Mr. Berentson spoke in favor of adoption of the amended committee amendment.

The committee amendment to page 2, as amended, was adopted.

House Bill No. 659 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 659 was placed on final passage.

Mr. Mentor spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Conner.

Mr. Conner: "Representative Berentson, as Chairman of the Transportation Committee of the House, in considering this bill in committee, is it your understanding that this cross sound transportation bill will include a study of the Port Townsend-Keystone ferry system and its effect on the cross sound transportation picture as a whole?"

Mr. Berentson: "Although not spelled out, I am sure that would be part of the total study because we are looking at the system of ferry financing. Right now, as I think most of you know, the debt service is taken care of by the motor vehicle fund and actually the operation of ferries must come from the ferries themselves. So I am sure it will probably take into consideration even the ferries in other areas such as the San Juans, or at least will develop information that will be very valuable to us in looking into the future."

Mr. Douthwaite spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 659, and the bill passed the House by the following vote: Yeas, 83; nays, 13; absent or not voting: 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Blair, Brouillet, Flanagan, Gallagher, Jastad, Jones, Lysen, Martinis, McDermott, Polk, Rabel, Ross, Van Dyk—13.

Absent or not voting: Representatives Bottiger, Sawyer, Smythe—3.

Engrossed House Bill No. 659, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 420, by Representatives Hubbard, Charette, Eikenberry, Kopet and Harris:

Providing certain changes in the law relating to the soliciting of legal services by trust companies.

## MOTION

Mr. Julin moved that House Bill No. 420 be rereferred to the Committee on Judiciary.

Mr. Julin spoke in favor of the motion, and Mr. Barden spoke against it.

Mr. Julin closed debate, speaking in favor of the motion.

The motion was carried, and House Bill No. 420 was rereferred to the Committee on Judiciary.

HOUSE BILL NO. 416, by Representatives Farr, Ceccarelli and Kirk (by Departmental request and by Joint Committee on Governmental Cooperation request):

Amending certain public assistance laws.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 416 was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 416, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Smythe—1.

House Bill No. 416, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 396, by Representatives Berentson, Wanamaker and Spanton (by Departmental request):

Providing that state may elect to move buildings from condemned land.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of February 22, 1971, Forty-third Day.)

The bill was read the second time.

On motion of Mr. Spanton, the committee amendments were adopted.

House Bill No. 396 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 396 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 396, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Kuehnle—1.

Absent or not voting: Representative Smythe—1.

Engrossed House Bill No. 396, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 773, by Representatives Schumaker, Benitz, Hurley and Gladder: Protecting deer and elk during certain periods of the year.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 773 was placed on final passage.

Mr. Schumaker spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 773, and the bill passed the House by the following vote: Yeas, 93; nays, 2; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Bottiger, Jastad—2.

Absent or not voting: Representatives Flanagan, Julin, May, Smythe—4.

House Bill No. 773, having received the constitutional majority, was declared passed. There being no objection the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 915, by Representatives Kopet, O'Brien, Kiskaddon, Lynch and Perry:

Authorizing special programs to provide social and health services for welfare recipients.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 915 was substituted for House Bill No. 915, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 915 was read the second time.

On motion of Mr. Farr, the following amendment was adopted:

On page 2, section 2, line 3 after "services and" strike all the matter down to and including "agencies," on line 4

On motion of Mr. Kiskaddon, the following amendment was adopted:

On page 3, section 6, line 16 after "(2)" strike all the matter down to and including "(4)" on line 18 and insert "meet applicable accrediting standards, or (3)"

Substitute House Bill No. 915 was ordered engrossed.

#### MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 915 was placed on final passage.

Representatives Kiskaddon and O'Brien spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Barden.

Mr. Barden: "Representative Kiskaddon, I am particularly concerned about the Department of Social and Health Services embarking on new programs with an expenditure of additional funds because of the terrible shortage of money to finance their vital services that they must extend to the needy of our state. I notice here that on lines 13 through 15, it says: 'The purpose of this authorization is to augment the services presently offered and to achieve pooling of public and nonprofit resources.' It is my understanding that the nonprofit resources are what you refer to as unappropriated funds, but is this pooling going to result in a draining off of public revenue that otherwise could be appropriated for the vital public assistance needs or for new programs?"

Mr. Kiskaddon: "Mr. Barden, no, public money basically would be federal matching money that would be available to be used with the local money for a given program. There is no state money involved, and it would not reduce any other federal matching money we have. I also would like to point out that many of the UGN agencies now are in the middle of programs which are very worthwhile and helpful to our local agencies, and many would not be able to continue without some of this kind of help."

#### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Gladder.

Mr. Gladder: "Mr. Kiskaddon, this went by pretty fast. Was it section 6 that was stricken?"

Mr. Kiskaddon: "No, Representative Gladder. It was only line 16 of subparagraph (2), 'approved as meeting state licensing standards.'"

Mr. Gladder: "There is one item here that gives me some concern. I am wondering if this material in section 6 would in any way give additional authority to the Department of Social and Health Services to some more of this business of putting out some of the people who are under state care into private homes. We refer here to licensing and accrediting standards. Would it in any way open up the gateway to this type of operation?"

Mr. Kiskaddon: "Representative Gladder, it would not change the authority the department has now to have homes of this type. Anytime an agency has the permanent care of a person, as part of the program or even for that matter an entire day, as a day care center, all of these are licensed by the state. The intent of subsection (4) is for most of the other UGN agencies which are not licensed by the state because they do not have residence population. So this would not change in any way, shape or form the situation you described."

Mr. Gladder: "Then neither section 4 nor section 6 would broaden that authority?"  
 Mr. Kiskaddon: "That is right."

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 915, and the bill passed the House by the following vote: Yeas, 91; nays, 6; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Eikenberry, Gladder, Hatfield, Kuehnle, Smith, Spanton—6.

Absent or not voting: Representatives Julin, Smythe—2.

Engrossed Substitute House Bill No. 915, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 486, by Representatives Kopet, Marsh and Goldsworthy (by Departmental request):

Pertaining to motor vehicle excise tax distributions.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 486 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Grant.

Mr. Grant: "Mr. Flanagan, what effect does this have on the total picture insofar as the revenue for the next biennium? What are we gaining or losing by passage of House Bill No. 486?"

Mr. Flanagan: "As I said, this is one of two bills. This particular bill provides that the July money in the motor vehicle excise fund is really collected before the first of July, and this would change it back to the 30th of June so that you credit it to June, which in effect moves that July money back into June, which is the previous fiscal year. So the effect of this is just to gain a little over four million dollars in the current biennium, and it really doesn't have any effect to the next year except the same thing occurs again the next year. In other words, from then on it will be credited in June instead of July. The other bill, House Bill No. 461, changes the tax collection date on other taxes to the 25th of the month instead of the 30th of the month. This results in a gain of about twenty-seven million dollars in this biennium and about twenty-eight million dollars in the next biennium."

### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Representative Flanagan, I'm kind of a green pea down here, and I don't understand all of these things. Would the net effect of this bill be that we would be collecting the revenues for twenty-five months in this biennium?"

Mr. Flanagan: "Yes, in effect we would; however I would add the point I made before, that the money really is collected in this biennium. In other words it is collected in June, but it comes into the fund in July."

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 486, and the bill passed the House by the following vote: Yeas, 73; nays, 25; absent or not voting, 1.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Marzano, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Spanton, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—73.

Voting nay: Representatives Adams, Brouillet, Charnley, Chatalas, Conner, Douthwaite, Grant, Hurley, Johnson, Juelling, Litchman, Lysen, Martinis, Maxie, May, McCormick, McDermott, Moon, Perry, Rosellini, Savage, Sawyer, Shinpoch, Van Dyk, Wojahn—25.

Absent or not voting: Representative Smythe—1.

House Bill No. 486, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Bledsoe, all bills passed this evening were ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House deferred consideration of HOUSE BILL NO. 355, HOUSE BILL NO. 460 and HOUSE BILL NO. 740, and the bills were ordered placed at the bottom of Wednesday's second reading calendar.

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED HOUSE BILL NO. 335, by Representatives Bottiger, Juelling, Sawyer and Gallagher:

Delineating state agency authority over private schools.

The House resumed consideration of Engrossed House Bill No. 335 on third reading.

## MOTION

On motion of Mr. Bledsoe, the rules were suspended and Engrossed House Bill No. 335 was returned to second reading for the purpose of amendment.

## SECOND READING

Mr. Bottiger moved adoption of the following amendment:

On page 5, line 33 of the engrossed bill strike all of section 5

Mr. Bottiger spoke in favor of the amendment.

## PARLIAMENTARY INQUIRY

Mr. Hoggins: "Mr. Speaker, the amendment I have doesn't say that the committee amendment be struck."

The Speaker: "I explained, Mr. Hoggins, that on third reading the bill is engrossed, so it was necessary for us to change the amendment so as to amend the engrossed bill."

Mr. Hoggins spoke against the amendment.

The amendment by Mr. Bottiger was adopted.

Mr. Bottiger moved adoption of the following amendment:

On page 5, line 33 add new sections as follows:

"*NEW SECTION*. Sec. 5. The provisions of this 1971 amendatory act shall not apply to any school which engages in a policy of racial discrimination.

*NEW SECTION*. Sec. 6. Section three of this act shall not preclude the application of rules and regulations of the state board of education pertaining to any program of cooperation between a public agency and a private or parochial school."

Renumber the remaining section

#### MOTION

On motion of Mr. Wolf, the question was divided.

The Speaker stated the question before the House to be the following amendment:

On page 5 add a new section as follows:

"*NEW SECTION*. Sec. 5. The provisions of this 1971 amendatory act shall not apply to any school which engages in a policy of racial discrimination."

Mr. Bottiger spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Wolf.

Mr. Wolf: "Representative Hoggins, the amendment (I just caught it on the fly) says, 'The provisions of this act shall not apply to any school which engages in a policy of racial discrimination.' My question to you is, does this act apply to all schools, or just private and parochial schools?"

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, Mr. Wolf is misquoting. He is reading from what I gave him on the floor, but as you explained, and I explained, and the reader read, there is inserted in the amendment, 'The provisions of this 1971 amendatory act . . .'"

The Speaker instructed the Clerk to reread the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Hoggins, under the language, 'The provisions of this 1971 amendatory act shall not apply to any school which engages in a policy of racial discrimination' does this provision then apply to all schools—public—or just to private and parochial schools?"

Mr. Hoggins: "Mr. Wolf, I would suspect that since we are amending pages 1, 2, and 3, and new sections in the remainder, that the amendatory act is the entire bill. Would you care to ask me the question you asked privately?"

Mr. Wolf: "If I had a school which refused to bus students, would I be in violation of this act and therefore not collect any state funds?"

Mr. Hoggins: "That would be my interpretation of what the amendatory act is. My interpretation would be yes."

#### PARLIAMENTARY INQUIRY

Mr. Farr: "Mr. Speaker, I am confused. On the bottom of page 3, I find new section 3. My question is, where is section 4? If this one we are talking about now is section 5, I don't know where 4 is."

The Speaker: Section 4 is the severability clause reading as follows: 'If any provision of this 1971 amendatory act, . . .' etc."

#### MOTION

Mr. Hoggins moved that Engrossed House Bill No. 335 be rereferred to the Committee on Education and Libraries.

Mr. Ross spoke against the motion.

## PARLIAMENTARY INQUIRY

Mr. Julin: "Mr. Speaker, would a motion to put this bill over to the top of tomorrow's second reading calendar be in order at this time, or must we defeat this particular motion?"

The Speaker: "They are of the same rank. We must dispose of the pending motion first, Mr. Julin."

Representatives Julin and Bottiger spoke against the motion to rerefer Engrossed House Bill No. 335 to the Committee on Education and Libraries.

The motion was lost.

The Speaker stated the question before the House to be the amendment by Mr. Bottiger adding a new section 5.

## MOTIONS

On motion of Mr. Julin, the House deferred further consideration of Engrossed House Bill No. 335, and the bill was ordered placed at the top of tomorrow's second reading calendar.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Wednesday, March 31, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTIETH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 31, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

March 30, 1971.

HOUSE BILL NO. 147, setting out guidelines for pupil conduct, discipline and rights in the common schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Brouillet, Brown, Costanti, Johnson, Jones, Lysen, McDermott, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 293, providing an act for higher education, reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 752, enacting the environmental protection act of 1971, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 6, line 18 strike "or mainstem logging road"

On page 4, section 7, line 11 strike all the bill after "meeting" and insert a period

On page 1, line 1 of the title, strike the balance of the title after "environment;" and insert "and creating new sections."

Signed by Representatives Bradley, Charnley, Conner, Cunningham, Gallagher, Hansey, Hurley, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Thompson, Van Dyk, Williams, Wojahn.

MINORITY recommendation: Do not pass. Signed by Representatives Gilleland, Schumaker, Smith, Spanton.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 863, defining school day for common school purposes, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 872, substituting state hearing examiner under state board of education authority for county committees on school district organization, reported by Committee on Education and Libraries.

**MAJORITY recommendation:** Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Costanti, Johnson, Jones, Lysen, May, McDermott, Polk, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

**HOUSE BILL NO. 944,** authorizing educational service corporations to operate certain schools, reported by Committee on Education and Libraries.

**MAJORITY recommendation:** Do pass with the following amendment:

On page 1, following the enacting clause, strike the remainder of the act and insert:

**"NEW SECTION.** Section 1. It is the intent of this 1971 act to encourage innovation in methods of education, so that the children of this state have access to excellent educational facilities using the most modern and effective techniques. It is the further intent of this 1971 act to demonstrate the merits of schools operated by a community controlled corporation with full powers to devise a program of education appropriate for that particular community. To carry out the intentions of this 1971 act, it shall be liberally interpreted to grant community controlled educational service corporations a high degree of freedom in the methods and techniques employed.

**NEW SECTION.** Sec. 2. For the purposes of this 1971 act, the following definitions shall apply:

- (1) 'Superintendent' means the state superintendent of public instruction;
- (2) 'State board' means the state board of education;
- (3) 'School board' means the board of directors of a school district;
- (4) 'Educational service corporation' means a public corporation organized to provide educational services, and with the board of directors elected from the members of the community served by the corporation.
- (5) 'Demonstration school' means a school operated by an educational service corporation, and using innovating educational techniques designed to best serve the community within which it operates.

**NEW SECTION.** Sec. 3. (1) Any school district with a total enrollment exceeding seventy thousand students is hereby authorized to designate any public school facilities within such district as demonstration school facilities.

(2) Such school district may then negotiate with an educational service corporation for the operation of such demonstration schools. The school board may contract with those educational service corporations as are approved by the state board of education to establish and carry out a program for such demonstration schools. During the period of such contract the school board may delegate to such corporation, subject to such planning, programming, budgeting, fiscal, accounting, evaluation, and auditing controls as it shall provide for in such contract, such of the powers, duties and functions, or parts thereof, as are respectively vested in the school board or the superintendent of the school district by law as the board shall specify in the contract and which, in the judgment of the school board, are necessary or desirable to enable such corporation to establish and operate such demonstration schools and to develop, test and evaluate educational innovations.

(3) Such contracts shall obligate the school district to pay to the educational service corporation a certain sum for each pupil who attends a demonstration school. Such contracts shall be for a minimum term of one year, the contract year to correspond with the school year as defined by RCW 28A.01.020.

**NEW SECTION.** Sec. 4. (1) Moneys paid an educational service corporation under section 3 of this 1971 act may come from any revenue source the school district may have.

(2) The expenditure of such payments under the contract between the school district and the educational service corporation shall be at the discretion of the corporation, subject to existing municipal, state and federal laws governing accountability for public funds, including, but not limited to the provisions of chapter 28A.65 RCW.

**NEW SECTION.** Sec. 5. In addition to the powers and duties provided in RCW 28A.04.120, the state board shall:

- (1) Examine and approve demonstration schools carrying out a program for any or all of the grades kindergarten through twelve;
- (2) At its discretion, modify the requirements for teachers in demonstration schools of certification by the state superintendent as provided by RCW 28A.67.010.

**NEW SECTION.** Sec. 6. (1) The teachers from the school district contracting with the educational service corporation who are employed to teach in a demonstration school shall continue to accumulate tenure while employed by the educational service corporation.

(2) Teachers in a demonstration school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by a demonstration school shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members.

(3) The employment of teachers in a demonstration school shall be subject to the contract provisions of RCW 28A.67.070.

**NEW SECTION.** Sec. 7. Any demonstration school or an educational service corporation operating such school shall have the authority to make necessary contracts with any school district, community college, college, university, business, industry, labor organization or person to provide goods and services to be used in the operation of the demonstration school.

**NEW SECTION.** Sec. 8. (1) Demonstration schools shall have the status of regular school districts for the purpose of direct requisition of surplus state and federal properties.

(2) Demonstration schools shall have the status of tax exempt educational institutions.

**NEW SECTION.** Sec. 9. Demonstration schools shall operate according to federal and state laws and regulations of requirements of racial integration and according to federal and state court decisions on requirements of racial integration.

**NEW SECTION.** Sec. 10. This 1971 act may be known and cited as the 'Educational Service Corporation Act of 1971.'

**NEW SECTION.** Sec. 11. Sections 1 through 10 of this 1971 act shall constitute a new chapter in Title 28A RCW.

**NEW SECTION.** Sec. 12. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, May, McDermott, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

**HOUSE BILL NO. 980**, enacting the property owner's bill of rights, reported by Committee on Natural Resources and Ecology.

**MAJORITY recommendation:** Do pass with the following amendment:

On page 2, section 2, line 5 after "state," insert "except on ocean beaches,"

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Conner, Flanagan, Gilleland, Hansey, Hurley, McCormick, Schumaker, Smith, Spanton, Wanamaker, Wojahn, Wolf.

**MINORITY recommendation:** Do not pass. Signed by Representatives Bradley, Charney, Gallagher, Kilbury, Kraabel, Martinis, North, Thompson, Williams.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

**HOUSE BILL NO. 1080**, authorizing conditional use of certain school funds on county buildings, reported by Committee on Education and Libraries.

**MAJORITY recommendation:** Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

**HOUSE BILL NO. 1116**, changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services, reported by Committee on Agriculture.

**MAJORITY recommendation:** Do pass. Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Costanti, Hansey, Haussler, Kilbury, Van Dyk.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

**HOUSE JOINT MEMORIAL NO. 11**, memorializing Congress for educational aid to states in a block grant, reported by Committee on Education and Libraries.

**MAJORITY recommendation:** Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Costanti, Johnson, Jones, May, McDermott, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

**HOUSE CONCURRENT RESOLUTION NO. 23**, providing for a legislative council study of landlord-tenant laws and relationships, reported by Committee on Judiciary.

**MAJORITY recommendation:** Do pass with the following amendments:

On page 1, line 15 after "the" and before "Council" strike "Legislative" and insert "Judicial"

On page 1, line 27 after "legislature" strike everything through "called"

Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shipoch.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

**HOUSE CONCURRENT RESOLUTION NO. 35**, directing a study of college credit transfers, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 4 after "WHEREAS," strike all of the matter down to and including "Education" on line 2 of page 2, and insert the following:

"Students transferring between the various elements of the state system may lose credits and thereby increase the time such students must spend to complete their education; and

WHEREAS, The expense to the State of Washington of educating a student at the state institutions of higher education increases when the student must spend a longer time to complete his education;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, the Senate concurring, That the Council on Higher Education be directed to conduct a study on the present transfer policies and procedures of the various state institutions of higher education; and

BE IT FURTHER RESOLVED, That the Council on Higher Education is also directed to prepare recommendations to achieve maximum transferability of course credits between the various state institutions; and

BE IT FURTHER RESOLVED, That the Council on Higher Education shall make periodic reports on the progress of its study to the Joint Committee on Higher Education and shall transmit a report to the Joint Committee on Higher Education prior to submission of such to the 1973 Legislature."

Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Douthwaite, Gladder, King, Kiskaddon, Knowles, Maxie, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

#### INTRODUCTION AND FIRST READING

SENATE BILL NO. 884, by Senator Foley:

An Act relating to housing authorities; amending section 35.82.020, chapter 7, Laws of 1965 and RCW 35.82.020; and adding a new section to chapter 35.82 RCW.

Referred to Committee on Local Government.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-39, by Representatives Cunningham, Wolf and O'Brien:

WHEREAS, The per diem rates, expenses and travel costs allowed state employees, state officials and members of committees, commissions and boards are fixed by a multitude of diverse statutory sections of law; and

WHEREAS, Inconsistent use of identical terminology and variations in compensation exist with no apparent reason; and

WHEREAS, Many rates, although adequate when established, no longer reflect current cost factors; and

WHEREAS, There is need for greater uniformity for efficient administration and control of such per diem rates, expenses and travel costs; and

WHEREAS, A general review is necessary to evaluate the various duties performed to establish fair and equitable compensation commensurate with said duties;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of those sections of law and the administrative practices relating to salaries, compensation, per diem rates, expenses and travel allowances for state employees, state officials and members of committees, commissions and boards; to make recommendations as to the consistency, uniformity and adequacy thereof, and to draft appropriate legislation relative thereto for presentation to the next Regular Session of the Legislature.

Mr. O'Brien moved adoption of the resolution.

Representatives O'Brien and Cunningham spoke in favor of adoption of the resolution.

The resolution was adopted.

#### PERSONAL PRIVILEGE

Mr. Charnley: "Mr. Speaker, it is my pleasure to introduce to the members of the House, students from the University of Washington and Shoreline Community College dental hygiene program, sitting in the north gallery. These students are seniors. They are graduating from two of our institutions which produce some of the best hygienists in the country (and the prettiest ones)."

## SECOND READING

HOUSE BILL NO. 727, by Representatives Amen, Haussler and Bauer:

Providing for livestock identification.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 22 after "[an eight] a" strike "ten" and insert "twenty-five"

On page 3, section 4, beginning on line 19 insert two new subsections as follows:

"(4) Prior to the branding of any cattle except as otherwise provided by law or regulation.

(5) Prior to the sale of any cattle except as otherwise provided by law or regulation."

On page 4, section 6, beginning on line 29 strike all of the matter down to and including "available" in line 33 and insert:

"The director may, in order to reduce the cost of brand inspection to livestock owners, enter into agreements with any qualified county, municipal, or other local law enforcement agency, or qualified individuals for the purpose of performing brand inspection in areas where department brand inspection may not readily be available"

The bill was read the second time.

On motion of Mr. Amen, the committee amendments were adopted.

House Bill No. 727 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 727 was placed on final passage.

## POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Hatfield.

Mr. Hatfield: "What problems might this bill create for the small independent dealer or the 4-H student who might go out in the country and buy a calf or two?"

Mr. Benitz: "I think this bill is pretty far reaching. The boy or girl who happens to want to pick his 4-H calf out of a herd out in the country will be forced to do one of two things—either load that calf and take it where he can find a brand inspector at a designated point or pay the brand inspector to come out in the country and inspect it. I think this bill virtually will eliminate the independent trader that has been quite in evidence in this part of the state and will force practically all cattle through the public sale. I think it is very far reaching."

Representatives Amen and Haussler spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Benitz.

Mr. Benitz: "Could you tell me where in this statute there is reference to the seven-day rule?"

Mr. Amen: "This is through the rules and regulations as set by the Director of Agriculture at present."

Mr. Benitz spoke against passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 727, and the bill passed the House by the following vote: Yeas, 87; nays, 9; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Benitz, Brouillet, Hatfield, Hoggins, Hubbard, Lynch, Moon, Schumaker, Smith—9.

Absent or not voting: Representatives Berentson, Newhouse, Smythe—3.

Engrossed House Bill No. 727, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 335, by Representatives Bottiger, Juelling, Sawyer and Gallagher:

Delineating state agency authority over private schools.

The House resumed consideration of Engrossed House Bill No. 335 on second reading. The Speaker stated the question before the House to be the first half of the divided amendment by Representative Bottiger:

On page 5, line 33 add a new section as follows:

"NEW SECTION. Sec. 5. The provisions of this 1971 amendatory act shall not apply to any school which engages in a policy of racial discrimination."

Mr. Bottiger spoke in favor of the amendment, and the amendment was adopted.

The Speaker stated the question before the House to be the second half of the divided amendment by Representative Bottiger:

On page 5, line 33 add a new section as follows:

"NEW SECTION. Sec. 6. Section three of this act shall not preclude the application of rules and regulations of the state board of education pertaining to any program of cooperation between a public agency and a private or parochial school."

Representatives Bottiger and Pardini spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bottiger, the following amendments by Representatives Charette and Bottiger were adopted:

On page 1, section 1, line 10 after "sess." and before "and" insert "as amended by section 2, chapter 48, Laws of 1971"

On page 2, section 1(9), line 27 after "officials," strike "[county or] intermediate school" and insert "intermediate school"

On motion of Mr. Bottiger, the following amendment by Representatives Charette and Bottiger to the title was adopted:

On line 3 of the title, after "sess." and before "and" insert "as amended by section 2, chapter 48, Laws of 1971"

Engrossed House Bill No. 335 was ordered reengrossed.

On motion of Mr. Bottiger, the rules were suspended, the second reading considered the third, and Reengrossed House Bill No. 335 was placed on final passage.

Mr. Bottiger spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 335, and the bill passed the House by the following vote: Yeas, 89; nays, 10; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Gadder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Anderson, Bozarth, Charette, Eikenberry, Farr, Hansey, Hoggins, Kirk, Kiskaddon, Lynch-10.

Reengrossed House Bill No. 335, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:00 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:00 p.m.

The Clerk called the roll and all members were present except Representative Kirk who was excused.

#### MOTION

On motion of Mr. Wolf, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

March 30, 1971.

HOUSE BILL NO. 516, relating to local government, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 7, chapter 1, Laws of 1959 and RCW 41.14.070 are each amended to read as follows:

The classified civil service and provisions of this chapter shall include all deputy sheriffs and other employees of the office of sheriff in each county except the following positions which are hereby designated the unclassified service:

(1) The county sheriff in every county;

(2) In each class A and AA county; the positions of undersheriff, inspector, chief criminal deputy, chief civil deputy, jail superintendent, and one private secretary;

(3) In each county of the first class, second class, and third class; three principal positions comparable to undersheriff, a chief criminal deputy, and a chief civil deputy;

(4) In each of all other counties; one position to be appointed by the sheriff;

(5) *Any attorney employed by a sheriff's department as a legal advisor.*"

On page 1, line 1 of the title after "government" and before the period insert "; and amending section 7, chapter 1, Laws of 1959 and RCW 41.14.070"

Signed by Representatives Smythe, Chairman, Adams, Amen, Blair, Bozarth, Bradley, Brown, Douthwaite, Haussler, Jones, Kopet, Kuehne, Mentor, North, Smith.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE BILL NO. 584, providing for the management of shoreline areas, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Conner, Gilleland, Hansey, Hurley, Julin, Kilbury, Luders, Martinis, McCormick, Smith, Thompson, Van Dyk, Wanamaker, Williams, Wojahn.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 591, creating a department of finance and business regulation, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike all the matter after the enacting clause and insert the following:

"NEW SECTION. Section 1. The changing economic conditions and growing population of the state demands the highest order of effectiveness and efficiency in the administration of certain laws relating to the investment of public funds, management of financial activities, administration of retirement systems, and regulation of certain professions and business activities which can be administratively related in a single department. It is of major public importance that the administration of these critical state

affairs be conducted by a state agency which will attract the services of qualified, talented administrators and will merit the confidence of the employees of those businesses regulated and the general public.

The purpose of this 1971 amendatory act is to establish a department of state government to be known as the department of finance and business regulation vested with the power and charged with the responsibility for efficiently administering certain laws relating to financial and business interests in the state.

**NEW SECTION.** Sec. 2. As used in this 1971 amendatory act, unless the context indicates otherwise:

(1) 'Bond' means any state indebtedness including but not limited to bonds or other evidence of indebtedness.

(2) 'Committee' means the finance advisory committee.

(3) 'Department' means the department of finance and business regulation.

(4) 'Director' means the director of the department of finance and business regulation.

**NEW SECTION.** Sec. 3. There is created a department of state government to be known as the department of finance and business regulation. The executive and administrative head of the department shall be the director. The director shall be appointed by the governor with the consent of the senate. He shall serve at the pleasure of the governor and may be removed upon written notification by the governor.

The director shall have complete charge of and supervisory powers over the department. He shall be paid a salary fixed by the governor in accordance with the provisions of RCW 43.03.040. If a vacancy occurs in the position of director while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate at which time he shall present to that body the name of the person appointed to the position of director.

**NEW SECTION.** Sec. 4. On the effective date of this 1971 amendatory act, there is transferred to the department of finance and business regulation:

(1) All the powers, duties, and functions now vested in the state finance committee by chapter 43.33 RCW or otherwise;

(2) All powers, duties, and functions now vested by law in the division of banking and the supervisor thereof within the department of general administration;

(3) All powers, duties, and functions now vested in the division of savings and loan associations and the supervisor thereof within the department of general administration;

(4) All powers, duties, and functions now vested by law in the business and professional administration of the department of motor vehicles including the divisions of securities, real estate, and professional licensing as described in RCW 46.01.050;

(5) All powers, duties, and functions vested by law in the department of motor vehicles and the director thereof relating to the board of accountancy by chapter 18.04 RCW;

(6) Certain powers, duties, and functions of the state board for volunteer firemen relating to the management of funds available for investment and to the administration of their retirement system as provided in this 1971 amendatory act;

(7) Certain powers, duties, and functions of the Washington law enforcement officers' and fire fighters' retirement system and the retirement board thereof relating to the management of funds available for investment and to the administration of the retirement system as provided in this 1971 amendatory act;

(8) Certain powers, duties, and functions of the Washington state teachers' retirement system and the board of trustees thereof relating to the management of funds available for investment and to the administration of the retirement system as provided in this 1971 amendatory act;

(9) Certain powers, duties, and functions of the Washington public employees' retirement system and the retirement board thereof relating to the management of funds for investment and to the administration of the retirement system as provided in this 1971 amendatory act;

(10) Certain administrative duties and functions of the Washington state building authority as provided in this 1971 amendatory act.

**NEW SECTION.** Sec. 5. This 1971 amendatory act shall not affect the manner for selecting members of the boards affected by subsections (6), (7), (8), and (9) of section 4 of this 1971 amendatory act. Nor shall this 1971 amendatory act affect the terms of any members serving on such boards.

**NEW SECTION.** Sec. 6. The director shall have authority to organize the department into appropriate divisions which shall include a division of investments and bond management, a division of banking, and a division of savings and loan associations.

**NEW SECTION.** Sec. 7. The director shall:

(1) Invest the funds over which the department has supervision under the laws of this state in securities authorized by law and dispose of or convert securities when, in his judgment, it is to the best interest of the funds to do so;

(2) Establish such policies as he deems necessary to govern the methods, practices, or procedures for investment, reinvestment, purchase, sale, or exchange of securities;

(3) Have free access to all files and records of various funds assigned to the department for investment purposes and shall inspect and audit the files and records as he deems necessary;

(4) Provide for the issuance and sale of bonds over which the department has supervision;

(5) Prepare written monthly reports summarizing the investment and bond management activities of the department which shall be sent to the governor, to members of the advisory committee, to all agencies having a direct financial interest in the investment of funds or issuance and sale of bonds by the director, and to other persons on request;

(6) Employ personnel to carry out the general administration of the department;

(7) Submit an annual written report of the activities of the department to the governor and the legislature including recommendations for statutory changes the director believes desirable;

(8) Adopt such rules and regulations as are necessary to carry out the powers, duties, and functions of the department.

*NEW SECTION.* Sec. 8. The director may delegate the performance of such of his powers, duties, and functions, other than those relating to the adoption, amendment, or rescission of rules and regulations, to employees of the department but the director shall be responsible for the official acts of the employees of the department.

*NEW SECTION.* Sec. 9. In addition to the exemptions set forth in RCW 41.06.070, the provisions of chapter 41.06 RCW, the state civil service law, shall not apply in the department to the director, his administrative assistant for personnel and administration, his confidential secretary, the deputy director, the assistant directors which shall not exceed six in number, the chief assistant for investments and the chief assistant for bond management within the division of investments and bond management.

The officers appointed pursuant to this section shall be paid salaries to be fixed by the governor in accordance with the procedure established by law for the fixing of salaries for officers exempt from the operation of the state civil service law.

All employees and personnel classified under chapter 41.06 RCW, the state civil service law, and engaged in duties pertaining to the functions transferred by this 1971 amendatory act, shall be assigned to the department to perform their usual duties upon the same terms as formerly, without any loss of rights, subject to any action that may be appropriate thereafter in accordance with the laws and rules governing the state merit system.

*NEW SECTION.* Sec. 10. The department, through the division of investments and bond management, shall invest all funds available held for investment in the state treasury unless otherwise specified by law including funds of the Washington public employees' retirement system, the teachers' retirement system, and the Washington law enforcement officers' and fire fighters' retirement system and shall issue and sell all bonds that are financed by funds within the state treasury.

*NEW SECTION.* Sec. 11. Any state college or university, community college, the state board for community college education, or public agency as defined by RCW 39.34.020 may request technical advice and assistance from the department or may contract for services from the department concerning their investments and the issue and sale of bonds. Agreements and contracts shall conform to the requirements of chapter 39.34 RCW.

*NEW SECTION.* Sec. 12. The state board for volunteer firemen and the Washington law enforcement officers' and fire fighters' retirement system and the retirement board thereof, the Washington state teachers' retirement system and the board of trustees thereof, and the Washington public employees' retirement system and the retirement board thereof shall each exercise all powers, duties, and functions provided for by law independent from the department and without approval or control of the department except powers, duties, and functions relating to the management of funds available for investment. In addition, the director of the department in regard to the retirement systems and boards thereof affected by this section shall provide all staff and perform necessary administrative and clerical functions.

*NEW SECTION.* Sec. 13. There is created a finance advisory committee which shall consist of the state treasurer who shall be chairman, one member of the retirement board of the Washington public employees' retirement system designated by such board, one member of the board of trustees of the teachers' retirement system designated by such board, and four public members appointed by the governor which members shall be knowledgeable in financial matters. The four public members shall be appointed for terms of four years or until their successors are appointed. In case of a vacancy among the public members, it shall be filled by appointment by the governor for the unexpired portion of the term in which the vacancy occurs. The terms of the first four public members appointed shall be staggered so that one member shall be appointed to serve until July 1, 1972, one member until July 1, 1973, one member until July 1, 1974, and one member until July 1, 1975: PROVIDED, That one public member appointed by the governor shall be subject to the approval of the state treasurer, a designee of the board of trustees of the Washington state teachers' retirement system, and a designee of the retirement board of the Washington public employees' retirement system.

*NEW SECTION.* Sec. 14. The finance advisory committee shall:

(1) Advise the director on the investment and bond management policies, practices, and procedures of the department.

(2) Review the actions of the department relating to investments and bond management at least quarterly, and may meet sooner when called by the chairman or by a majority of the committee.

(3) Submit an annual written report of its activities to the governor and the legislature which shall include recommendations for changes in administrative procedures and statutes relating to investments and bond management which are deemed desirable by the members of the committee.

(4) Have access to all files and records of the department and may require any officer or employee therein to provide such information as it may deem necessary in the performance of its functions.

(5) Inspect the respective accounts and funds administered through the department.

**NEW SECTION.** Sec. 15. If apportionments of budgeted funds are required because of the transfers herein authorized, the director of the office of program planning and fiscal management shall certify such apportionments to the agencies affected, the state auditor, and the state treasurer. Each of these shall make the appropriate transfer and adjustments in funds and appropriation accounts and equipment records in accordance with such certification.

**NEW SECTION.** Sec. 16. Nothing in this 1971 amendatory act shall be construed to affect any existing rights acquired under the sections amended or repealed herein except as to the governmental agencies referred to and their officials and employees, nor as affecting any actions, activities or proceedings validated thereunder, nor as affecting any civil or criminal proceedings instituted thereunder, nor any rule, regulation, or order promulgated thereunder, nor any administrative action taken thereunder; and neither the abolition of any agency or division thereof nor any transfer of powers, duties, and functions as provided herein, shall affect the validity of any act performed by such agency or division thereof or any officer thereof prior to the effective date of this 1971 amendatory act.

**NEW SECTION.** Sec. 17. Nothing contained in this 1971 amendatory act shall be construed to alter any existing collective bargaining unit or the provisions of any existing collective bargaining agreement until any such agreement has expired or until any such bargaining unit has been modified by action of the personnel board as provided by law.

**NEW SECTION.** Sec. 18. On the effective date of this 1971 amendatory act, all rules and regulations, and all pending business before the committees, divisions, boards, and other agencies of the state abolished or transferred by the provisions of this 1971 amendatory act shall be continued and acted upon by the department.

All existing contracts and obligations pertaining to the functions herein transferred shall remain in full force and effect, and shall be performed by the department. Neither the abolition of the state finance committee nor the business and professional administration nor any of the transfers authorized in this 1971 amendatory act shall affect the validity of any act performed by such agencies, or by any official or employee thereof, prior to the effective date of this 1971 amendatory act.

None of the transfers involving bond management including but not limited to the issue and sale of bonds by the state finance committee, the state capitol committee, the state board for community college education, the governing boards for the state colleges and universities, the Washington toll bridge authority, and the state building authority shall affect the validity of any act performed by such agencies or by any official or employee thereof prior to the effective date of this 1971 amendatory act.

None of the transfers involving investment of funds by the state finance committee, the public employees' retirement board, the board of trustees of the teachers' retirement system, and the retirement board for the Washington law enforcement officers' and fire fighters' retirement system shall affect the validity of any act performed by such agencies or by any official or employee thereof prior to the effective date of this 1971 amendatory act.

**NEW SECTION.** Sec. 19. All reports, documents, surveys, books, records, files, papers, or other writings relating to the administration of the powers, duties, and functions transferred by this 1971 amendatory act shall be made available to the department.

All cabinets, furniture, office equipment, motor vehicles, and other tangible property employed in carrying out the powers, duties, and functions transferred by this 1971 amendatory act shall be made available to the department.

All funds, credits, or other assets held in connection with powers, duties, and functions herein transferred shall be assigned to the department.

Any appropriations made to any committee, division, board, or any other state agency for the purpose of carrying out the powers, duties, and functions herein transferred shall on the effective date of this 1971 amendatory act be transferred and credited to the department for the purpose of carrying out such transferred powers, duties, and functions.

**NEW SECTION.** Sec. 20. The disclosure or use of names and addresses of persons entitled to or receiving benefits from the retirement systems transferred to the department by the provisions of this 1971 amendatory act by any person other than authorized personnel of the department for purposes directly related to the administration of such retirement systems is prohibited except upon application to and approval by the superior court of Thurston county. Violation of this section by any person including any unauthorized public official shall be a gross misdemeanor punishable by either a year in county jail or a fine of one thousand dollars or by both.

Sec. 21. Section 1, chapter 11, Laws of 1971 and RCW 43.17.010 are each amended to read as follows:

There shall be departments of the state government which shall be known as (1) the department of social and health services, (2) the department of ecology, (3) the department of labor and industries, (4) the department of agriculture, (5) the department of fisheries, (6) the department of game, (7) the department of highways, (8) the department of motor vehicles, (9) the department of general administration, (10) the department of commerce and economic development, [and] (11) the department of revenue, and (12) the department of finance and business regulation, which shall be charged with the execution, enforcement, and administration of such laws, and invested with such powers and required to perform such duties, as the legislature may provide.

Sec. 22. Section 2, chapter 11, Laws of 1971 and RCW 43.17.020 are each amended to read as follows:

There shall be a chief executive officer of each department to be known as: (1) The secretary of social and health services, (2) the director of ecology, (3) the director of labor and industries, (4) the director of agriculture, (5) the director of fisheries, (6) the director of game, (7) the director of highways, (8) the director of motor vehicles, (9) the director of general administration, (10) the director of commerce and economic development [and] (11) the director of revenue, and (12) the director of finance and business regulation.

Such officers except the director of highways and the director of game, shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of the governor. If a vacancy occurs while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate, when he shall present to that body his nomination for the office. The director of highways shall be appointed by the state highway commission, and the director of game shall be appointed by the game commission.

Sec. 23. Section 43.19.010, chapter 8, Laws of 1965 and RCW 43.19.010 are each amended to read as follows:

The department of general administration shall be organized into [five] three divisions, to be known as, (1) [the division of banking, (2) the division of savings and loan associations, (3)] the division of capital buildings, [(4)] (2) the division of purchasing, and [(5)] (3) the division of engineering and architecture.

The director of general administration shall have charge and general supervision of the department. He may appoint and deputize such clerical and other assistants as may be necessary for the general administration of the department. The director of general administration shall receive a salary in an amount fixed by the governor.

NEW SECTION. Sec. 24. There is added to chapter 43.75 RCW a new section to read as follows:

The department of finance and business regulation shall provide all administrative staff for the state building authority and appropriations for the state building authority shall be made to the department. The authority shall issue and sell all bonds and other evidences of indebtedness through the department of finance and business regulations.

NEW SECTION. Sec. 25. The following acts or parts of acts are each hereby repealed:

- (1) Section 43.19.020, chapter 8, Laws of 1965 and RCW 43.19.020;
- (2) Section 43.19.100, chapter 8, Laws of 1965 and RCW 43.19.100;
- (3) Section 5, chapter 156, Laws of 1965, section 34, chapter 281, Laws of 1969 ex. sess. and RCW 46.01.050;
- (4) Section 117, chapter 32, Laws of 1967, section 35, chapter 281, Laws of 1969 ex. sess. and RCW 46.01.055;
- (5) Section 43.33.010, chapter 8, Laws of 1965 and RCW 43.33.010;
- (6) Section 43.33.020, chapter 8, Laws of 1965 and RCW 43.33.020;
- (7) Section 43.33.030, chapter 8, Laws of 1965 and RCW 43.33.030; and
- (8) Section 43.33.040, chapter 8, Laws of 1965 and RCW 43.33.040.

NEW SECTION. Sec. 26. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 27. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1971."

In line 5 of the title after the semicolon following "RCW 43.19.010" and before "creating" in line 6 insert "adding a new section to chapter 43.75 RCW"

Signed by Representatives Bluechel, Chairman, Bledsoe, Cunningham, Hoggins, Kraabel, McCormick, Paris, Swayze, Williams.

MINORITY recommendation: Do not pass. Signed by Representative Hurley.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 704, requiring notice to property owners of the nature and amount of special assessments due, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 26 strike "On the day" and insert "Within fifteen days"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Mentor, Merrill, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

March 30, 1971.

HOUSE BILL NO. 1094, implementing law relating to school districts and their negotiations with certificated personnel, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On line 2 of the title, following "personnel" and before the period insert: "; amending section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010; amending section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020; amending

section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030; amending section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070; amending section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080; repealing section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; repealing section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040; and adding new sections to chapter 223, Laws of 1969 ex. sess. and chapter 28A.72 RCW."

On page 1, following the enacting clause strike the remainder of the act and insert:

"Section 1. Section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010 are each amended to read as follows:

It is the purpose of this chapter to strengthen methods of administering employer-employee relations through the establishment of orderly methods of communication and procedures for resolving disputes between certificated employees and the school districts by which they are employed.

Sec. 2. Section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020 are each amended to read as follows:

As used in this chapter:

'Employee organization' means any organization which includes as members certificated employees of a school district and which has as one of its purposes the representation of the employees in their employment relations with the school district.

'Certificated employee' means any employee holding a regular teaching certificate [of the state] authorized by state law of the state board of education and who is employed by any school district with the exception of the chief administrative officers of each local district.

'Chief administrative officers' shall mean the superintendent, deputy superintendents, administrative assistants to the superintendent, assistant superintendents, the business manager, the director of personnel and board negotiators as provided for in section 5 of this 1971 amendatory act.

'Established administrative channels' shall mean those procedures adopted by the board of directors of a school district under section 5 of this 1971 amendatory act for utilizing chief administrative officers of the district to meet and confer with representatives of the employee organization prior to the meeting, conferring or negotiating with the board of directors, or a committee thereof, or its designated representatives.

Sec. 3. Section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030 are each amended to read as follows:

Representatives of an employee organization, which organization shall by secret ballot have won a majority in an election to represent the certificated employees within its school district, [shall have the right,] after using established administrative channels, shall have the right to meet, confer and negotiate with the board of directors of the school district or [a committee thereof] its designated representatives [to communicate the considered professional judgment of the certificated staff] prior to [the] final adoption by the board or chief administrative officers of proposed school board policies and administrative procedures relating to [, but not limited to, curriculum, textbook selection,] in-service training, student teaching programs, [personnel] grievance procedures, hiring and assignment practices, fringe benefits, leaves of absence, personnel contract provisions, hours to be worked, salaries and salary schedules [and], noninstructional duties, procedures for curriculum development, and, except as otherwise provided by law, the selection of instructional materials: PROVIDED, That any other definite course or method of action or program adopted or to be adopted or selected for the respective school district including the procedures used or to be used to implement such course or method of action or program, only by mutual consent of the board of directors and the employee organization, may become a matter subject to the negotiations procedures established in this chapter: PROVIDED FURTHER, That the employee organization shall have the right to communicate, but not negotiate, its professional judgment on other matters prior to final action by the school board of chief administrative officers.

Sec. 4. Section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070 are each amended to read as follows:

Boards of directors of school districts or any chief administrative officers thereof shall not discriminate against certificated employees or applicants for such positions because of their membership or nonmembership in employee organizations or their exercise of other rights under this chapter.

Sec. 5. Section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080 are each amended to read as follows:

Boards of directors of school districts shall adopt reasonable rules and regulations for the administration of employer-employee relations under this chapter, which rules and regulations shall be subject to negotiation with the employee organization duly chosen to represent the certificated employees. Any such board may employ individuals to serve as negotiators on behalf of the board with representatives of the employee organization chosen to represent the certificated employees prior to meetings between such representatives and such boards, or committees of such boards, pursuant to RCW 28A.72.030: PROVIDED, That an agreement by the negotiators shall be reduced to writing and submitted in such form to the respective parties for final action. A board's negotiator may be given authority to reach agreement on behalf of the board within limits established by the board.

*NEW SECTION.* Sec. 6. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

Negotiations between the employee organization duly chosen to represent certificated employees under chapter 28A.72 RCW and the board shall at all times be conducted in good faith with the objective of reaching an agreement which, when final, shall be reduced to writing and which shall be binding on both parties. Such employee organization shall be the exclusive representative of and negotiate for all of the certificated employees of their respective school district.

*NEW SECTION.* Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

There is hereby established, under the authority of the superintendent of public instruction, an educational mediation, conciliation, and fact-finding service, hereinafter in this 1971 amendatory act referred to as the service. The service shall be under the direction of a Washington state education conciliation director, hereinafter in this 1971 amendatory act referred to as the director, who shall have had substantial experience in the field of fact-finding, conciliation, and mediation of disputes involving employee relations, and who shall be appointed by the superintendent of public instruction and shall be exempt from the provisions of chapter 41.06 RCW, the state civil service law. The director shall appoint the staff for the service, subject to the approval of the superintendent of public instruction.

The state board of education is empowered and directed to adopt, with the advice of the superintendent of public instruction and the director, rules and regulations necessary for the administration of sections 8 and 9 of this 1971 amendatory act, the same to be in conformity with such sections' intent and purpose.

*NEW SECTION.* Sec. 8. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

If agreement is not reached between the board of directors of a school district and an employee organization on any matter to which the employee organization has negotiating rights, either party to the negotiations, forty-eight hours after serving written notice of its intended action to the other party, may request that the director appoint either a fact-finder or mediator to assist in the resolution of the disagreement. The director shall forthwith appoint a fact-finder or mediator, as requested, to enter the negotiations process in that school district. In the case of conflicting requests, the director shall decide whether a fact-finder or mediator shall be appointed.

If a fact-finder is appointed, the parties shall furnish all information and documents relevant to the negotiations dispute requested by the fact-finder and shall attend as requested all hearings scheduled by him. Any party refusing to produce any such information or documents, unless privileged, or to attend such hearings as requested shall be deemed to be in bad faith. Neither party shall be bound in their subsequent negotiations by the findings of the fact-finder respecting the facts or law related to the dispute.

If a mediator is appointed, any party to negotiations which fails to attend, after reasonable notice, the first meeting scheduled by a mediator appointed under this section shall be deemed to be in bad faith. The meaning of the term 'bad faith' is not limited to the definitions contained herein. Any party held or deemed to be in bad faith in negotiations shall be subject to judicial process by the other party for which the court may grant such injunctive or other relief as the court deems appropriate.

From the time of the written notice of intent to invoke the procedures of this section until seventy-two hours after the receipt by both parties of the written decision of the fact-finder or until five days after the first conference of the mediator with both parties, neither party shall take any action adverse to the position of the other party or its members.

*NEW SECTION.* Sec. 9. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

After exhausting the procedures provided in section 8 of this 1971 amendatory act, both parties to the negotiations, through mutual consent and by written agreement, may request the director of the service to appoint, and the director shall appoint, an arbitrator to any dispute arising from employee-employer negotiations in school districts. The costs of such arbitrator shall be paid by the parties as provided in the arbitration agreement.

*NEW SECTION.* Sec. 10. Section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; and section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040 are each hereby repealed.

*NEW SECTION.* Sec. 11. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Brown, Conway, Hatfield, Jones, Lysen, May, Polk, Randall, Smythe.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE JOINT RESOLUTION NO. 55, amending the Constitution by repealing the 40% voter turnout requirement for special levy elections, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Grant, May, Moon, North, Smythe.

Passed to Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

#### SECOND READING

HOUSE BILL NO. 805, by Representatives Barden, Bagnariol, Shera, Juelling and Haussler:

Licensing of installment loan companies.

The bill was read the second time.

Mr. Julin moved adoption of the following amendments:

On page 2, section 2, line 15 after "find" strike "(a)"

On page 2, section 3, lines 20 through 23 after "chapter," on line 20 strike everything through "conducted," on line 23

Representative Julin spoke in favor of the amendments, and Representatives Barden and Bagnariol spoke against the adoption of the amendments.

Mr. Julin spoke again in favor of the amendments, and Mrs. Hurley spoke against them.

The amendments by Mr. Julin were not adopted.

Mr. Bagnariol moved adoption of the following amendment and spoke in favor of its adoption:

On page 2, section 3, line 24 after "applicant" and before the period insert "PROVIDED, That no license shall be issued to any person other than a small loan licensee or chartered industrial loan company authorized to do business in this state and which qualifies hereunder"

#### POINT OF INQUIRY

Mr. Bagnariol yielded to question by Mr. Harris.

Mr. Harris: "Am I correct in my understanding that many, many used car dealers, when they finance automobile paper themselves, are financing that paper not under the small loan act but just as ordinary lenders of money and outside the act?"

Mr. Bagnariol: "I really don't get the gist of your question. What do you mean by 'outside the act'?"

Mr. Harris: "I am saying, Mr. Bagnariol, it occurs to me that in the state of Washington we are permitting automobile dealers (used car dealers particularly) to enter into the financing of the used cars that they sell. I am of the opinion that they are selling those cars on time without being covered by the act. They do not have a small loan license. I do not know the answer to this question, and if you don't know, I would like to ask Mr. Julin if he knows."

Mr. Bagnariol: "Let me briefly comment. They are subject to retail credit laws and I believe what they are doing basically is selling their paper."

Mr. Harris spoke against adoption of the amendment, and Mr. Barden spoke in favor of the amendment by Mr. Bagnariol.

The amendment by Mr. Bagnariol to House Bill No. 805 was adopted.

Mr. Pardini moved adoption of the following amendments:

On page 6, section 8, line 15 strike "twelve" and insert "ten"

On page 6, section 8, line 18 strike "ten" and insert "twelve"

Mr. Pardini spoke in favor of the amendments and Mr. Barden spoke against them.

#### MOTION

Mr. Grant moved that the question be divided.

Mr. Grant spoke in favor of the motion, and Mr. Pardini spoke against it.

The motion by Mr. Grant to divide the question was lost on a rising vote.

The Speaker stated the question before the House to be the amendments by Mr. Pardini to House Bill No. 805.

The amendments were lost on a rising vote.

#### MOTION FOR RECONSIDERATION

Mr. Ross, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendments by Mr. Pardini failed.

#### POINT OF ORDER

Mr. Bottiger: "I believe Mr. Ross was on the wrong side in order to make that motion."

Mr. Ross: "I was counted on the wrong side. That's why I am making the motion to reconsider."

The Speaker: "On which side were you counted, Mr. Ross?"

Mr. Ross: "I think I was counted on the side that was against the motion, and I was in favor of the motion to amend."

The Speaker: "If you voted on the negative side of the motion to adopt the amendments, then you were indeed on the prevailing side."

Mr. Ross: "I did so vote, Mr. Speaker."

#### POINT OF ORDER

Mr. May: "Mr. Speaker, I voted for the amendment, and Mr. Ross was standing voting for it when I did, so he voted for the amendment."

#### RULING BY THE SPEAKER

The Speaker: "I'm afraid we have no roll call or recorded votes of individuals by which to determine that. I will accept the word of the man who makes the motion."

The Speaker stated the question before the House to be the motion to reconsider the vote by which the amendments by Mr. Pardini failed.

Mr. Litchman demanded an electric roll call, and the demand was not sustained.

The motion to reconsider was lost on a rising vote.

House Bill No. 805 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 805 was placed on final passage.

Representatives Barden and Bagnariol spoke in favor of passage of the bill, and Representatives Luders, Ross, Bradley, Julin and Pardini spoke against it.

#### POINT OF INQUIRY

Mr. Ross yielded to question by Mr. Lysen.

Mr. Lysen: "Representative Ross, when you were working in legal services, did you feel that the excessive advertising—at least it has been my impression that small loan companies have a substantial amount of advertising in excess of banks or other financial institutions—did you feel this was an attraction that brought in people who really shouldn't be borrowing money? Did it ever come out in committee hearings what the actual percentage of gross income is that small loan companies spend on advertising?"

Mr. Ross: "No, that never came out in committee. With regard to your question concerning the extensive advertising done by small loan companies—in questioning persons who were in trouble because of taking out loans from small loan companies, when asked how they got to the office, they said they saw it on TV—you know, 'no credit risk is too bad, please come in.'"

Mr. Barden closed debate, speaking in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 805, and the bill failed to pass the House by the following vote: Yeas, 12; nays, 84; absent or not voting, 3.

Voting yea: Representatives Adams, Copeland, Curtis, Goldsworthy, Haussler, Hurley, Jueling, Kopet, Litchman, Schumaker, Shera, Mr. Speaker—12.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—84.

Absent or not voting: Representatives Kirk, Kuehnle, Spanton—3.

Engrossed House Bill No. 805 having failed to receive the constitutional majority was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Moon served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 805 failed to pass the House.

HOUSE BILL NO. 811, by Representatives Newhouse, Randall, Hoggins, Kilbury, Kiskaddon, Ross, Gilleland, Kraabel and Blair (by Executive request):

Providing for state-wide land use planning.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 811, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 513, by Representatives Knowles, Eikenberry, Luders, Gallagher, Grant and Bagnariol:

Defining conspiracy as a crime under narcotic and dangerous drug laws.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 513 was placed on final passage.

Representatives Knowles, Eikenberry and Bottiger spoke in favor of passage of the bill, and Representatives Ross and McDermott spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 513, and the bill passed the House by the following vote: Yeas, 83; nays, 13; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Backstrom, Blair, Charette, Charnley, Douthwaite, Jastad, Kilbury, Marzano, Maxie, McDermott, Rosellini, Ross, Williams—13.

Absent or not voting: Representatives Bledsoe, Kirk, May—3.

House Bill No. 513, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 778, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Establishing a "Citizens-Legislative Task Force."

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 778 was placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 778, and the bill passed the House by the following vote: Yeas, 82; nays, 13; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Benitz, Gladder, Hatfield, Hubbard, Hurley, Jastad, Jueling, Kuehnle, Randall, Schumaker, Shipoch, Spanton, Wanamaker—13.

Absent or not voting: Representatives Bledsoe, Kirk, Marzano, Pardini—4.

House Bill No. 778, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 567, by Representatives Bagnariol, Barden and Merrill:

Providing for merger of sewer districts into water districts.

The bill was read the second time.

Mr. Kopet moved adoption of the following amendments and spoke in favor of the amendments:

On page 2, section 3, after line 25 add a new paragraph as follows:

"Upon entry of such agreement, the boards of the water and sewer commissioners shall file a notice of intention to merge together with a copy of said agreement with the boundary review board, if any, of the county and the board shall review the proposed merger under the provisions of RCW 36.93.150 through 36.93.180."

On page 2, section 3, line 31 after "Thereupon," and before "the county" insert the following: "unless the boundary review board has disapproved the proposed merger"

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Hansey.

Mr. Hansey: "Mr. Kopet, how would this amendment affect a county that did not have a boundary review board but wanted to enter into one of these agreements?"

Mr. Kopet: "I think you will find it says, 'boundary review board, if any, . . .' If they don't have one, the boundary review board of course is of no concern."

On motion of Mr. Kopet, the following amendment was adopted:

On page 4, line 8 insert a new section as follows:

"Sec. 7. Section 3, chapter 148, Laws of 1969 ex. sess. and RCW 56.36.030 are each amended to read as follows:

Whenever a merger is initiated in any of the three ways provided in RCW 56.36.020, the boards of the sewer and water commissioners of the respective districts involved shall enter into an agreement providing for the merger. The agreement must be entered into within ninety days following completion of the last act required for initiation of the merger by any one of the means above specified, as provided in RCW 56.36.020. Where two or more water districts seek to merge into a sewer district at or about the same time, there need be but one agreement of merger signed by the sewer district and such two or more water districts if the parties so agree.

*Upon entry of such agreement, the boards of the water and sewer commissioners shall file a notice of intention to merge together with a copy of said agreement with the*

*boundary review board, if any, of the county and the board shall review the proposed merger under the provisions of RCW 36.93.150 through 36.93.180.*

The respective boards of sewer and water commissioners of such districts shall certify such agreement to the county auditor of the county in which the districts are located within twenty days from date of execution of such agreement, with a certified copy thereof filed with the clerk of the board of county commissioners of such county. Thereupon, *unless the boundary review board has disapproved the proposed merger*, the county auditor shall call a special election for the purpose of submitting to the voters of the water district or of each of the two or more water districts involved the proposition of whether the water district shall be merged into the sewer district. Notice of the election shall be given, and the election conducted, in accordance with the general election laws."

On motion of Mr. Kopet, the following amendment to the title was adopted:

On page 1, line 1 of the title after "water" strike all matter down to and including "districts;" on line 2 and insert "and sewer districts; providing for the merger of sewer districts into water districts and water districts into sewer districts; amending section 3, chapter 148, Laws of 1969 ex. sess. and RCW 56.36.030;"

House Bill No. 567 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 567 was placed on final passage.

Mr. Bagnariol spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 567, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Bauer, Bledsoe, Hatfield, Kirk, Rabel—5.

Engrossed House Bill No. 567, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1073, by Representatives Bledsoe and Flanagan:

Providing for the transfer of territory from one county to another.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 1073 was placed on final passage.

Mr. Pardini spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. McDermott.

Mr. McDermott: "If we just take a hypothetical example—if the Snoqualmie ski area would annex itself to Kittitas County, where would the property taxes be paid?"

Mr. Flanagan: "I think the area they are talking about is up there. Once this was agreed to by the county commissioners of both counties, then as soon as it was transferred, that county would collect the property taxes (the county that got it from the other county)."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1073, and the bill passed the House by the following vote: Yeas, 75; nays, 22; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Ceccarelli, Charette, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Randall, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—75.

Voting nay: Representatives Barden, Bradley, Brouillet, Brown, Charnley, Chatalas, Cunningham, Eikenberry, Grant, Hatfield, King, Lysen, Marzano, McDermott, North, Perry, Polk, Rabel, Ross, Savage, Shipoch, Van Dyk—22.

Absent or not voting: Representatives Bledsoe, Kirk—2.

House Bill No. 1073, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 463, by Representatives Brown, Kilbury and Kiskaddon (by Executive request and by Secretary of State request):

Providing for annual general elections and prorating costs thereof between state and governmental subdivisions.

#### MOTION

On motion of Mr. Morrison, House Bill No. 463 was rereferred to the Committee on Elections and Apportionment.

HOUSE BILL NO. 599, by Representatives Eikenberry, Kirk and Jones:  
Clarifying ballot titles of initiative and referendum measures.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 599 was placed on final passage.

Mr. Eikenberry spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 599, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Bledsoe, Kirk—2.

House Bill No. 599, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 210, by Representatives Kopet and Chatalas (by Legislative Budget Committee request):

Providing that the administrative costs of the law enforcement and firefighters retirement system are borne by the local government employer units.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 2, line 29 after "All" strike everything down to and including "and" on line 31

On page 4, section 2, line 7 after "shall," strike remainder of line 7 and all of line 8

On page 4, section 2, after line 30 add a new subsection as follows:

"(8) This act shall take effect commencing on January 1, 1972."

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

House Bill No. 210 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 210 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 210, and the bill passed the House by the following vote: Yeas, 95; nays, 2; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Bradley, Copeland—2.

Absent or not voting: Representatives Bledsoe, Kirk—2.

Engrossed House Bill No. 210, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 457, by Representatives Cunningham, Bottiger and Morrison (by Attorney General request):

Providing for registration and regulation of lobbyists.

#### MOTION

On motion of Mr. Bluechel, Substitute House Bill No. 457 was substituted for House Bill No. 457, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 457 was read the second time and passed to Committee on Rules and Administration for third reading.

The Clerk read the following amendment by Representatives Grant and Marzano:

On page 5, section 3, line 6 after "legislation" strike the remainder of subsection (2) and including "services" on line 8 and insert "[, or in communicating with members of the legislature or the governor in connection therewith]"

#### PARLIAMENTARY INQUIRY

Mr. Grant: "Mr. Speaker, I could inquire of you or the chairman of the committee—there appears to be, on page 4, an error in the draftsmanship. I would like to ask the chairman of the committee a question regarding section 3 before we get into this amendment."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION

On motion of Mr. Morrison, the House deferred further consideration of House Bill No. 457, and the bill was ordered placed on today's calendar immediately following House Bill No. 440.

HOUSE BILL NO. 125, by Representatives Shera, McCormick, Conway and Litchman (by Public Pension Commission request):

Providing for increased pension benefits for certain retired employees of institutions of higher education.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 15 after "pension of" strike "six" and insert "three"

The bill was read the second time.

On motion of Mr. Wolf, the committee amendment was adopted.

House Bill No. 125 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 125 was placed on final passage.

Mr. Pardini spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Barden.

Mr. Barden: "Representative Hubbard, you are a member of the committee which considered this bill. I notice that initially as the bill was introduced it had a biennial cost of one hundred seventy-five thousand dollars that the committee action has reduced the amount to be expended to eighty-seven thousand four hundred eighty dollars for the upcoming biennium. The bill did not carry an appropriation nor is there an expense outlined in the operations budget which passed this House to expend this money. I wonder if you can tell me where the money is going to come from to pay this fund."

Mr. Hubbard: "Representative Barden, I do remember the testimony very well. At that time they were asking just double what we have set up here. Their lobby (one man from both schools) assured us they had this kind of money laying around that they could find without too much trouble—around one hundred seventy thousand dollars—that it wasn't specifically budgeted for anything but that they had it. Now that we have cut this down, and since we can't find these funds earmarked in their operating budget, I can only assume that the University of Washington and Washington State University have a slush fund, that we know of, that has eighty-seven thousand five hundred dollars in it. How much more, I wouldn't have any idea."

Mr. Shera spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 125, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Blair, Bledsoe, Kirk, May—4.

Engrossed House Bill No. 125, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 367, by Representatives Brown, Bottiger, Wanamaker, Charnley, Kraabel, Chatalas, Douthwaite and Mentor (by Attorney General request):

Prohibiting payment of organizers of petition drives.

The bill was read the second time.

Mr. Brown moved adoption of the following amendment:

On page 1, section 1, line 23 after "measure" insert "*PROVIDED, HOWEVER, That nothing herein shall make it illegal for an employee of an organization who is employed primarily in connection with activities other than organizing or recruiting for signatures to organize or recruit others to solicit or procure such signatures*"

Representatives Brown and Bluechel spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Kilbury.

Mr. Kilbury: "Mr. Brown, I do not have this amendment before me yet. Is it the intent of the amendment to permit an employer to require his employees to go out and obtain signatures on company time?"

Mr. Brown: "No, it is not the intent to permit an employer to send them out. If he is willing to voluntarily let them go, it certainly would provide for that. However, if you want to insist on it, I think they would still have some recourse."

The amendment was adopted.

House Bill No. 367 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 367 was placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Wolf.

Mr. Wolf: "Representative Brown, is it the intent of this legislation, or would any part of it prohibit the appearance of an initiative in a grocery store where it was just placed for signatures?"

Mr. Brown: "It is certainly not the intent to prohibit that, and I am confident there is nothing in here that would prohibit that."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 367, and the bill passed the House by the following vote: Yeas, 93; nays, 5; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-93.

Voting nay: Representatives Grant, Jastad, Marzano, Merrill, Moon-5.

Absent or not voting: Representative Kirk-1.

Engrossed House Bill No. 367, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### NOTICE OF RECONSIDERATION

Mr. Eikenberry served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 367 passed the House.

HOUSE BILL NO. 411, by Representatives Kopet, Chatalas and Farr (by Departmental request):

Increasing fees payable to state pharmacy board.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 15 after "a fee of" strike "[ten] twenty" and insert "ten"

On page 7, section 6, line 21 after "fee shall be" strike "twenty" and insert "fifteen"

The bill was read the second time.

On motion of Mr. Kopet, the committee amendments were adopted.

House Bill No. 411 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 411 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 411, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kibury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker-95.

Voting nay: Representative Hatfield-1.

Absent or not voting: Representatives Kirk, Pardini, Zimmerman-3.

Engrossed House Bill No. 411, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 440, by Representatives Brown, Randall, Bledsoe, Kraabel and Rabel (by Secretary of State request):

Regulating certain activities of political parties.

#### MOTION

On motion of Mr. Brown, Substitute House Bill No. 440 was substituted for House Bill No. 440, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 440 was read the second time.

Mr. Brown moved adoption of the committee amendment.

NOTE: On February 26, 1971, the Committee on Elections and Apportionment recommended that Substitute House Bill No. 440 be substituted for House Bill No. 440. By motion, House Bill No. 440 was referred to the Committee on Elections and Apportionment on March 8. On March 29, the Committee on Elections and Apportionment recommended that Substitute House Bill No. 440 do pass as amended.

(For Amendment see Journal of March 29, 1971, Eighteenth Day, Ex. Sess.)

Mr. Kuehnle moved adoption of the following amendment to the committee amendment:

On page 2, section 3, line 10 after "and" strike "is a resident of the precinct" and insert "has resided in the precinct for one year"

Representative Kuehnle spoke in favor of the amendment to the committee amendment, and Representatives Brown and Douthwaite spoke against it.

Mr. Kuehnle spoke again in favor of the amendment to the amendment, and Mr. Douthwaite spoke again in opposition.

## POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Blair.

Mr. Blair: "While not unsympathetic to your feelings in this matter, Representative Kuehnle, I would like to ask you: How would the proof of residency be determined at the time of the caucus and location and by whom? Where would the burden of proof lie? How would we mechanically do this?"

Mr. Kuehnle: "I think the same question could be asked relative to what is the proof of residency at the temporary residence. I think said college student would probably be in a far better position to prove that his home was at his permanent residence as evidenced by his driver's license and his credit cards and everything else that he has in his pocket, since he is in a community where he is known and his parents are known. Certainly when he transplants himself to Pullman or to Cheney or Bellingham or whatever the case might be, he probably then is not in a position to establish his residency because he may very well have been there only on a short term basis. I think another important feature, of course, is that at the present time the only elections in which these young people are permitted to vote are on national offices. They have to have a special ballot and the practical application of that will be that they will be voting on an absentee basis. They will probably not be going to the polls in that locality. They will probably be voting on an absentee basis through their hometown."

Mr. Blair: "Did I understand you clearly that you would allow the precinct committeeman at the time of the caucus to make the final decision as to who could participate in the caucus?"

Mr. Kuehnle: "The statute doesn't provide in either instance for who shall make the determination of residency. I would think that if his residency were questioned, then, yes, in fact, the chairman of the meeting who presumably would be the precinct committeeman would make that determination."

The amendment by Mr. Kuehnle to the committee amendment was adopted.

Mr. Kuehnle moved adoption of the following amendment to the committee amendment:

On page 4, section 8, line 10 before "be" strike "may" and insert "shall"

On page 4, section 8, line 10 after "delegate" strike "if party rules so provide"

Mr. Kuehnle spoke in favor of the amendment to the amendment.

The Speaker called on Mr. Copeland to preside.

Mr. Kilbury spoke in favor of adoption of the amendment to the amendment.

The amendment by Mr. Kuehnle to the committee amendment was adopted.

On motion of Mr. Kuehnle, the following amendment to the committee amendment was adopted:

On page 6, section 18, line 19 after "shall be decided" and before "by a majority" insert "by secret ballot"

Mr. Kuehnle moved adoption of the following amendment to the committee amendment:

On page 7, line 2, after the period add two new sections as follows:

**NEW SECTION. Sec. 21.** Each state committee of a major political party shall adopt as a written rule a provision whereby at a meeting of such committee, (1) a parliamentarian, which shall mean for the purposes of this section a person who is knowledgeable in parliamentary rules of procedure, shall be present at such meeting and shall be available exclusively for consultation with committeemen attending the meeting, and (2) a reasonable delay in the committee proceedings shall be allowed on motion by a committeeman for purposes of consulting with such parliamentarian.

**NEW SECTION. Sec. 22.** Each state convention of a major political party shall adopt as a permanent rule a provision whereby at a party convention there may be seated with each county delegation on the floor of the convention a parliamentarian as defined in section 21 of this act and selected by the county delegation."

Re-number the remaining sections consecutively.

Representative Kuehnle spoke in favor of the amendment to the amendment, and Representatives Brown, Bledsoe and Moon spoke against it.

The amendment by Mr. Kuehnle to the committee amendment was lost.

Mr. Lysen moved adoption of the following amendment to the committee amendment:

On page 7, line 15, following section 21, insert new sections to read as follows:

**NEW SECTION. Sec. 22.** There is added to chapter 29.42 RCW a new section to read as follows:

The state committee of each major political party shall adopt rules and regulations to provide for the election of its membership. Such rules and regulations shall assure that every elector who is a member of the party shall be given an equal voice in the selection of the state committee.

*NEW SECTION.* Sec. 23. The following acts or parts of acts thereof are each hereby repealed.

- (1) Section 29.42.020, chapter 9, Laws of 1965, and RCW 29.42.020; and
- (2) Section 29.42.030, chapter 9, Laws of 1965, and RCW 29.42.030."

Representatives Lysen and Grant spoke in favor of the amendment to the committee amendment, and Representatives Kilbury, Van Dyk and Brown spoke against it.

The amendment by Mr. Lysen to the committee amendment was not adopted.

#### MOTION FOR RECONSIDERATION

Mr. Pardini, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendment by Mr. Kuehnle to page 6 of the committee amendment was adopted.

#### POINT OF ORDER

Mr. Kuehnle: "I think that Reed's Rules provide that intervening business would preclude this possibility."

#### RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Although intervening business has transpired, we are still within the framework of second reading, and anytime the body wishes to perfect the subject matter before us, they most assuredly have the opportunity to do so."

Mr. Pardini spoke in favor of the motion to reconsider the amendment by Mr. Kuehnle to the committee amendment.

The motion was carried on a rising vote.

#### RECONSIDERATION

The Speaker (Mr. Copeland presiding) stated the question before the House to be the following amendment by Mr. Kuehnle to the committee amendment:

On page 6, section 18, line 19 after "shall be decided" and before "by a majority" insert "by secret ballot"

Representative Bledsoe spoke against adoption of the amendment to the amendment, and Representatives Kuehnle and Kilbury spoke in favor of it.

#### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Moon.

Mr. Moon: "Representative Kuehnle, would this amendment, if it passed, prevent a central committee or a state committee from resolving itself into a committee of the whole to then make a decision and report back to the body?"

Mr. Kuehnle: "I think under the present rules of the Republican State Central Committee (I can't speak for yours)—that the present rules would not provide for it."

Mr. Moon: "We don't have those problems of trying to be secret in our party. I just wanted to make it known whether or not you would have this added committee of the whole to hide behind."

Representatives Lynch and Kiskaddon spoke against adoption of the amendment to the amendment.

Mr. Charette demanded the previous question, and the demand was sustained.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Kuehnle to the committee amendment, Substitute House Bill No. 440, and the amendment was lost by the following vote: Yeas, 27; nays, 66; absent or not voting, 6.

Voting yea: Representatives Backstrom, Barden, Beck, Costanti, Curtis, Eikenberry, Flanagan, Gladder, Harris, Hatfield, Haussler, Hurley, Johnson, Kilbury, Knowles, Kopet, Kraabel, Kuehnle, Luders, Moon, Pardini, Perry, Polk, Randall, Savage, Shinpoch, Spanton—27.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Hansey, Hoggins, Hubbard, Jastad, Jones, Juelsing, Kiskaddon, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Rabel, Rosellini, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—66.

Absent or not voting: Representatives Grant, Julin, King, Kirk, Maxie, Mr. Speaker—6.

## STATEMENT FOR THE JOURNAL

My vote on the Kuehnle amendment was recorded as "aye." I wish to be recorded as a "no" vote. CHARLES MOON, 39th District. ROBERT A. PERRY, 45th District.

Mr. Lysen moved adoption of the following amendment to the committee amendment and spoke in favor of its adoption:

On page 7, line 15, following section 21 insert new sections to read as follows:

"Section 1. Section 29.42.020, chapter 9, Laws of 1965 and RCW 29.42.020 are each amended to read as follows:

The state committee of each major political party shall consist of one committeeman and one committeewoman from each [county] legislative district elected by the [county] committee at its organization meeting] precinct committeemen of the legislative district. It shall have a chairman and a vice chairman who must be of opposite sexes.

Sec. 2. Section 29.42.030, chapter 9, Laws of 1965 and RCW 29.42.030 are each amended to read as follows:

The county central committee of each major political party shall consist of the precinct committeemen of the party from the several voting precincts of the county. This committee shall meet for the purpose of organization at the county court house at two o'clock p.m. on the second Saturday in December after each state general election unless some other time and place are designated by a sufficient notice to all the newly elected committeemen by the authorized officers of the retiring committee. For the purpose of this paragraph, a notice mailed at least [seventy-two hours] five days prior to the date of the meeting shall constitute sufficient notice

At its organization meeting, the county central committee shall elect a chairman and vice chairman who must be of opposite sexes [; it shall also elect a state committeeman and a state committeewoman]."

Renumber successive sections consecutively.

## POINT OF ORDER

Mr. Brown: "Calling your attention to our own House Rule No. 32, he is offering an amendment here which is the subject of a bill still before this body. I believe that is excluded by Rule No. 32."

The Speaker (Mr. Copeland presiding) declared the House to be at ease.

The Speaker (Mr. Copeland presiding) called the House to order.

The Speaker (Mr. Copeland presiding): "With the consent of the House, Mr. Brown withdraws his point of order."

Mr. Lysen concluded his remarks in favor of the amendment to the amendment, and Mr. Brown spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Lysen to the committee amendment, Substitute House Bill No. 440, and the amendment to the amendment was lost by the following vote: Yeas, 22; nays, 72; absent or not voting, 5.

Voting yea: Representatives Barden, Blair, Brouillet, Ceccarelli, Charnley, Chatalas, Douthwaite, Eikenberry, Grant, King, Knowles, Kraabel, Litchman, Lysen, Marsh, McDermott, Perry, Polk, Rosellini, Sawyer, Shipoch, Williams—22.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Charette, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, Kiskaddon, Kopet, Kuehnl, Luders, Lynch, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Rabel, Randall, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman—72.

Absent or not voting: Representatives Julin, Kirk, Moon, North, Mr. Speaker—5.

The Speaker (Mr. Copeland presiding) stated the question before the House to be the committee amendment to Substitute House Bill No. 440 as amended.

The committee amendment as amended was adopted.

Substitute House Bill No. 440 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 440 be placed on final passage.

Mr. May demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion to advance Engrossed Substitute House Bill No. 440 to third reading and final passage, and the motion was lost by the following vote: Yeas, 42; nays, 54; absent or not voting, 3.

Voting yea: Representatives Amen, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Harris, Hoggins, Hubbard, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Lynch, McDermott, Mentor, Morrison, Newhouse, Pardini, Paris, Rabel, Ross, Shera, Smith, Smythe, Wanamaker, Wolf, Zimmerman—42.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Gladder, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnl, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shipoch, Spanton, Thompson, Van Dyk, Williams, Wojahn—54.

Absent or not voting: Representatives Kirk, North, Mr. Speaker—3.

**SUBSTITUTE HOUSE BILL NO. 457**, by Committee on State Government (Originally sponsored by Representatives Cunningham, Bottiger and Morrison—by Attorney General request):

Providing for registration and regulation of lobbyists.

The House resumed consideration of Substitute House Bill No. 457 on second reading.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 4, section 3, line 23 after "5," strike "7(1) nor 7(5) of" and insert "8(1) nor 8(5) of"

Mr. Grant moved adoption of the following amendment by Representatives Grant and Marzano:

On page 5, section 3, line 6 after "legislation" strike the remainder of subsection (2)

through and including "services" on line 8 and insert "[, or in communicating with members of the legislature or the governor in connection therewith]"

Representatives Grant, Bottiger and Cunningham spoke in favor of the amendment. The amendment by Representatives Grant and Marzano was adopted.

On motion of Mr. Bottiger, the following amendment was adopted:

On page 4, section 3, line 33 beginning with ", and" strike everything through "residence" on page 5, line 2

Substitute House Bill No. 457 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 457 was placed on final passage.

Mr. Cunningham spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Grant.

Mr. Grant: "Does the bill as it now stands require lobbyists to report what they spend on other lobbyists?"

Mr. Cunningham: "I don't recall that being in the bill, Mr. Grant."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 457, and the bill passed the House by the following vote: Yeas, 90; nays, 7; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—90.

Voting nay: Representatives Benitz, Bluechel, Hatfield, Hubbard, Kuehnle, Schumaker, Wanamaker—7.

Absent or not voting: Representatives Kirk, Mr. Speaker—2.

Engrossed Substitute House Bill No. 457, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted "no" on Engrossed Substitute House Bill No. 457 in order to qualify to be on a possible conference committee. I favor the bill. ALAN BLUECHEL, 1st District.

#### MOTIONS

On motion of Mr. Bledsoe, HOUSE BILL NO. 539 was made a special order of business for 9:00 p.m.

On motion of Mr. Morrison, the House recessed until 7:30 p.m.

#### EVENING SESSION

The Speaker called the House to order at 7:30 p.m.

The Clerk called the roll and all members were present except Representatives Adams, Anderson and Kirk who were excused.

## MESSAGES FROM THE SENATE

March 31, 1971.

Mr. Speaker: The Senate has adopted SENATE CONCURRENT RESOLUTION NO. 24, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 31, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 47 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

## SECOND READING

HOUSE BILL NO. 581, by Representatives Pardini, Thompson, Jueling and Smythe: Providing for revisions in insurance law.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, beginning with line 22 strike all of lines 22, 23 and 24, and insert "(a) be [twenty-one] eighteen years of age or over, if an individual;"

On page 4, section 4, line 26 after "commissioner may" insert "approve or"

On page 8, section 6, line 7 after "contracts" insert ", and any such variable life insurance contract shall provide that the investment experience of the separate account shall in no event operate to reduce the death benefit below an amount equal to the face amount of the contract at the time the contract was issued"

On page 8, section 6, line 7 after "individual" insert "variable"

On page 9, section 8, line 12 after "constitute at" strike "lease" and insert "least"

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

On motion of Mr. Shera, the following amendments by Representatives Shera and Bagnariol were adopted:

On page 7, section 5, line 18 after "Variable" strike "annuity"

On page 8, section 7, line 20 after "selling variable" strike "annuity"

On page 10, section 9, line 20 after "this state" strike everything before the period

House Bill No. 581 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 581 was placed on final passage.

Mr. Pardini spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 581, and the bill passed the House by the following vote: Yeas, 82; nays, 7; absent or not voting, 10.

Voting yea: Representatives Amen, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Bagnariol, Berentson, Grant, Hubbard, Luders, Lysen, Shinpoch—7.

Absent or not voting: Representatives Adams, Anderson, Backstrom, Jueling, Kirk, Mentor, Morrison, Newhouse O'Brien, Smythe—10.

Engrossed House Bill No. 581, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 682, by Representatives Barden, Merrill, Lynch, Ceccarelli, Jueling, McCormick, Polk, Haussler, Kopet, Luders, Kuehne, Smith, Mentor, Backstrom, Bauer, Litchman, Randall, Rosellini, Schumaker, Shera, Shinpoch and Wolf:

Requiring the attorney general to prosecute welfare fraud cases.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 3 of the title, after "circumstances" add a period and strike the remainder of the title

On page 1, line 6 after "Section 1." strike the balance of the bill and insert "The attorney general shall provide assistance to the department of social and health services in the review, processing and preparation of cases involving alleged criminal fraud by a person or persons obtaining or attempting to obtain benefits under Title 74 RCW and shall recommend to the department prosecution in cases where it appears that an offense has been committed and that sufficient evidence is available. The department of social and health services shall transmit such allegations, together with a full investigative report, to the prosecuting attorney of the appropriate county. Upon request of the county prosecutor, the attorney general may provide additional assistance, including conduct of the trial of the person charged. In the event the attorney general conducts the trial, and related proceedings, the county shall bear the same expenses and costs, excluding attorney fees for the attorney general for such prosecution and proceedings as it would were the prosecution being prepared and conducted by the county prosecuting attorney."

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

House Bill No. 682 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 682 was placed on final passage.

Mr. Barden spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 682, and the bill passed the House by the following vote: Yeas, 89; nays, 1; absent or not voting, 9.

Voting yea: Representatives Amen, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representative Ross—1.

Absent or not voting: Representatives Adams, Anderson, Backstrom, Bottiger, Juelling, Kirk, Mentor, O'Brien, Smythe—9.

Engrossed House Bill No. 682, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 687, by Representatives Conner, Flanagan and Gallagher:

Increasing commercial salmon fishing license fees.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 27 after "of" strike "chinook or silver" and insert "[chinook or silver]"

On page 2, section 1, line 11 after "hereinabove" insert "except those holding a valid troll license are exempt from said fees"

On page 3, section 3, line 27 strike "[three] two times" and insert "[three times]"

On page 6, section 9, line 13, strike "one" and insert "[one] two"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 687 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 687 was placed on final passage.

Mr. Conner spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Conner yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "For the record, Mr. Conner, what is the fiscal impact of this action we are about to take?"

Mr. Conner: "It is a little over a million dollar increase in five years."

Mr. Costanti spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 687, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Grant—1.

Absent or not voting: Representatives Adams, Anderson, Bottiger, Kirk, Smythe—5.

Engrossed House Bill No. 687, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## HOUSE BILL NO. 774, by Representative Bluechel:

Relating to the operation and administration of state government.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 1, 1971, Fiftieth Day.)

The bill was read the second time.

Mr. Bluechel moved adoption of the committee amendment.

Mr. Bledsoe spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bluechel, the committee amendment to the title was adopted.

House Bill No. 774 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 774 be placed on final passage.

Mr. Grant demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 774 to third reading and final passage, and the motion was lost by the following vote: Yeas, 47; nays, 48; absent or not voting, 4.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—47.

Voting nay: Representatives Backstrom, Bagnariol, Barden, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott,

Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—48.

Absent or not voting: Representatives Adams, Anderson, Kirk, Smythe—4.

HOUSE BILL NO. 818, by Representatives Kirk, Rosellini and Charette:  
Establishing a Washington Judicial Retirement System Act.

#### MOTION

On motion of Mr. Morrison, House Bill No. 818 was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 946, by Representatives Ross, Curtis, Douthwaite, Jones, Kiskaddon, Kraabel, Maxie, Mentor, Smythe and Wolf:

Providing for review of hospital construction contracts to prevent discriminatory practices.

#### MOTION

On motion of Mr. Hubbard, Substitute House Bill No. 946 was substituted for House Bill No. 946, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 946 was read the second time.

Mr. Ross moved adoption of the following amendment and spoke in favor of the amendment:

On page 1, section 1, line 4 strike "labor and industries" and insert "social and health services"

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Charette.

Mr. Charette: "Mr. Hubbard, this bill came out of your committee. Is there a drafting oversight in the bill?"

Mr. Hubbard: "No, Mr. Charette. The committee adopted the language in the substitute bill, 'director of department of labor and industries,' which was substituted from the 'department of social and health services,' which is the subject of Mr. Ross' present amendment."

Mr. Charette spoke against adoption of the amendment.

The amendment by Mr. Ross was not adopted.

Mr. Ross moved adoption of the following amendment and spoke in favor of it.

On page 1, section 2, line 17 after "of" strike "labor and industries" and insert "social and health services"

The amendment by Mr. Ross was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 946 was placed on final passage.

Mr. Ross spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 946, and the bill passed the House by the following vote: Yeas, 91; nays, 4; absent or not voting, 4.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin,

King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Hatfield, Kilbury, Savage, Smith—4.

Absent or not voting: Representatives Adams, Anderson, Kirk, Smythe—4.

Substitute House Bill No. 946, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1012, by Representatives Bledsoe, Haussler, Benitz, Jones, Gilleland, Copeland, Pardini, Paris and Thompson (by Executive request):

Enacting the "Regional Development Act of 1971."

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 1012, and the bill was ordered placed at the top of tomorrow's second reading calendar.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 1024, by Representative Randall:

Relating to unemployment compensation.

#### MOTION

On motion of Mr. Bledsoe, House Bill No. 1024 was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 996, by Representatives Wojahn, Hubbard, Morrison and Jueling: Restricting eligibility of certain students for unemployment compensation benefits.

#### MOTIONS

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 996, and the bill was ordered placed on tomorrow's calendar immediately following House Bill No. 241.

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

March 29, 1971.

HOUSE BILL NO. 152, enacting the capital budget, reported by Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Brouillet, Charette, Copeland, Costanti, Curtis, Farr, Jueling, Kirk, Lynch, Maxie, McDermott, Mentor, Morrison, North, Paris, Polk, Shera, Smith, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE BILL NO. 357, amending certain parts of the White Cane Law, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 20, after "other laws," strike the balance of the bill

On page 1, line 2 of the title after "RCW 70.84.040" strike the balance of the title and insert a period

Signed by Representatives Farr, Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Eikenberry, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE BILL NO. 472, enacting the mutual housing and environmental act of 1971, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, beginning on line 25 after "for inventory" strike all the matter down to and including "G2A.9-109(4)," on line 26

On page 3, section 4, line 21, after "individual" insert "or corporation"

Signed by Representatives Pardini, Vice Chairman, Backstrom, Bagnariol, Blair, Hoggins, King, Merrill, Ross.

Passed to Committee on Rules and Administration for second reading.

March 24, 1971.

HOUSE BILL NO. 525, lapsing zoning variances, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Blair, Bozarth, Gilleland, Haussler, Jones, Kopet, Martinis, North, Rabel, Smith.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE BILL NO. 956, pertaining to social security coverage for law enforcement officers and firefighters, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Berenston, Hoggins, Hubbard, King, Luders, Merrill, Ross.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

HOUSE BILL NO. 1111, authorizing bank and trust company investments in small business investment companies, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, Luders, Merrill, Ross.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

ENGROSSED SENATE BILL NO. 182, authorizing the use of physicians' assistants, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 6, after line 22 insert

"(g) The practice of chiropraxy as defined in chapter 18.22 RCW."

On page 5, section 10, line 8 after "accordance with" strike "RCW 18.57.270" and insert "RCW 18.57.180"

On page 6, section 12, after line 4, insert

"(g) The practice of chiropraxy as defined in chapter 18.22 RCW."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conway, Eikenberry, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

March 31, 1971.

SENATE BILL NO. 522, providing for transfer of certain funds to the Washington public employees' retirement system, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 1, line 31 after "another." insert the following:

*"Employees of a political subdivision, maintaining its own retirement system, who have been transferred to a health district formed pursuant to chapter 70.46 RCW, but who have been allowed to remain members of the political subdivision's retirement system may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system.*

*Employees of a political subdivision, maintaining its own retirement system, heretofore*

*transferred to a joint airport operation of two municipalities pursuant to chapter 182, Laws of 1945, may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system."*

Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, King, Luders, Merrill, Ross.

Passed to Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

#### SPECIAL ORDER OF BUSINESS

The hour of 9:00 p.m. having arrived, the Speaker declared the question before the House to be the special order of business, House Bill No. 539 on second reading.

#### SECOND READING

HOUSE BILL NO. 539, by Representatives Berentson, McDermott, Cunningham, Lysen, Williams, Brown, Conway, Gilleland, Blair, Rabel, Bluechel, Kraabel and Smythe (by Executive request):

Creating a department of transportation.

Committee recommendation: Majority, do pass with the following amendments:

On page 5, section 3, beginning on line 12 after "transportation." strike all of the matter down to and including "transportation." on line 16

On page 8, section 9, line 5 after "public transportation," and before "the division" insert "the division of aeronautics,"

On page 9, section 11, beginning on line 27 after "vehicles" strike all of the matter down to and including "act" on line 29

On page 10, beginning on line 14 strike all of section 12.

Renumber the remaining sections consecutively and correct the internal references.

On page 1, line 9 of the title after "canal commission," strike "the utilities and transportation commission,"

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

Mr. Martinis moved adoption of the following amendment:

On page 5, section 4, beginning on line 30 strike all the matter down to and including "department, the" on page 6, section 4, line 4 and insert "the transportation commission, shall serve at the pleasure of the transportation commission, and shall be paid a salary to be fixed by the transportation commission. The"

Mr. Martinis spoke in favor of the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Beck: "The way the Reading Clerk read the amendment, and the way my amendment reads, I think there is an error in the amendment."

Mr. Martinis: "This was drafted in Bill Drafting. At first it was somewhat confusing even to me, but let me read to you the way this amendment will read into the bill: On line 29, after the period, it will read . . .

'He shall be appointed by the transportation commission, shall serve at the pleasure of the transportation commission, and shall be paid a salary to be fixed by the transportation commission.'"

Mr. Beck: "Well my amendment says 'the transportation commission, shall serve at the pleasure of the transportation commission.'"

Mr. Martinis concluded his remarks in favor of the amendment, and Mr. Perry spoke against adoption of the amendment.

## POINT OF INQUIRY

Mr. Perry yielded to question by Mr. Marzano.

Mr. Marzano: "Mr. Perry, would you call this a super agency on transportation? Is this the same as creating a big, monstrous committee?"

Mr. Perry: "Mr. Marzano, this act wouldn't create anything we don't already have. What it would do is make the chief executive and his secretary of transportation responsible to the people of the state directly. There would be no buffers, no four-year appointments, and no insulation against the public. All of us today know that the public is clamoring. They want a number of things. I feel sure that as we leave the legislature this time, a number of things the public is demanding from both parties will be served. That isn't true of the Highway Commission. I think we will resolve some of the problems of the state because if we don't none of us will be back. But the Highway Commission will be there forever."

Representatives Berentson, King and Savage spoke in favor of the amendment by Mr. Martinis, and Representatives Cunningham, Kraabel and Bledsoe spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Newhouse demanded the previous question, and the demand was sustained.

## ROLL CALL :

The Clerk called the roll on the adoption of the amendment by Mr. Martinis to House Bill No. 539, and the amendment was lost by the following vote: Yeas, 47; nays, 49; absent or not voting, 3.

Voting yea: Representatives Amen, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bottiger, Bozarth, Bradley, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Jastad, Johnson, Jueling, Kilbury, King, Knowles, Kuehnle, Lynch, Marsh, Martinis, Marzano, McCormick, Mentor, Merrill, Moon, Morrison, O'Brien, Pardini, Savage, Schumaker, Spanton, Wanamaker, Wolf-47.

Voting nay: Representatives Adams, Bagnariol, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Cunningham, Eikenberry, Gilleland, Harris, Hoggins, Hubbard, Hurley, Jones, Julin, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Newhouse, North, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker-49.

Absent or not voting: Representatives Anderson, Grant, Kirk-3.

## STATEMENT FOR THE JOURNAL

My "yes" vote on the Martinis amendment was an error. Please change my vote to "no." G. K. (JEFF) DOUTHWAITE, District 32A.

The Clerk read the following amendment by Mr. Spanton:

On page 6, section 5, line 14 strike "advise the secretary" and insert "determine policy for the department"

With the consent of the House, Mr. Spanton withdrew the amendment.

Mr. Kuehnle moved adoption of the following amendment:

On page 6, section 5, line 15 following "governor," strike "each from a different congressional district" and insert "not more than four of whom shall reside west of the Cascade mountains"

Mr. Kuehnle spoke in favor of the amendment, Mr. Berentson stated he was neither for nor against the amendment, and Mr. Bledsoe spoke against it.

## POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Cunningham.

Mr. Cunningham: "What do you interpret out of your amendment—could you have more from the east side of the mountains than three?"

Mr. Kuehnle: "That certainly was not the intent of the amendment, Representative Cunningham. The intent was to effect, as was done last year, a distribution of four and

three. If you interpret it that way and would suggest new wording, I would certainly go along with changing it. But that was not the intent."

Mr. Julin spoke against adoption of the amendment.

On motion of Mr. Berentson, the committee amendment to the title was adopted.

House Bill No. 539 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 539 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill, and Mr. Beck spoke against it.

#### POINT OF ORDER

Mr. Juelling: "Mr. Speaker, is Mr. Beck speaking for or against the bill?"

The Speaker: "I don't know. I wasn't listening."

Mr. Beck continued his remarks in opposition to the bill.

#### POINT OF ORDER

Mr. Curtis: "Mr. Speaker, I wonder if Mr. Beck is confining his remarks to the Department of Transportation."

The Speaker: "You are wandering very far afield, Mr. Beck. I have caught a little bit of what you have been saying."

Mr. Beck continued his remarks.

#### ADMONITION BY THE SPEAKER

The Speaker: "The House will be in order. You have about two minutes left of your ten minutes."

Mr. Beck concluded his remarks in opposition to the bill, and Mr. Wanamaker spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Berentson, the role of the commission here is apparently relegated to advisory. Will the secretary of the new department be subservient to any degree to two bosses—the commission and the Governor? Or in your opinion if you have a strong secretary, will he be able to run the department without particularly having to go to the Governor for every decision? Wouldn't it also be possible to work with the commission?"

Mr. Berentson: "I'm sure the Governor, whoever he might be, will select a Secretary of Transportation that he has confidence in. Under the terms of the bill, he will be subservient to the governor, subject to dismissal at the will of the Governor. The commission is reduced to an advisory capacity over and against a policy position now. So the Secretary of Transportation would in effect have control over the commission. He would look to them for advice only, over and against the position now where in effect he is working for the commission. I would suspect that the Governor would indeed control the Secretary of Transportation. That is the reason for the bill. The Governor is the chief officer of the state, and the rationale here is that, with that the case, he should have control over the Secretary of Transportation."

Mr. O'Brien: "What in your opinion will be the role of the commission? Will they advise the secretary on general matters, and this advice will either be accepted by the secretary or rejected?"

Mr. Berentson: "Yes, they will advise only. There are a lot of people on both sides of this issue now. There are some people who might suggest to you that in effect, in actual operation right now, they are more advisory in capacity than anything else. However, they do now have the final say in many matters—those matters that are, say, outside of priority programming. I feel personally they do have some power even now in interpreting the formula for such things as priority programming. Under this bill, basically, they will serve in an advisory capacity only, and I guess that can mean a lot of things."

## POINT OF INQUIRY

Mr. Perry yielded to question by Mr. Julin.

Mr. Julin: "Representative Perry, during the debate and discussions and consideration of this bill, there has been extensive talk about the control of the so-called spoils system, or the tremendous millions or billions of dollars that will be subject to the control of the Governor. It is my understanding that all the funds appropriated for the Highway Department, and all the departments and commissions proposed to be combined in this transportation agency, are now subject to appropriations by legislative action. My question to you is: Is there anything about this measure that would in any way take away from, or diminish the authority and control the legislature now has over appropriations and how the funds are to be expended by this new department?"

Mr. Perry: "No, there isn't, Representative Julin. There isn't anything in this act that will change that one iota. In fact it will give more direct legislative control over the situation. The point that Representative Berentson alluded to about how much power this Secretary of Transportation would have because he is now caught in the middle of all of these statutes that we have that set up the priority programming situation. There has been a lot of debate here this evening, but it has gone all around the point. And the point is that we already have statutory protection on the books today, which is very different from the old pork barrel days. We have a number of other measures in the federal system which preclude the pork barreling that we used to have. There is one possible area that we still have and there is nothing done today in that area, and that is the toll bridge authority. That would be affected beneficially. So what we have been talking about here this evening is everything but the issue. The issue is that the Governor should have the right to appoint the Secretary of Transportation, who would be now using exactly the same statutes that we are protected by and have to be required to live up to exactly the same federal conflict of interest statutes, etc. So the priority programming and all of the things we have talked about are illusory. It's just not so. There wouldn't be anything adversely affected insofar as the ability of this legislature to put together the budget as we have done. Only we would have a lot more input."

## POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Gallagher.

Mr. Gallagher: "The last super agency we created, the Department of Ecology, cost the state of Washington in the new appropriation twenty-one million dollars. How much is this Department of Transportation going to cost us over and above what we are now paying?"

Mr. Berentson: "Nothing to my knowledge. I think we have a few more protections in this area than we have in the agency we created that you referred to."

Mr. Curtis spoke in favor of passage of the bill.

Mr. Luders demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 539, and the bill passed the House by the following vote: Yeas, 63; nays, 34; absent or not voting, 2.

Voting yea: Representatives Adams, Bagnariol, Barden, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gilleland, Goldsworthy, Hansey, Harris, Hoggins, Hurley, Jones, Julin, King, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Martinis, Maxie, McCormick, McDermott, Mentor, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—63.

Voting nay: Representatives Amen, Backstrom, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Conner, Farr, Flanagan, Gallagher, Gladder, Grant, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jueling, Kilbury, Knowles, Kuehnle, Marsh, Marzano, May, Merrill, Morrison, Pardini, Randall, Savage, Schumaker, Smith, Spanton—34.

Absent or not voting: Representatives Anderson, Kirk—2.

Engrossed House Bill No. 539, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Morrison, the balance of measures on today's first edition calendar were rereferred to the Committee on Rules and Administration.

On motion of Mr. Morrison, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 9:00 a.m., Thursday, April 1, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

TWENTY-FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 1, 1971.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Kirk and Smith who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

March 31, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 164,

SUBSTITUTE SENATE BILL NO. 401,

ENGROSSED SENATE BILL NO. 450,

ENGROSSED SENATE BILL NO. 564,

ENGROSSED SENATE BILL NO. 686,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1123, by Representatives Gallagher, Martinis, Adams, Kilbury, Jastad, Brouillet, Berentson, Haussler, Jueling and Marzano:

An Act relating to property taxation; exempting the real and personal property of certain nonprofit corporations and associations from taxation; adding a new section to chapter 84.36 RCW; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1124, by Representatives Newhouse and Charette:

An Act relating to revenue and taxation; and providing for the taxation of certain steam powered electric generating facilities and the distribution of moneys received therefrom.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 164, by Senator Bailey:

An Act relating to counties; amending section 1, chapter 194, Laws of 1967 and RCW 36.88.410; amending section 3, chapter 194, Laws of 1967 and RCW 36.88.430; and amending section 4, chapter 194, Laws of 1967 and RCW 36.88.440.

Referred to Committee on Local Government.

SUBSTITUTE SENATE BILL NO. 401, by Committee on Highways:

An Act relating to motor vehicles; authorizing the operation of vehicles of certain sizes; amending section 46.44.220, chapter 12, Laws of 1961 as amended by section 1, chapter 43, Laws of 1965 and RCW 46.44.020; amending section 46.44.030, chapter 12, Laws of 1961 as last amended by section 61, chapter 145, Laws of 1967 ex. sess. and RCW 46.44.030; amending section 2, chapter 137, Laws of 1965 as amended by section 8, chapter 174, Laws of 1967 and RCW 46.44.0941; and amending section 46.44.096, chapter 12, Laws of 1961 as amended by section 31, chapter 281, Laws of 1969 ex. sess. and RCW 46.44.096.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 450, by Senators Guess, Keefe and Henry:

An Act relating to motor vehicles; amending section 46.44.097, chapter 12, Laws of 1961 and RCW 46.44.097; and prescribing penalties.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 564, by Senators Holman, Francis and Dore:

An Act relating to business corporations; amending section 6, chapter 53, Laws of 1965 as amended by section 8, chapter 190, Laws of 1967 and RCW 23A.08.030; amending section 73, chapter 53, Laws of 1965 and RCW 23A.20.010; amending section 74, chapter 53, Laws of 1965 and RCW 23A.20.020; amending section 77, chapter 53, Laws of 1965 and RCW 23A.20.050; amending section 2, chapter 83, Laws of 1969, 1st ex. session and RCW 23A.08.480; and adding a new section to chapter 53, Laws of 1965 and to chapter 23A.08 RCW.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 686, by Senators Greive, Stortini, Stender, Bailey, Ridder, Peterson (Lowell), Dore, Odegaard, Jolly, Mardesich, Peterson (Ted), Gissberg, Durkan, Francis, Fleming, Herr, Connor, Washington, Walgren and McCutcheon:

An Act relating to industrial insurance; amending section 3, chapter 107, Laws of 1961 and RCW 51.08.013; amending section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010; amending section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090; amending section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110; adding new sections to chapter 51.08 RCW; adding a new section to chapter 51.16 RCW; adding a new section to chapter 23, Laws of

1961 and to chapter 51.32 RCW; adding new sections to chapter 23, Laws of 1961 and to chapter 51.44 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020; repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030; repealing section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; repealing section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; providing an effective date; and declaring an emergency.

Referred to Committee on Labor and Employment Security.

SENATE CONCURRENT RESOLUTION NO. 24, by Senator Guess:

Permitting the consideration of a bill to correct a manifest clerical error.

On motion of Mr. Morrison, the rules were suspended, Senate Concurrent Resolution No. 24 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 24 was placed on final passage.

Mr. Pardini spoke in favor of the resolution.

Senate Concurrent Resolution No. 24 was adopted.

#### MOTION FOR RECONSIDERATION

Mr. Moon, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Bill No. 805 failed to pass the House.

Representatives Barden, Pardini and Shera spoke in favor of the motion.

The motion was carried.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 805.

#### MOTION

On motion of Mr. Bledsoe, Engrossed House Bill No. 805 was rereferred to the Committee on Financial Institutions and Insurance.

#### MOTION

Mr. Grant moved that the Committee on Rules and Administration be relieved of House Bill No. 1049 and the bill be placed at the top of today's second reading calendar.

Mr. Grant spoke in favor of the motion.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Bottiger, Brouillet, Kirk and Smith.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

#### MOTION

On motion of Mr. Bledsoe, Mr. Charette was excused from further proceedings under the Call of the House.

The Speaker stated the question before the House to be the motion by Representative

Grant to relieve the Committee on Rules and Administration of House Bill No. 1049 and place the bill at the top of today's second reading calendar.

Mr. King demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to relieve the Committee on Rules and Administration of House Bill No. 1049 and place the bill at the top of today's second reading calendar, and the motion was lost by the following vote: Yeas, 47; nays, 47; excused, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bozarth, Bradley, Ceccarelli, Charnley, Chatalas, Conner, Copeland, Douthwaite, Gallagher, Grant, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—47.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Jones, Juelling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—47.

Excused: Representatives Bottiger, Brouillet, Charette, Kirk, Smith—5.

#### SECOND READING

HOUSE BILL NO. 1012, by Representatives Bledsoe, Haussler, Benitz, Jones, Gilleland, Copeland, Pardini, Paris and Thompson (by Executive request):

Enacting the "Regional Development Act of 1971."

The bill was read the second time.

Mr. Kuehnle moved adoption of the following amendment:

On page 18, section 36, line 2 after "immediately" and before the period insert "":  
**PROVIDED HOWEVER, That this act shall not take effect if the legislature appropriates a sum of less than twenty million dollars for implementing the provisions of this act"**

Representatives Kuehnle and Bledsoe spoke in favor of the amendment.

The amendment was adopted.

House Bill No. 1012 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1012 was placed on final passage.

Representatives Bledsoe and Bluechel spoke in favor of passage of the bill, and Representative Sawyer spoke against it.

#### POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Marsh.

Mr. Marsh: "Mr. Bledsoe, would you list the counties of the state ineligible for assistance under the terms of section 9 and other sections of this bill, please?"

Mr. Bledsoe: "I confess an inability to name them all. I am dealing only with the general areas. The eligibility, however, for counties that do not now meet the requirements could be established by meeting the criteria of financial distress which I hesitate to emphasize, but nevertheless qualifications would be available so that counties with financial distress would be able to fall under the provisions of this act. Certainly I would hope that you would not challenge the fact that if this is an economic expansion and economic development act that it should be limited in its first application to those counties where we find the situation sufficiently acute that they should have top priority."

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Marzano.

Mr. Marzano: "What is the fiscal impact, Mr. Bluechel, of this bill?"

Mr. Bluechel: "The fiscal impact is tied together with a whole series of bills. The immediate fiscal impact here is in the range of sixty-nine million dollars, and this would be spread out in various projects across the state, including irrigation projects in eastern Washington, projects to solve the problem of rapid transit in the metropolitan area of King County. I have before me a list of projects throughout the state that would be involved with various aspects of this bill. Under the industrial development revolving fund for the rural community water and sewer projects, there are some twenty-five towns that wish to take advantage of this fund right now which are not able to do so because they do not have the bill passed or the money at the present time. In regard to an additional industrial development project for port districts, there are some ten or twelve counties and cities that are ready to go on projects now that would provide jobs that are part of the sixty-nine million dollars which involves Seattle and Tacoma. And let me list for the Tacoma people some of the projects we are looking at. In Tacoma, one of the projects is an industrial park improvement, a ship repair berthing facility, pier 22 facility, marine terminal warehouse, port warehouse, air cargo terminal facilities, containerized cargo facilities, bulk handling facilities. All of these are for Tacoma. All of these are part of the project. For Everett: pier access sewer and water facilities are contemplated under this bill. A key point here is that when we pass this along with the funding, these are ready to start tomorrow."

Mr. Marzano: "Doesn't this pertain to fuel tax? Isn't it a package all rolled into one?"

Mr. Bluechel: "Yes, Mr. Marzano, there are five or six bills involved in this, and one of them is a sales tax on gasoline."

Mr. Haussler spoke in favor of passage of the bill.

Mr. Brouillet appeared at the bar of the House.

#### MOTION

Mr. Grant moved that Engrossed House Bill No. 1012 be rereferred to the Committee on Appropriations.

Representatives Grant, Moon and Bledsoe spoke in favor of the motion.

The motion was carried, and Engrossed House Bill No. 1012 was rereferred to the Committee on Appropriations.

HOUSE BILL NO. 584, by Representatives Julin, Marsh, Brown, Kiskaddon, Zimmerman and Smythe (by Executive request):

Providing for the management of shoreline areas.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 584, and the bill was ordered placed at the bottom of today's second reading calendar.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Morrison, Mr. Perry was excused from further proceedings under the Call of the House.

Representatives Bottiger and Smith appeared at the bar of the House.

HOUSE BILL NO. 944, by Representatives Ross, Douthwaite and Maxie:

Authorizing educational service corporations to operate certain schools.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 31, 1971, Twentieth Day.)

The bill was read the second time.

Mr. Hoggins moved adoption of the committee amendment.

Mr. Pardini moved adoption of the following amendment to the committee amendment:

On page 1, section 3, line 27 strike "seventy" and insert "thirty"

Representatives Pardini and Barden spoke in favor of the amendment to the amendment, and Representatives Hoggins, Gladder and Brouillet spoke against it.

Mr. Pardini spoke again in favor of the amendment to the amendment, and Mr. Douthwaite also spoke in favor of it.

The amendment by Mr. Pardini to the committee amendment was lost on a rising vote. Mrs. Kirk appeared at the bar of the House.

The Speaker stated the question before the House to be the committee amendment to House Bill No. 944.

Mr. Hoggins spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Hoggins, in your opinion, under this bill, can a school board administration contract with a corporation to provide an educational service?"

Mr. Hoggins: "They can contract with an educational service corporation that is defined in subsection (4) of section 2. The board of directors of this educational service corporation must be members of the community that is served by the corporation. If you are asking if the Seattle school district can contract with some company to provide a program, I think that is covered under other sections of the law. But this will permit them to contract with a service corporation which would then, in this situation, contract with a business to provide the educational program."

Representative Flanagan spoke against the committee amendment, and Representatives Ross and Mentor spoke in favor of it.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Berentson.

Mr. Berentson: "I have a couple questions. Isn't it true now that we do have a demonstration project going in the Seattle school district that would border on accomplishing what you want to accomplish with this where they have taken a group of students around the city that are either disadvantaged, dropouts, or whatever? The second question I have is: What controls are there here as far as abiding by any prescribed course of study as far as the state Superintendent of Public Instruction is concerned? Are we creating a situation here where we can contract with this unit and let them prescribe the course, or what protections do we have as far as these children receiving an education as would any other student?"

Mr. Hoggins: "I would defer the first part of your question to Representative Ross and then try to answer the second part. I think the thrust of your question can be answered on page 2, section 3, subsection (2), which sets the guidelines with which the school district shall negotiate with its educational corporation. It lists such things as (I will read them to you): '... planning, programming, budgeting, fiscal, accounting, evaluation, and auditing controls...' Later on, it says, '... such corporation to establish and operate such demonstration schools and to develop, test and evaluate educational innovations.' So the answer to your question is: Yes, this is included within the bill. I can't answer specifically the question that you asked, but I am sure this is so."

#### POINT OF INQUIRY

Mr. Ross yielded to question by Mr. Berentson.

Mr. Berentson: "I am under the impression that there is a program of this nature underway now—sort of a test program where they have put together (I don't recall the number but I believe it is somewhere in the area of 25 or 30) students in the Seattle area who have either been dropouts or are running sort of a pilot program right now, which, the way I understand it, would be very similar to what you want to accomplish here. My question is: Are you aware of this and what have been the results?"

Mr. Ross: "I am aware of the program. I am trying to think of the name, but I can't bring it to mind at this point. This program began last fall. As of yet there haven't been any definitive results of the program that I am aware of. At least they haven't been published or

made available to the public. One of the things that does exist in the city of Seattle is the Central Area School Council which is made up of citizens elected by the people living in the central school district in Seattle. They are interested in this legislation, and in essence there is a vehicle there in terms of community participation by parents."

Mr. Eikenberry spoke against adoption of the committee amendment.  
The committee amendment was adopted on a rising vote.

House Bill No. 944 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 944 be placed on final passage.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Sawyer spoke against the motion by Mr. Wolf.

The Speaker called on Mr. Bledsoe to preside.

Mr. Swayze spoke in favor of the motion to suspend the rules and advance Engrossed House Bill No. 944 to third reading, and Representative King spoke against it.

Mr. Sawyer spoke again in opposition to the motion, and Mr. Grant also spoke against the motion.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 944 to third reading and final passage, and the motion was lost by the following vote: Yeas, 52; nays, 45, excused, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—45.

Excused: Representatives Charette, Perry—2.

The Speaker resumed the Chair.

HOUSE BILL NO. 622, by Representatives Smythe, O'Brien and Bledsoe:  
Amending the municipal revenue bond act.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 31, 1971, Twentieth day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

House Bill No. 622 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 622 be placed on final passage.

Mr. Grant demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 622 to third reading and final passage, and the motion was lost by the following vote: Yeas, 53; nays, 44; excused, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe,

Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—44.

Excused: Representatives Charette, Perry—2.

HOUSE BILL NO. 550, by Representatives Newhouse, Haussler, Morrison, Amen, Benitz, Berentson, Bledsoe, Bozarth, Costanti, Curtis, Moon and Van Dyk:

Enacting the Washington State Agricultural Labor Relations Act.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 30, 1971, Nineteenth Day, Ex. Sess.)

The bill was read the second time.

With the consent of the House, the next to last committee amendment was considered, reading as follows:

Beginning on page 25, line 8 add a new section

"NEW SECTION. Sec. 18. The sum of twenty thousand dollars is hereby appropriated for carrying out the purposes of this act."

Reumber the remaining section consecutively.

Mr. Hubbard moved adoption of the committee amendment, and spoke in favor of its adoption.

The committee amendment was adopted.

#### MOTION

On motion of Mr. Morrison, the House deferred further consideration of House Bill No. 550 on second reading, and the bill was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 929, by Representatives Shera, Conway, Barden, Curtis, Pardini and Berentson:

Updating public assistance definitions to reflect creation of department of social and health services.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 10 after "*strike*" strike everything through "*strike*" on line 13

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendment was adopted.

House Bill No. 929 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 929 be placed on final passage.

Mr. Grant demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 929 to third reading and final passage, and the motion was lost by the following vote: Yeas, 52; nays, 45; excused, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins,

Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—45.

Excused: Representatives Charette, Perry—2.

EXPLANATION OF VOTE

I voted "yea" to advance Engrossed House Bill No. 929 to final passage, not because I necessarily favor the bill, but simply as a protest vote against the stalling tactic now being forced upon us. This stall represents a waste of the most precious commodity we possess—time. WILLIAM N. PARIS, 18th District.

HOUSE BILL NO. 241, by Representatives Brown, Charette, Bluechel, Kraabel, Rabel, Barden, Ceccarelli, Curtis, Hansey and Mentor (by Secretary of State request):

Regulating campaign contributions and expenditures and providing for the reporting thereof.

MOTION

On motion of Mr. Brown, Substitute House Bill No. 241 was substituted for House Bill No. 241, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 241 was read the second time.

Mr. Bottiger moved adoption of the following amendment:

On page 11, section 14, line 16 strike "five" and insert "ten"

Mr. Bottiger spoke in favor of the amendment, and Mrs. North spoke against it.

The amendment was adopted.

Mr. Mentor moved adoption of the following amendment:

On page 14, section 18, line 8 strike "ten" and insert "seven"

Mr. Mentor spoke in favor of adoption of the amendment, and Mr. Brown spoke against it.

The amendment was adopted.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

Mr. Charette appeared at the bar of the House.

MOTION

On motion of Mr. Bledsoe, the House reverted to the fifth order of business.

MESSAGES FROM THE SENATE

April 1, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 918, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

March 31, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 47, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 1, 1971.

Mr. Speaker: The President has signed SENATE CONCURRENT RESOLUTION NO. 24, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE BILL NO. 47,  
 SENATE CONCURRENT RESOLUTION NO. 24.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

## SECOND READING

SUBSTITUTE HOUSE BILL NO. 241, by Committee on Elections and Apportionment (Originally sponsored by Representatives Brown, Charette, Bluechel, Kraabel, Rabel, Barden, Ceccarelli, Curtis, Hansey and Mentor—by Secretary of State request):

Regulating campaign contributions and expenditures and providing for the reporting thereof.

The House resumed consideration of House Bill No. 241 on second reading.

Mr. Bottiger moved adoption of the following amendment by Mr. Sawyer:

On page 2, section 1, line 18, following "(6)" strike all material down to and including "contribution," and insert " 'Contribution' includes a loan, gift, forgiveness of indebtedness, donation, advance, pledge, payment, or transfer of anything of value, including personal and professional services, for less than full consideration, for the purpose of assisting or furthering any election campaign; but does not include ordinary home hospitality of the sort commonly performed by volunteer campaign workers or incidental expenses personally paid for by volunteer campaign workers. For the purposes of this chapter, contributions other than money or its equivalents shall be deemed to have a money value equivalent to the fair market value of the contribution."

Mr. Sawyer spoke in favor of adoption of the amendment.

## POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. Sawyer, under the second proposal you have here, do I interpret this as requiring the reporting of the informational filing of anyone who might, for instance, be a doorbeller on behalf of Representative Sawyer or Representative Bledsoe? Is this correct?"

Mr. Sawyer: "Yes, in fact I think this is the very essence of it, Representative Bledsoe."

Representatives Bledsoe and Brown spoke against adoption of the amendment by Mr. Sawyer, and Representative Ceccarelli spoke in favor of it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Pardini demanded the previous question, and the demand was not sustained.

## PARLIAMENTARY INQUIRY

Mr. Curtis: "Some of Mr. Sawyer's remarks and Mr. Bledsoe's questions seem to go to both of Mr. Sawyer's amendments—the one on page 2 and the one on page 10. Am I correct in understanding that the only amendment before us is Mr. Sawyer's first amendment?"

The Speaker: "The only amendment before us is the one on page 2, section 1, line 18. There is an intervening amendment between that one and Mr. Sawyer's amendment on page 10."

Mr. Pardini spoke in favor of the amendment, and Mr. Sawyer closed debate, speaking in favor of the amendment.

Mr. Pardini demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Sawyer to page 2, section 1, line 18, Substitute House Bill No. 241, and the amendment was lost by the following vote: Yeas, 47; nays, 51; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Eikenberry, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—47.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Excused: Representative Perry—1.

Mr. Litchman moved adoption of the following amendment:

On page 3, section 2, after line 31 insert

“Contributions shall include the fair market value of all radio, T.V. and newspaper publicity not paid for by the candidate. Equal time or equal space provided the candidates shall not be included as a contribution.”

Mr. Litchman spoke in favor of the amendment, and Mr. Brown spoke against it.

## POINT OF INQUIRY

Mr. Litchman yielded to question by Mr. Chatalas.

Mr. Chatalas: “Mr. Litchman, in the last couple editions of the *Teamsters*, you had quite a bit of publicity. Would you have to report on that?”

Mr. Litchman: “If that was during a political campaign, Mr. Chatalas, in my opinion it should be considered as free publicity. And if an opponent was going to use that against me—fine, well and good.”

Mr. Morrison spoke against adoption of the amendment, and Mr. Litchman closed debate, speaking in favor of the amendment.

The amendment by Mr. Litchman to Substitute House Bill No. 241 was not adopted.

Mr. Sawyer moved adoption of the following amendment:

On page 10, section 13, line 6 following “regulation,” insert a new subsection as follows:

“(c) All persons required to report under this act shall report the following information: name, address, employer, occupation, name of spouse, name of the spouse’s employer and occupation, of all persons who aid the candidate in his campaign by providing services or labor of any nature whatsoever.”

Mr. Sawyer spoke in favor of the amendment.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

## POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Barden.

Mr. Barden: “Representative Sawyer, if I were a candidate for office and I saw a house that looked like a good sign location, and if I were to stop and ask the property owner if he would put up a sign on his property for me, would I then, under color of this amendment, have to get his occupation and the name of his employer and his wife’s employer and her occupation in order to get the sign nailed to a tree?”

Mr. Sawyer: “I think you might very well have to. If you were paying for it, you supposedly would.”

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Sawyer to page 10,

section 13, line 6, Substitute House Bill No. 241, and the amendment was lost by the following vote: Yeas, 46; nays, 52; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Eikenberry, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—46.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Excused: Representative Perry—1.

Mr. Douthwaite moved adoption of the following amendment:

On page 11, section 14, line 18 after "contributions" insert "to be itemized by name and address of contributor but not specifying the amount of each"

Representatives Douthwaite, Brown, Lysen, Blair and Charnley spoke in favor of adoption of the amendment, and Representative Bottiger spoke against the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Brown.

Mr. Brown: "Mr. Bottiger, in your argument against this amendment you implied, I think quite obviously, that a person who contributed less than ten dollars was putting himself in a different category than those who contributed a little over ten dollars. Do you mean that is something that should be hidden—for a nine dollar contribution as opposed to an eleven dollar contribution?"

Mr. Bottiger: "Mr. Brown, I most certainly do not. My argument was a tongue-in-cheek argument. The amendment would require the publication of the names and addresses of everybody who contributed to a political campaign, subject them to solicitation by every other candidate, drive out of the political arena the people who make the small campaign contributions. I am suggesting as a practical matter that you are going to make it impossible for a person to secure small contributions, and you are going to turn this into the playground of the wealthy. The big campaign contributor then will dominate the political contributions, rather than, hopefully, the small."

Mr. Douthwaite spoke again in favor of the amendment.

Mr. Luders demanded the previous question, and the demand was sustained.

The amendment by Mr. Douthwaite to Substitute House Bill No. 241 was not adopted.

Mr. O'Brien moved adoption of the following amendment:

On page 14, following section 20 insert a new section reading as follows:

"*NEW SECTION.* Sec. 21. The total of expenditures which may be made for, by and on behalf of any candidate in relation to any election campaign shall not exceed the total compensation which the person elected to the public office sought by the candidate will expectably receive during the term of office for which such person shall be elected. For purposes of determining such compensation it shall be presumed that the compensation fixed for the said office as of the date the campaign commences shall remain the same throughout the forthcoming term of office."

Renumber successive sections accordingly.

Mr. Marsh moved adoption of the following amendment by Representatives Marsh and Lysen to the amendment by Representative O'Brien:

On line 8 of the proposed amendment, following "office" and before the period insert: "PROVIDED, The total of expenditures which may be made for, by and on behalf of any candidate in relation to any election campaign for an office for which no compensation is paid or received shall not exceed two thousand dollars"

Mr. Marsh spoke in favor of the amendment to the amendment.

## POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Lysen.

Mr. Lysen: "Representative Goldsworthy, as Chairman of the Appropriations Committee, I would just like to ask you: What total amount of state expenditures, or even local expenditures, are made by school districts and public ports—just a rough guess of what amount of our four and one-half billion dollar state budget would go to school and port districts that are controlled by public officials who are elected in these kinds of campaigns?"

Mr. Goldsworthy: "I can't even make a rough guess on that one, Representative Lysen. I would have no idea. Maybe someone here could, but that's quite a question."

Mr. Lysen: "Would you say it is quite substantial?"

Mr. Goldsworthy: "Very likely, yes."

Mr. Lysen: "Would you support this effort in that regard?"

Mr. Goldsworthy: "No."

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Ross spoke in favor of adoption of the amendment by Representatives Marsh and Lysen to the amendment by Representative O'Brien, and Mr. Bledsoe spoke against it.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Marsh and Lysen to the amendment by Representative O'Brien to Substitute House Bill No. 241, and the amendment to the amendment was lost by the following vote: Yeas, 47; nays, 51; excused, 1.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Bauer, Beck, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conner, Eikenberry, Gallagher, Grant, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Paris, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—47.

Voting nay: Representatives Adams, Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Excused: Representative Perry—1.

The Speaker stated the question before the House to be the amendment by Mr. O'Brien.

Mr. O'Brien spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Cunningham.

Mr. Cunningham: "Suppose I am running for the state Senate. How much could I spend for a campaign?"

Mr. O'Brien: "Four times your thirty-six hundred dollars."

Mr. Cunningham: "That is fourteen thousand four hundred dollars, but if I am running for the House, I could only spend seventy-two hundred dollars. Is that correct?"

Mr. O'Brien: "That's right."

Mr. Cunningham: "Do you think there is that much difference?"

Mr. O'Brien: "Well, of course, you run for the House every two years, and you run for the Senate every four years. Conceivably with the House your name is pretty familiar to the voters in your district. You shouldn't have to spend as much as a Senator does when he comes up every four years. The people are more familiar with your name. You haven't had the lapse of four years. So if you are doing your homework and functioning properly in your district, the people are well aware that you come up every two years, and you don't need the same amount of money."

Mr. Cunningham spoke against adoption of the amendment, and Mr. Lysen spoke in favor of it.

## POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Smythe.

Mr. Smythe: "Representative Brown, as you read this amendment, does this include any of your local campaigns—school boards, P.U.D.'s, port commissioners?"

Mr. Brown: "It most certainly does. It includes everybody except president, vice president and precinct committeeman."

Mr. Smythe: "How much would you say that a school board member would be able to spend on his campaign? And a rough estimate on P.U.D. commissioner and port commissioner?"

Mr. Brown: "The port commissioners in King County could spend fifty cents. No, with six years they could spend one dollars and fifty cents. The others you mentioned could spend nothing."

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Brown spoke against adoption of the amendment by Mr. O'Brien.

Mr. Pardini demanded the previous question, and the demand was sustained.

Mr. O'Brien closed debate, speaking in favor of the amendment.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. O'Brien to Substitute House Bill No. 241, and the amendment was lost by the following vote: Yeas, 45; nays, 53; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Eikenberry, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—45.

Voting nay: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Martinis, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, SHERA, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—53.

Excused: Representative Perry—1.

Mr. Kuehnle moved adoption of the following amendment, and spoke in favor of the amendment:

On page 16, section 27, line 28 following "January 1," strike "1" and insert "2"

## POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Brown.

Mr. Brown: "Mr. Kuehnle, we realize that January first is a holiday, but don't you think a thousand years is a little bit long?"

Mr. Kuehnle: "I certainly thank you for calling this to my attention, Mr. Brown. No, I don't think it is too long, frankly. I think you could call it a grandfather clause. This whole exercise is a lot of political hogwash as far as I am concerned. It is an unworkable bill, and I think it should have an unworkable commencement date."

The amendment by Mr. Kuehnle was lost.

Mr. Kuehnle moved adoption of the following amendment, and spoke in favor of the amendment:

On page 17, section 29, line 3 strike "Expenditures Reporting" and insert "Demise"

The amendment by Mr. Kuehnle was lost.

## POINT OF INQUIRY

Mr. Beck: "Mr. Speaker, I would like to know just whose image is being enhanced by what is going on here on the floor of the House this afternoon? And I am serious about that question."

The Speaker: "I don't believe it is yours, Mr. Beck."

Mr. Litchman moved adoption of the following amendment:

On page 17, line 1 insert a new section as follows:

"NEW SECTION. Sec. 29. A candidate who defeats another candidate for election shall lose his office to his opponent if the elected candidate wins as a result of alleged libel or slander foresworn at a subsequent trial."

Remember the remaining section consecutively.

Mr. Litchman spoke in favor of the amendment, and Mr. Brown spoke against it.

The amendment by Mr. Litchman to Substitute House Bill No. 241 was not adopted.

Mr. Brown moved adoption of the following amendment:

On page 17, after section 29, add a new section to read as follows:

"NEW SECTION. Sec. 30. There is hereby appropriated the sum of one thousand dollars to carry out the provisions of this act."

Mr. Brown spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Grant.

Mr. Grant: "Mr. Brown, the amendment indicates that there is appropriated the sum of one thousand dollars. Who is it appropriated to? I would be willing to volunteer."

Mr. Brown: "I'm afraid it is not to me or to you, Mr. Grant. I think it is obvious. It says 'to carry out the provisions of this act.' It would be either to the commission or to the Secretary of State."

Representatives Grant and Pardini spoke against adoption of the amendment.

The amendment by Mr. Brown to Substitute House Bill No. 241 was lost on a rising vote.

Mr. Hubbard moved adoption of the following amendment and spoke in favor of its adoption:

On page 17, line 4 add a new section as follows:

"NEW SECTION. Sec. 30. No reporting of the name and address of a labor union member shall be reported where the candidate such member is contributing to has been opposed for election by the United Labor Lobby or COPE."

Mr. Grant moved adoption of the following amendment to the amendment by Mr. Hubbard:

Amend the amendment by Mr. Hubbard as follows: On line 2 of the amendment, after "union member" and before "shall be" insert "or employee" and on the last line, after "COPE" insert "or the AWB"

Representatives Grant and Merrill spoke in favor of the amendment to the amendment, and Representative Ross spoke against it.

The amendment by Mr. Grant to the amendment by Mr. Hubbard to Substitute House Bill No. 241 was lost.

The Speaker stated the question before the House to be the amendment by Mr. Hubbard to Substitute House Bill No. 241.

The amendment was lost.

Substitute House Bill No. 241 was ordered engrossed.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 241 be placed on final passage.

Mr. Newhouse demanded an electric roll call and the demand was sustained.

Mr. O'Brien spoke against the motion.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed Substitute House Bill No. 241 to third reading and final passage, and the motion was lost by the following vote: Yeas, 54; nays, 44; excused, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis,

Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Thompson, Wanamaker, Wolf, Zimmerman, Mr. Speaker—54.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Spanton, Van Dyk, Williams, Wojahn—44.

Excused: Representative Perry—1.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## SECOND READING

HOUSE BILL NO. 996, by Representatives Wojahn, Hubbard, Morrison and Jueling:

Restricting eligibility of certain students for unemployment compensation benefits.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 8 strike the balance of the section and insert:

"Any individual registered at and attending an established school in a course of study providing academic instruction of twelve or more hours per week, or the equivalent thereof, shall be disqualified from receiving benefits or waiting period credit for any week during the school year commencing with the first week of academic instruction or the week of leaving employment to return to school, whichever is the earlier, and ending with the week immediately prior to the first full week in which he is no longer attending classes, provided that such nonattendance will be for a period of sixty days or longer. The term 'school' includes primary schools, secondary schools and 'institutions of higher education' as that phrase is defined in section 22 of chapter 3, Laws of 1971.

This disqualification shall not apply to any individual who

- (1) is in approved training within the meaning of section 12, chapter 3, Laws of 1970;
- or
- (2) meets all other eligibility requirements of this title and earned a majority of his base year wages while in the military service of the United States or while actively attending school for twelve or more hours per week."

The bill was read the second time.

Mr. Hubbard moved adoption of the committee amendment.

Mr. Rabel moved adoption of the following amendment to the committee amendment: On line 13 of the committee amendment after "period of sixty days or longer" and before the period, insert the following: "PROVIDED HOWEVER, That the commissioner of the department of employment security may, in his discretion, waive the provisions of this act in any case where disqualification hereunder would cause undue hardship"

Mr. Rabel spoke in favor of the amendment to the amendment, and Mrs. Wojahn spoke against it.

## POINT OF INQUIRY

Mrs. Wojahn yielded to question by Mr. Charnley.

Mr. Charnley: "If a student felt that he was being harmed by this and appealed it, would he be able to remain in school during the appeal, or would he be forced to drop out during this time?"

Mrs. Wojahn: "I would assume that if he had been denied benefits, he wouldn't be getting them anyway, and he could remain in school during the time that he was awaiting his hearing."

Representatives Charnley and King spoke in favor of the amendment to the committee amendment.

Mr. Rabel spoke again in favor of the amendment to the amendment, and Mrs. Wojahn spoke again in opposition to it.

The amendment by Mr. Rabel to the committee amendment to House Bill No. 996 was adopted.

On motion of Mr. Hubbard, the following amendment to the committee amendment was adopted:

To correct a typographical error in the committee amendment in subparagraph (1), line 2, change the date "1970" to "1971"

Mrs. Wojahn moved adoption of the following amendment to the committee amendment:

Strike the concluding nine lines of the amendment and insert:

"This disqualification shall not apply to any individual who is in approved training within the meaning of section 12, chapter 3, Laws of 1971."

Mrs. Wojahn spoke in favor of the amendment to the committee amendment, and Mr. Savage spoke against it.

Mrs. Wojahn spoke again in favor of the amendment to the amendment.

The amendment by Mrs. Wojahn to the committee amendment to House Bill No. 996 was adopted.

The Speaker stated the question before the House to be the amended committee amendment.

Mr. Hubbard spoke in favor of adoption of the amended committee amendment.

The committee amendment to House Bill No. 996, as amended, was adopted.

Mr. Grant moved adoption of the following amendment:

On page 1, following line 18 insert the following new sections:

"Sec. 2. Section 73, chapter 35, Laws of 1945 as last amended by section 21, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.050 are each amended to read as follows:

An individual shall be disqualified from benefits [beginning with the first day of] for the calendar week in which he has left work voluntarily without good cause and [thereafter until he has obtained work and earned wages of not less than his suspended weekly benefit amount in each of five calendar weeks: PROVIDED, That disqualification under this section shall not extend beyond the tenth calendar week following the week in which such individual left work.] *for the five calendar weeks which immediately follow such work.*

Sec. 3. Section 80, chapter 35, Laws of 1945 as last amended by section 5, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.120 are each amended to read as follows:

(1) Subject to the other provisions of this title benefits shall be payable to any eligible individual during his benefit year in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title.

(2) An individual's weekly benefit amount shall be an amount equal to one twenty-fifth of his total wages during that quarter of his base year in which such total wages were highest, except that if such computed amount shall be deemed to be seventeen dollars. The maximum amount payable weekly shall be determined as of each June 30th to apply to benefit years beginning in the twelve-month period immediately following such June 30th. The maximum amount payable weekly shall be fifty-five percent of the 'average weekly wage' for the calendar year preceding such June 30th: PROVIDED, That if any weekly benefit or maximum benefit amount computed herein is not a multiple of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be adjusted to the next higher multiple of one dollar."

Renumber the remaining sections consecutively

#### POINT OF ORDER

Mrs. Wojahn: "Mr. Speaker, I believe this amendment expands the scope and object of the bill, and I would urge that you refuse to accept the amendment."

#### RULING BY THE SPEAKER

The Speaker: "House Bill No. 996 is in effect the amended committee amendment. The original bill, of course, has to do with the matter of disqualification for eligibility. It is a very, very narrow bill, adding a new section to Title 50 of the Revised Code of Washington. The title is very narrow, reading, 'An Act defining eligibility requirements for the receipt of certain unemployment compensation benefits; . . .'

"I have examined the committee amendment which is now virtually the bill, together with the floor amendments to that amendment, and I find that they all are within the narrow concept of the title of that bill and the scope of the bill as originally drafted which has to do with eligibility for benefits. I have examined Mr. Grant's amendment which, even though it is a single amendment, does insert two new sections to the bill, both adding new sections. The first one amends that section of the Code dealing with disqualification from benefits. I find that to be within the scope and object of the bill; however, the second half

of the floor amendment deals with one change only in section 50.20.120 RCW which does not deal with eligibility, but deals with amounts to be paid.

"I would therefore have to rule that unless the question is divided, that the amendment would be germane."

#### MOTION

Mr. Grant moved that the question be divided.  
The motion was lost.

The Speaker stated the question before the House to be the amendment by Mr. Grant to House Bill No. 996.

Mr. Grant spoke in favor of the amendment, and Mr. Morrison spoke against it.  
Mr. King demanded an electric roll call, and the demand was sustained.  
Mr. Pardini spoke in favor of the amendment.

#### MOTION FOR RECONSIDERATION

Mr. Pardini, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion by Mr. Grant to divide the question failed.

#### RULING BY THE SPEAKER

The Speaker: "Having spoken before placing your motion, Mr. Pardini, your motion is out of order."

#### MOTION FOR RECONSIDERATION

Mr. Julin, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion by Mr. Grant to divide the question failed.

Mr. King demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Julin to reconsider the vote by which the motion by Mr. Grant to divide the question failed, and the motion was carried by the following vote: Yeas, 57; nays, 41; excused, 1.

Voting yea: Representatives Adams, Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Marzano, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—57.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McDermott, Merrill, Moon, O'Brien, Paris, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams—41.

Excused: Representative Perry—1.

#### RECONSIDERATION

The Speaker stated the question before the House to be the motion to divide the amendment by Mr. Grant to House Bill No. 996.

The motion was carried on a rising vote.

The Speaker stated the question before the House to be the following amendment by Mr. Grant:

On page 1, following line 18, insert the following new section:

"Sec. 2. Section 73, chapter 35, Laws of 1945 as last amended by section 21, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.050 are each amended to read as follows:

An individual shall be disqualified from benefits [beginning with the first day of] for the calendar week in which he has left work voluntarily without good cause and [thereafter until he has obtained work and earned wages of not less than his suspended weekly benefit amount in each of five calendar weeks: PROVIDED, That disqualification under this section shall not extend beyond the tenth calendar week following the week in which such individual left work.] *for the five calendar weeks which immediately follow such work."*

Mr. Grant spoke in favor of the amendment.

### PARLIAMENTARY INQUIRY

Mr. King: "Mr. Speaker, does the previous electric roll call demand hold on this, or do we have to have another one?"

The Speaker: "No, it does not."

Mr. King demanded an electric roll call, and the demand was sustained.

Mrs. Wojahn spoke against adoption of the amendment.

### ROLL CALL

The Clerk called the roll on the first half of the divided amendment by Representative Grant to House Bill No. 996, and the amendment was lost by the following vote: Yeas, 40; nays, 58; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Gallagher, Grant, Haussler, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, Merrill, Moon, O'Brien, Paris, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Williams—40.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Maxie, McCormick, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Randall, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—58.

Excused: Representative Perry—1.

### RULING BY THE SPEAKER

The Speaker: "The second half of the amendment, new section 3, the point of order having been raised as to its germaneness, is beyond the scope and object of the bill, and therefore is out of order."

House Bill No. 996 was ordered engrossed.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 996 be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 996 to third reading and final passage, and the motion was lost by the following vote: Yeas, 53; nays, 45; excused, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams—45.

Excused: Representative Perry—1.

HOUSE BILL NO. 293, by Representatives Lynch, King and Goldsworthy:  
Providing an act for higher education.

#### MOTION

On motion of Mr. Copeland, Substitute House Bill No. 293 was substituted for House Bill No. 293, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 293 was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Substitute House Bill No. 293 be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Substitute House Bill No. 293 to third reading and final passage, and the motion was lost by the following vote: Yeas, 53; nays, 45; excused, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Williams, Wojahn—45.

Excused: Representative Perry—1.

HOUSE BILL NO. 1094, by Representative Hoggins:

Implementing law relating to school districts and their negotiations with certificated personnel.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 31, 1971, Twentieth Day, Ex. Sess.)

The bill was read the second time.

Mr. Hoggins moved adoption of the committee amendment.

Mr. Hoggins moved adoption of the following amendment to the committee amendment:

On page 6, section 12, line 33 add a new section as follows:

“NEW SECTION. Sec. 12. The sum of one hundred dollars is hereby appropriated from the budget of the superintendent of public instruction for the purpose of carrying out the provisions of this act.”

Mr. Hoggins spoke in favor of the amendment to the amendment.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Moon.

Mr. Moon: "Representative Hoggins, if this amendment that adds an appropriation to this measure fails, how will the funding of this act be carried out?"

Mr. Hoggins: "I don't assume that the amendment will fail. I feel that most of the members here on the floor of the House realize the value of this legislation and will support it."

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Moon.

Mr. Moon: "Representative Brouillet, apparently you are better advised with the office of the Superintendent of Public Instruction than Representative Hoggins is. Could you answer this question for us?"

Mr. Brouillet: "Well, Mr. Moon, I suspect if the amendment failed it would have to be funded out of the already depleted and reduced Superintendent of Public Instruction's budget. But I am sure we can see the merit of this amendment and will support it."

The amendment by Mr. Hoggins to the committee amendment was adopted.

The Speaker stated the question before the House to be the committee amendment as amended.

Mr. Hoggins spoke in favor of the amended committee amendment.

The amended committee amendment was adopted.

Mr. Hoggins moved adoption of the committee amendment to the title.

On motion of Mr. Hoggins, the following amendment to the title amendment was adopted:

On page 1, line 14 of the title after "28A.72.040;" strike "and"

On page 1, line 16 of the title after "RCW" insert "; and making an appropriation"

The committee amendment to the title as amended by Mr. Hoggins was adopted.

House Bill No. 1094 was ordered engrossed.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 1094 be placed on final passage.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 1094 to third reading and final passage, and the motion was lost by the following vote: Yeas, 57; nays, 41; excused, 1.

Voting yea: Representatives Amen, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, May, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker--57.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charney, Chatalas, Conner, Douthwaite, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, Merrill, Moon, O'Brien, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn--41.

Excused: Representative Perry--1.

HOUSE BILL NO. 361, by Representatives Beck, Berentson and Conner:

Relating to evidence of motor vehicle speeds.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 23 after "determined by" strike the remainder of the bill and

insert "elapsed time over a particular section of or distance on a public highway, the length of which has been or is accurately measured off or otherwise designated or determined [and the limits of which are controlled] by a mechanical, electrical or other device, and the elapsed time over such section of or distance on such highway is determined by any device capable of measuring or recording the [speed] elapsed time of a vehicle passing [within such limits] over or across such particular section of or distance on said public highway, when by the use of such device or devices the speed of such vehicle may be calculated within an error of not to exceed five percent [using the lapsed time during which such vehicle travels between such limits]: PROVIDED FURTHER, That such [limits] section of or distance on a highway shall not be [closer] less than one fourth mile in length except when a single device is used to calculate the speed based on data which is collected and automatically analyzed by such device."

The bill was read the second time.

Mr. Blair moved adoption of the committee amendment.

Mr. Smythe moved adoption of the following amendment by Representatives Smythe, Charnley and Williams to the committee amendment:

On the last line of the committee amendment after the period, insert a new section as follows:

"NEW SECTION. Sec. 2. There shall be added to chapter 46.37 RCW a new section to read as follows:

It shall be unlawful for any person operating an automobile or riding as a passenger in the front seat of such automobile to neglect or fail to wear a seat belt required by RCW 46.37.510. Failure to wear such seat belt shall be prima facie evidence of negligence on the part of any person seeking damages for personal injuries arising out of any accident or collision involving such automobile."

#### POINT OF ORDER

Mr. Blair: "My point of order is an appeal to Rule 32, Mr. Speaker. The subject matter of the amendment to the amendment I do not believe to be germane to the subject matter of the amendment. Further, the amendment to the amendment changes a particular section of the RCW not referred to within the title of the bill."

#### RULING BY THE SPEAKER

The Speaker: "Your point would appear to be well taken. Two different chapters of the Code are sought to be amended. The scope of the original bill is quite narrow, having to do with certain mechanical devices. Similarly the committee amendment to the bill deals a rewrite of the same subject matter, also very narrow. The amendment, while dealing with motor vehicles and within the broad title, the scope of the bill as originally introduced and as amended is much, much narrower than that—just dealing with one particular segment and one small section in the motor vehicle code. This completely shifts the intent of the bill to the area of persons and operating automobiles and safety and seatbelts. None of those elements are within the original scope of the bill. I will rule it out of order."

The Speaker stated the question before the House to be the committee amendment.

Mr. Blair spoke in favor of the amendment.

The committee amendment was adopted.

House Bill No. 361 was ordered engrossed.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 361 be placed on final passage.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 361 to third reading and final passage, and the motion was lost by the following vote: Yeas, 52; nays, 46; excused, 1.

Voting yea: Representatives Amen, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, May, Mentor, Morrison, Newhouse,

North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Cunningham, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoeh, Thompson, Williams, Wojahn—46.

Excused: Representative Perry—1.

HOUSE BILL NO. 672, by Representatives Wanamaker and Beck:

Providing for eye protection while riding motorcycles or motor-driven cycles.

The bill was read the second time.

The Clerk read the following amendment by Representatives Smythe, Charnley and Williams:

On page 1, line 5 of the committee amendment insert a new section as follows:

“NEW SECTION. Sec. 2. There shall be added to chapter 46.37 RCW a new section to read as follows:

It shall be unlawful for any person operating an automobile or riding as a passenger in the front seat of such automobile to neglect or fail to wear a seat belt required by RCW 46.37.510. Failure to wear such seat belt shall be prima facie evidence of negligence on the part of any person seeking damages for personal injuries arising out of any accident or collision involving such automobile.”

#### POINT OF ORDER

Mr. Bottiger: “Mr. Speaker, I believe that amendment very clearly and obviously expands the title and scope of the act.”

#### RULING BY THE SPEAKER

The Speaker: “The Speaker disagrees with you, Mr. Bottiger. The original intent of the act as opposed to the previous measure does deal with operators of motor vehicles. It does deal with safety and safety equipment. I believe that the amendment is germane.”

Mr. Smythe moved adoption of the amendment.

Representatives Smythe and Charnley spoke in favor of adoption of the amendment, and Representatives King, Berentson and Bottiger spoke against it.

The amendment by Representatives Smythe, Charnley and Williams was not adopted.

Mr. Williams moved adoption of the following amendments by Representatives Williams, Charnley and Smythe:

On page 1, section 1, line 24 strike “wears upon his head” and insert “[wears] has in his possession”

On page 1, section 1, line 27 after the word “which” strike “shall be” and insert “[shall be] is capable of being”

Representatives Williams, Ross, Bradley and Smythe spoke in favor of the amendment, and Representatives Cunningham, Wanamaker and Gallagher spoke against it.

Mr. Smythe demanded an electric roll call, and the demand was not sustained.

The amendment by Representatives Williams, Charnley and Smythe was lost on a rising vote.

Mr. Litchman moved adoption of the following amendment:

On page 2, line 13 add a new subsection:

“(8) For any person to ride a motorcycle or motor-driven cycle under the age of 16 years.”

Mr. Litchman spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Litchman yielded to question by Mr. Kuehnle.

Mr. Kuehnle: “As a matter of clarification, Mr. Litchman, in reading the amendment I can't decide whether the rider should be sixteen years old or whether the motorcycle should. It shall be unlawful: . . . (d) For any person to ride a motorcycle or motor-driven cycle under the age of sixteen years.”

Mr. Litchman: "I think you've got a point there. I wonder, Mr. Speaker, if I could change the language 'For any person under sixteen years of age?'"

With the consent of the House, Mr. Litchman's amendment was amended to read as follows:

On page 2, line 13, add a new subsection

"(8) For any person under 16 years of age to ride a motorcycle or motor-driven cycle."

#### POINT OF INQUIRY

Mr. Litchman yielded to question by Mr. Smythe.

Mr. Smythe: "Do I understand this amendment to say that if I wished to take my daughters who are both under sixteen on the back of my cycle, with or without a helmet (that's up to me), that I cannot do it under this amendment?"

Mr. Litchman: "That is the purpose of the amendment, Mr. Smythe. Now we just happened to pick 'under sixteen' because most of the people I have talked to felt that it was a reasonable age. It could be lowered to twelve, or ten, or nine. I am not primarily concerned about the fifteen or fourteen year old rider, actually. I am primarily concerned about the babies who have no control over the bike or how they fall. If you wish to change that amendment to reduce it to twelve, or eleven or ten, I would support you."

Representatives Smythe and Bradley spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Litchman yielded to question by Mr. Smith.

Mr. Smith: "There are two questions in my mind on this. Are you referring (1) only to highways and, if so, why didn't you say so, and (2) are you referring to a rider on private property such as a twelve-year-old child coming out to my fifty-acre farm and riding around on a cycle?"

Mr. Litchman: "To answer your question, we are only talking about those who are licensed to ride on the open highways. It wouldn't apply to private property."

Mr. Julin demanded the previous question, and the demand was sustained.

The amendment by Mr. Litchman to House Bill No. 672 was not adopted.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 672 be placed on final passage.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance House Bill No. 672 to third reading and final passage, and the motion was lost by the following vote: Yeas, 55; nays, 43; excused, 1.

Voting yea: Representatives Amen, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker—55.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smythe, Thompson, Williams, Wojahn—43.

Excused: Representative Perry—1.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED HOUSE BILL NO. 90, by Representatives Brouillet, Hoggins, Chatalas, Kirk, Merrill, Lynch, Grant, Conner, Thompson, Marsh, Backstrom, Bagnariol, Bauer, Beck, Ceccarelli, Charnley, Douthwaite, Farr, Gallagher, King, Luders, Martinis, Marzano, Mentor, McCormick, O'Brien, Paris, Rosellini, Williams, Wojahn and Litchman (by Joint Committee on Education request, Executive request and Superintendent of Public Instruction request):

Relating to educational opportunities for all handicapped children.

Engrossed House Bill No. 90 was read the third time and placed on final passage.

Representatives Brouillet, Kirk, Chatalas and Beck spoke in favor of passage of the bill, and Representative May spoke against it.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Bauer.

Mr. Bauer: "Representative Hoggins, is the intent of this bill in any way to phase out the resident state school for the deaf and blind in Vancouver?"

Mr. Hoggins: "No."

Mr. Bauer spoke in favor of passage of the bill.

Mr. Marzano demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 90, and the bill passed the House by the following vote: Yeas, 91; nays, 7; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Gladder, Hatfield, Jueling, Kuehnle, May, Newhouse, Smith—7.

Excused: Representative Perry—1.

Engrossed House Bill No. 90, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

HOUSE BILL NO. 466, by Representatives Kuehnle, Randall, Kopet and Backstrom: Permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property.

House Bill No. 466 was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Brouillet.

Mr. Brouillet: "If this bill is going to rip out of here, what is our procedure for taking care of it?"

Mr. Hoggins: "It will go to the Senate Education Committee and change the date to make it more appropriate."

Mr. Brouillet: "Do I understand then you have an agreement about putting some kind of termination date on this?"

Mr. Hoggins: "Yes."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 466, and the bill passed the House by the following vote: Yeas, 94; nays, 4; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Brouillet, Conner, King, McDermott—4.

Absent or not voting: Representative Perry—1.

House Bill No. 466, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 440, by Committee on Elections and Apportionment:

Regulating certain activities of political parties.

Engrossed Substitute House Bill No. 440 was read the third time and placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 440, and the bill passed the House by the following vote: Yeas, 80; nays, 17; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Harris, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Rabel, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—80.

Voting nay: Representatives Barden, Benitz, Charette, Conner, Eikenberry, Gladder, Grant, Hatfield, Haussler, Kopet, Kuehnle, Polk, Randall, Rosellini, Schumaker, Shinpoch, Spanton—17.

Absent or not voting: Representatives Kirk, Perry—2.

Engrossed Substitute House Bill No. 440, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 346, by Representatives Copeland, Grant and Cunningham:

Implementing leave provisions for school district employees.

Engrossed House Bill No. 346 was read the third time and placed on final passage.

Representatives Hoggins, Savage and Costanti spoke in favor of passage of the bill, and Representatives Shera, Barden and Hurley spoke against it.

Mr. Grant demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 346, and the bill failed to pass the House by the following vote: Yeas, 41; nays, 54; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bledsoe, Bottiger, Bradley, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Douthwaite, Grant, Hoggins, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, McCormick, McDermott, Mentor, Merrill, O'Brien, Rosellini, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—41.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Blair, Bluechel, Bozarth, Brouillet, Brown, Chatalas, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Marzano, Maxie, May, Moon, Morrison, North, Pardini, Paris, Polk, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Mr. Speaker—54.

Absent or not voting: Representatives Berentson, Newhouse, Perry, Rabel—4.

Engrossed House Bill No. 346 having failed to receive the constitutional majority was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Brouillet served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 346 failed to pass the House.

#### POINT OF ORDER

Mr. Wolf: "Mr. Speaker, with the cut-off in effect on the House of Representatives, would it not be that the rules would say we must move for reconsideration immediately?"

#### POINT OF ORDER

Mr. O'Brien: "It is my opinion that your resolution didn't change or amend the House rules. It was just a policy decision, and therefore the permanent rules of this special session would still be in force, and we would have to abide by the House rules as pertains to the notice to reconsider."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker is going to rule that on final passage, under House Rule 70 dealing with reconsideration, since it is before the fiftieth day of this special session, reconsideration can only be had on the next working day. The notice can be received, but when the motion is made tomorrow (in view of our decision on House Resolution No. 71-32) in order for the motion to reconsider to pass, it will therefore take a two-thirds vote, rather than a majority vote, tomorrow."

#### POINT OF INQUIRY

Mr. Brouillet: "Did you indicate that by virtue of your decision, a motion to immediately reconsider would not be in order?"

The Speaker: "A motion to reconsider is not in order at this time since it is before the fiftieth day."

Mr. Brouillet: "I can do it tomorrow, but it will take a two-thirds vote?"

The Speaker: "You can do it tomorrow, but in view of our resolution, it will take a two-thirds vote to pass it at that particular time."

Mr. Brouillet: "Your ruling then is that the resolution also amended the House rules?"

The Speaker: "No, it is not."

## POINT OF ORDER

Mr. O'Brien: "You cite House Rule 70 on the notice to reconsider, and the motion to be made on the next working day. But then you also are stating that your resolution goes beyond our House rules—that even though the resolution itself didn't amend any of our House rules, it is sort of something in limbo. You didn't amend any of the permanent rules. It appears to me in view of that, House Rule 70 would prevail and should be sustained."

The Speaker: "I think the floor resolution is a standing order of business of this House. It is not in our House rules. It is a matter dealing with the order of business and the procedure of this House, by its own terms which state: 'No bill shall be considered unless otherwise directed by two-thirds of its members elected.'"

Mr. O'Brien: "Mr. Speaker, our House rules clearly set forth the calendar, the order of business, and everything that pertains to orderly procedure of the House. It appears to me that resolution is faulty because you did not amend either the calendar of the day, or the consideration of procedure relative to bills. You just have something we adopted with some intent but didn't amend the House rules. I submit to you that the House rules should govern all points of order and procedure of this body."

The Speaker: "Notice of reconsideration received."

HOUSE BILL NO. 149, by Representatives O'Brien, Wolf, Hubbard, Backstrom, Conner and Conway (by Departmental request):

Revising the Washington public employees' retirement system.

House Bill No. 149 was read the third time and placed on final passage.

Representatives O'Brien and Wolf spoke in favor of passage of the bill, and Representative Shera spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 149, and the bill passed the House by the following vote: Yeas, 67; nays, 30; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—67.

Voting nay: Representatives Amen, Barden, Benitz, Blair, Bledsoe, Bluechel, Brown, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hurley, Jones, Julin, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, North, Pardini, Polk, Schumaker, Shera, Spanton, Mr. Speaker—30.

Absent or not voting: Representatives Perry, Rabel—2.

House Bill No. 149, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 774, by Representative Bluechel:

Relating to the operation and administration of state government.

Engrossed House Bill No. 774 was read the third time and placed on final passage.

Representatives Bledsoe and Bluechel spoke in favor of passage of the bill, and Representatives Grant and Moon spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 774, and the bill failed to pass the House by the following vote: Yeas, 49; nays, 47; absent or not voting, 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North,

Pardini, Paris, Polk, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—49.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—47.

Absent or not voting: Representatives Conner, Perry, Rabel—3.

Engrossed House Bill No. 774 having failed to receive the constitutional majority was declared lost.

#### NOTICE OF RECONSIDERATION'

Mr. Bledsoe served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 774 failed to pass the House.

#### PARLIAMENTARY INQUIRY

Mr. Bledsoe: "Your previous ruling would preclude a motion for reconsideration immediately, wouldn't it?"

The Speaker: "Actually, notice of reconsideration was received. A ruling need not be made until the proper point of order is made on the motion as made tomorrow."

Mr. Bledsoe: "I could and would move, with your permission sir, to reconsider immediately, were that to be allowed."

The Speaker: "No, that is not permitted under the rules."

Mr. Bledsoe: "Well tomorrow is another day."

The Speaker: "I suggest you and Mr. Brouillet get together, and maybe we can work something out here."

#### MOTIONS

On motion of Mr. Morrison, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Friday, April 2, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-SECOND DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 2, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Ross and Shera. Representative Shera was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

April 1, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 446, regulating custom meat facilities, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 10 after "slaughterer." strike all the matter down to and including the period in line 12.

On page 2, section 2, line 16 after "less than" strike "the aggregate of one quarter or one split" and insert "one quarter or one"

On page 2, section 3, line 30 strike all of subsection (3) and renumber the remaining subsections consecutively

On page 3, section 3, line 7 after "sold in" strike "quantities aggregating less than one quarter or one split" and insert "less than one full quarter or one"

On page 3, section 4, line 21 after "PROVIDED," strike the remainder of the section and insert "That the department of agriculture and the department of social and health services may allow any retail meat shop to act as a meat handling facility and exempt from the provisions of subsections (3) and (6) of section 3 of this act and may exempt any meat handling facility from the said provisions of subsections (3) and (6) of section 3 of this 1971 amendatory act if the director of the department of agriculture and the secretary of the department of social and health services shall determine that any such retail meat shop or custom meat handling facility is located in an area so remote from centers of population that few establishments exist that can practicably handle, prepare, and sell meat to the residents of such remote area: PROVIDED FURTHER, That the director of the department of agriculture and the secretary of the department of social and health services shall make such regulations as they deem necessary to insure that the operations of such custom meat facilities and retail meat shops in remote areas shall be conducted in a manner adequately to protect the health of the residents in the areas served by such facilities."

On page 6, section 9, line 5 of the engrossed substitute bill after "of any" strike "Class AA or Class A county or any first class city of 100,000 population or more" and insert "county or any city"

Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Hansey, Haussler, Kilbury.

Passed to Committee on Rules and Administration for second reading.

### PERSONAL PRIVILEGE

Mr. Bledsoe: "I think it is nice to be able to start the day with some good news. It is my pleasure to be able to share with the House the announcement received from Washington, D.C., this morning that the "N" Reactor is on the line for three years. As a result of the task force work and some very diligent trackwork on the part of the technical numbers task force that was just in Washington, D.C. last week, the agreement has been hammered out and it runs for another three years. It is a breath of life down in Representatives Kilbury, Benitz, and Johnson's country, and for everybody else in this state."

PERSONAL PRIVILEGE

Mr. Beck: "I'd like to thank the gentleman from Kittitas County, but I got the word from Representative McCormack at 6:00 this morning. It is all good news. I have been rejoicing since 6:00."

MESSAGES FROM THE SENATE

April 1, 1971.

Mr. Speaker: The Senate has passed:  
 SENATE BILL NO. 82,  
 REENGROSSED SUBSTITUTE SENATE BILL NO. 105,  
 SUBSTITUTE SENATE BILL NO. 147,  
 ENGROSSED SENATE BILL NO. 308,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 1, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED HOUSE BILL NO. 273,  
 HOUSE BILL NO. 832,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE BILL NO. 273,  
 HOUSE BILL NO. 832.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1125, by Representatives Grant, Kiskaddon, King, Ross, Douthwaite, Blair, Lysen, Brown, Maxie, Cunningham, Shipoch, Williams and Wojahn:

An Act relating to revenue and taxation; imposing a graduated state income tax; increasing sales and use taxes; removing food, medicine and drugs from sales tax; extending sales tax to certain services and business activities; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 31, chapter 262, Laws of 1969 ex. sess. and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 32, chapter 262, Laws of 1969 ex. sess. and RCW 82.12.020; amending section 82.04.050, chapter 15, Laws of 1961 as last amended by section 1, chapter 8, Laws of 1970 ex. sess. and RCW 82.04.050; creating new sections; and prescribing an effective date.

Referred to Committee on Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 19, by Representatives Goldsworthy, Lynch, May, Chatalas, Kirk, Kopet, Copeland, McDermott, Charnley, Kilbury, Pardini, Kuehnle, Maxie, Lysen, North, Harris and Haussler:

Requesting federal assistance in funding of kidney disease programs.

Referred to Committee on Social and Health Services.

HOUSE JOINT MEMORIAL NO. 20, by Representatives Savage, Ross, Bradley, Maxie, Lysen, Douthwaite, Williams, Randall, Kilbury, Johnson, Charnley, Bagnariol, Chatalas, Conner, Grant, Jastad, King, Merrill, Perry, Thompson and Wojahn:

Calling for withdrawal of U.S. troops from Southeast Asia and for a redirecting of national priorities.

Referred to Committee on State Government.

SENATE BILL NO. 82, by Senators Peterson (Ted), Francis and Murray:

An Act authorizing conveyance of certain tidelands in King County from the state of Washington to the state board for community college education.

Referred to Committee on Natural Resources and Ecology.

REENGROSSED SUBSTITUTE SENATE BILL NO. 105, by Committee on Commerce and Regulatory Agencies:

An Act relating to motor vehicle repairs; and prescribing penalties.  
Referred to Committee on Business and Professions.

SUBSTITUTE SENATE BILL NO. 147, by Committee on Natural Resources, Fisheries and Game:

An Act relating to harbor areas and tidelands; amending section 128, chapter 255, Laws of 1927 as amended by section 1, chapter 97, Laws of 1969 ex. sess., and RCW 79.01.512; amending section 129, chapter 255, Laws of 1927 as amended by section 2, chapter 97, Laws of 1969 ex. sess., and RCW 79.01.516; amending section 130, chapter 255, Laws of 1927 as amended by section 3, chapter 97, Laws of 1969 ex. sess., and RCW 79.01.520; amending section 1, chapter 170, Laws of 1913 as last amended by section 2, chapter 105, Laws of 1967 ex. sess., and RCW 79.16.180; and adding a new section to chapter 79.16 RCW.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 308, by Senators Knoblauch, Stortini and Peterson (Ted):

An Act relating to veterans; providing veterans with public employment preferences; and amending section 1, chapter 189, Laws of 1945 as last amended by section 2, chapter 269, Laws of 1969 ex. sess. and RCW 41.04.010.

Referred to Committee on State Government.

SENATE BILL NO. 918, by Senator Guess:

An Act relating to the state building authority; amending section 3, chapter 162, Laws of 1967 as last amended by section 1, chapter 31, Laws of 1971 and RCW 43.75.030; and declaring an emergency.

On motion of Mr. Morrison, the rules were suspended, Senate Bill No. 918 was advanced to second reading and read the second time.

Mr. Morrison spoke in favor of the motion.

The motion was carried.

Mr. Morrison moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 918 be placed on final passage.

#### PARLIAMENTARY INQUIRY

Mr. Moon: "It seems to me we are moving along at a pretty fast pace here. I think some of us are entitled to know what Senate Bill No. 918 deals with."

The Speaker: "Mr. Morrison fully explained it on his original motion."

Mr. Moon: "He briefly explained it. I would like a little more of an explanation."

Mr. Pardini spoke in favor of the motion.

The motion to suspend the rules and advance Senate Bill No. 918 to third reading and final passage was carried.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 918, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith,

Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Harris, Maxie, Ross, Shera—4.

Senate Bill No. 918, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION FOR RECONSIDERATION

Mr. Bledsoe, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Bill No. 774 failed to pass the House.

Mr. Bledsoe spoke in favor of the motion.

#### POINT OF ORDER

Mr. O'Brien: "What is your position relative to the motion to reconsider? Yesterday you stated it would require a suspension of the rules and two-thirds majority vote of those present to approve a motion to reconsider the bill mentioned. Have you made a ruling to this degree, or are you about to make a ruling?"

The Speaker: "Upon your raising of the point of order, Mr. O'Brien, I will make a ruling."

Mr. O'Brien: "Before you make a ruling, perhaps it might be well to review our joint rules and also Rule No. 88, on amendment of our rules; and in addition, whether or not (you are talking about suspension of the rules) whether this simple resolution that was adopted here, Resolution No. 71-32, was actually a rule change or whether it was just a policy statement on motion and doesn't have the effect of a standing rule. Therefore it wouldn't require a suspension of the rules, because it just isn't a rule. When it was adopted, notice wasn't given relative to adoption of the resolution. No standing rule was amended as such. It is my opinion that this resolution isn't a rule. Therefore it doesn't require a suspension. It was just apparently the intent of the House, Mr. Speaker, if you will review the joint rules on consideration of bills, and the procedure that has to be followed on amendment of rules, it just appears to me that this resolution is in limbo and doesn't have any standing or effect relative to the permanent rules adopted for the Special Session of the Washington State Legislature."

#### RULING BY THE SPEAKER

The Speaker: "Mr. O'Brien, the Speaker has made a review of our resolutions, of our rules, of our joint rules, and I have done considerable research into Reed's Rules since making a preliminary ruling last night. I, of course, indicated that since just a notice was served last night, not knowing whether the motion for reconsideration would actually be made today or not, that any actual ruling would be premature. Your point of order at the time of the making of this motion is the proper time for the Speaker to make a ruling."

"I have done research on that particular point. Of course much of the business of this House is conducted by resolution and is not set forth in the rules or joint rules. All of the affairs pertaining to the commencement of business of this session, all of the affairs pertaining to the winding down of this particular session, are done by resolution. You will recall that at our special session of last January, the cut-offs, the order of business, and so forth were governed by resolution, and not by rule or joint rule of these two bodies."

"Having that in mind, and reviewing the force and effect of our floor resolution pertaining to a cut-off day, and reviewing the rules of this House which we have adopted as the rules of this special session which do establish, further, some additional cut-off periods of time, I have concluded that this particular situation presented by a reconsideration of a matter yesterday, a cut-off day established by resolution, is not set forth specifically in our rules."

"I then went to the Journal of the 1970 Special Session because that was the only unique session where we had rules of a 60-day session, yet additional cut-off dates established by resolution. I could find no particular precedent in the Journal of the 1970 session to govern this particular situation."

"Realizing then that when we do not have specific rules of this House covering a particular situation, that Reed's Rules of parliamentary procedure govern the proceedings of this House, I did extensive reading of not only chapter 12 in its entirety, dealing with reconsideration, but other portions of Reed's manual of parliamentary rules dealing with the purpose and the reasons for rules of order. Rules of order, as I view them, and as I believe Mr. Reed views them, are measures designed to aid a deliberative body such as a legislative body in its deliberations and in reaching a conclusion which it wishes to reach. The motion to reconsider is a similar device. It is a parliamentary aid for the majority of the body to reach a decision which it really wants to reach, and only in rare instances should the will of a majority of the body be thwarted in its attempt to reach a particular goal."

"For that reason, and even though I still believe that a strict construction of our House

rules, and our floor resolution establishing the cut-off date, would support a technical reasoning that a two-thirds vote would well be required today on a motion to reconsider, after a full consideration of Reed's and the reasons for motions for reconsideration, and the whole purpose of parliamentary rules (to get to a point where a majority of the body wants to get to) I am going to rule that since upon a motion for reconsideration it places a bill back in the exact status it was before final passage, that a motion to reconsider at this time would place the bill back in its position before final passage of yesterday, which is before the cut-off date, and in order for this body to get to the position where a majority of this body might want to be, in order to reconsider a measure on final passage today, that motion for reconsideration requires a majority vote only."

#### POINT OF ORDER

Mr. Moon: "Am I to understand then that if this motion carries, that since this motion is contrary to the resolution that was previously adopted, that the force and effect of all the points of the resolution are no longer in force and effect?"

The Speaker: "You are not correct, Mr. Moon."

Mr. Moon: "And since they no longer aid the point, the force and effect—the previous resolution no longer aids this body in reaching a proper conclusion, since it is no longer the will of the body, when we make an alteration of this one point of the resolution, that then the entire resolution should then be disregarded."

The Speaker: "You are not correct, Mr. Moon, and that is not the force and effect of my ruling. My ruling deals with motions to reconsider bills that failed to pass yesterday only."

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to reconsider the vote by which Engrossed House Bill No. 774 failed to pass the House.

Mr. Sawyer demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to reconsider the vote by which Engrossed House Bill No. 774 failed to pass the House, and the motion was carried by the following vote: Yeas, 52; nays, 45; absent or not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charney, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—45.

Absent or not voting: Representatives Ross, Shera—2.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 774.

Representative Bledsoe spoke in favor of passage of the bill, and Representatives Moon, O'Brien and McDermott spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 774, and the bill passed the House by the following vote: Yeas, 50; nays, 47; absent or not voting, 2.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor,

Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—47.

Absent or not voting: Representatives Ross, Shera—2.

Engrossed House Bill No. 774, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### POINT OF INQUIRY

Mr. Sawyer: "After listening to your last ruling, I take it that Resolution No. 71-32 that we adopted on March 23, 1971, is not a rule. Now since it isn't a rule, I don't know exactly what status it is. If any of us would desire to extend this or change it, how would you go about it? Do we give notice? Do we treat it like a rule to change it? Do we just pass another resolution, or just what do we do, according to your present ruling on the status of it?"

The Speaker: "Let's wait until we are faced with that situation, Mr. Sawyer, and I will rule at that time."

#### MOTION FOR RECONSIDERATION

Mr. Brouillet, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Bill No. 346 failed to pass the House.

The motion carried on a rising vote.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 346.

Representatives Smythe, Johnson and Brouillet spoke in favor of passage of the bill, and Representatives Barden, Gladder, Brown, Curtis and Newhouse spoke against it.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 346, and the bill passed the House by the following vote: Yeas, 53; nays, 43; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Gallagher, Grant, Hoggins, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—53.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Blair, Bluechel, Bozarth, Brown, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Marzano, May, Moon, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Schumaker, Smith, Spanton, Wanamaker, Mr. Speaker—43.

Absent or not voting: Representatives Eikenberry, Ross, Shera—3.

Engrossed House Bill No. 346, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House Miss Christi Janett, 1971 Washington State Wheat Queen, and requested that Representatives Amen, Goldsworthy and Bozarth along with the Sergeant at Arms conduct her to a place on the rostrum.

The Speaker: "In the continued interest of your viewing enjoyment, I would like to present the Washington State Wheat Queen, Miss Christi Janett."

Miss Janett addressed the House of Representatives, stating in part:

"Thank you, Mr. Speaker, members of the House: It is really an honor for me to be able to come before you and speak today. I am certain that this will be one of the more focal points of my year as Washington State Wheat Queen.

"I am sure you are all aware that a healthy farm economy is the basis of America's prosperity. Agriculture is our nation's largest industry, and here in Washington thrives a three hundred thirty million dollar industry that spreads economic prosperity throughout our entire state, benefiting farmer and city dweller alike—shipper, manufacturer, merchant and consumer. Each and every citizen of Washington state is enriched in one way or another by this golden harvest of wheat—the state's most valuable farm crop.

"Today one American farmer produces enough for himself and 42 others, freeing 42 people to work in other areas to contribute further to the expansion of the gross national product. Back in 1900 he produced only enough for himself and six others, but even that is more than the Russian farmers produce today.

"In closing I would like to quote Booker T. Washington: 'No race can prosper until it learns there is as much dignity in tilling the soil as there is in writing a poem.'

"Thank you."

Miss Christi Janett was escorted from the rostrum.

## SENATE AMENDMENTS TO HOUSE BILL

April 1, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 415 with the following amendments:

On page 1, section 3, line 8 of the amendment, being page 2, section 3, line 12 of the engrossed bill, after "purposes" insert "PROVIDED, That tissue, if taken from a living human, shall be taken from a living human only with the consent of a person legally qualified to give such consent"

Amend the printed House Committee Amendment by the Committee on Agriculture on page 2 inserting a new section 3 and 4 as follows: On page 1, section 3, line 14, being page 2, section 3, line 18 of the engrossed bill, after "or is" strike "hereinafter" and insert "hereafter"

Amend the printed House Committee Amendment by the Committee on Agriculture on page 2 inserting a new section 3 and 4 as follows: On page 2, section 4, beginning on line 10 strike all of subsection (2) and reletter subsection "(b)" to read "(a)" being page 3, section 4, beginning on line 6 of the engrossed bill.

Amend the printed House Committee Amendment by the Committee on Agriculture on page 2 inserting a new section 3 and 4 as follows: On page 2, section 4, line 11, being page 3, section 4, line 9 of the engrossed bill, after "to" and before "dispose" insert "to assume control of the property and"

Amend the printed House Committee Amendment by the Committee on Agriculture on page 2 inserting a new section 3 and 4 as follows: On page 2, section 4, beginning on line 14, being page 3, section 4, beginning on line 12 of the engrossed bill, after "section," strike "such individual shall be guilty of a gross misdemeanor and" and on line 18 of the printed amendment being line 16 of the engrossed bill, after "result of" and before "failure" insert "intentional"

On page 2, section 3, (4), line 32 of the amendment, being page 3, line 30 of the engrossed bill, strike all of subsection (4). Renumber subsections (5) and (6) as subsections (4) and (5).

Amend the printed House Committee Amendment by the Committee on Agriculture on page 2 inserting a new section 3 and 4 as follows: On page 2, section 4, line 33 of the printed amendment being page 3, section 4, line 31 of the engrossed bill, after "action" and before "taken" insert "not grossly negligent", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 415 and that the Senate be asked to recede therefrom.

Mr. Amen spoke in favor of the motion.

POINT OF INQUIRY

Mr. Chatalas: "I am sorry, but I don't happen to have these on my desk, nor do I have the message."

The Speaker: "You are correct, they are not in the books as yet, Mr. Chatalas."

Mr. Chatalas: "May I suggest, Mr. Speaker, that we defer this matter until given a chance to have these on our desks?"

The Speaker stated that with the consent of the House, Mr. Morrison would withdraw his motion.

MOTION

Mr. Bledsoe moved that under the provisions of House Resolution No. 71-32, with the concurrence of two-thirds of the members present, that in this single instance, calendar marked "No. 17-CONSENT CALENDAR" be placed before the body for second reading consideration.

PARLIAMENTARY INQUIRY

Mr. Moon: "Mr. Speaker, am I to understand then that the force and effect of all the points of Resolution No. 71-32 can be changed at any time by two-thirds concurrence of the members?"

The Speaker: "That is what the resolution says, Mr. Moon."

The motion by Mr. Bledsoe was carried.

RESOLUTIONS

HOUSE RESOLUTION NO. 71-40, by Representatives Jones, Costanti, Gilleland, Smythe, Kopet, Amen, Barden, Blair, Haussler, Van Dyk, Thompson and North:

WHEREAS, The initiative and referendum have been historically preserved by the State of Washington; and

WHEREAS, House Bill Number 670 would grant the powers of initiative and referendum to noncharter code cities; and

WHEREAS, Senate Bill Number 16 would authorize the powers of initiative and referendum to counties; and

WHEREAS, The power of initiative and referendum have created concern among the citizens of the State of Washington; and

WHEREAS, It is the belief of many that the powers of initiative and referendum should be reviewed; and

WHEREAS, Counties have long been considered the administrative arm of the state; and

WHEREAS, Cities derive their powers directly from the state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council will study the powers of initiative and referendum to determine the advantages or disadvantages of granting such powers to cities and counties.

BE IT FURTHER RESOLVED, That the Legislative Council shall prepare appropriate legislation, if deemed necessary, and submit such legislation to the Forty-third Legislature.

On motion of Mr. Jones, the resolution was adopted.

HOUSE RESOLUTION NO. 71-41, by Representatives Goldsworthy and Lynch:

WHEREAS, It is desirable to avoid any further long term commitment of student fees in a system with an existing heavy commitment of fees as a source of funds for construction bonds; and

WHEREAS, The Community College Act of 1967 severely limited the authority of the local community college district boards of trustees' authority to construction funds by limiting such funds to actual revenue from the project; and

WHEREAS, The revenue created by many projects is not sufficient to finance the contemplated service projects; and

WHEREAS, The flexibility to use student fees, where necessary, is a part of the authority granted to the four year institutions;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education, with the advice and cooperation of the State Board for Community College Education, should conduct a study into the bond potential and fee structure consequences of using student fees as a source for repayment for construction bonds on student activity facilities, parking facilities and other student use facilities.

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education shall

report to the next session of the Legislature on the results of such study including any legislation recommended.

Mr. Goldsworthy moved adoption of the resolution.

Representatives Goldsworthy and Chatalas spoke in favor of the resolution.

House Resolution No. 71-41 was adopted.

HOUSE RESOLUTION NO. 71-42, by Representatives Kraabel, Copeland; Kopet, Brouillet, Goldsworthy, O'Brien, Moon, Haussler, Polk, Jones, Eikenberry, Gilleland and Barden:

WHEREAS, Some boards and commissions have been created over forty years ago without having any legislative review to determine the present day needs; and

WHEREAS, Many of the boards and commissions do not necessarily reflect the current needs of our present day society; and

WHEREAS, Many of the boards and commissions have not been reviewed and studied to determine what changes are necessary to make such boards and commissions reflect the current changes in reorganization of state government; and

WHEREAS, There has been a proliferation of various boards and commissions without sufficient concern as to the relationships with one another, or to the needs of the State.

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council undertake a comprehensive study of all state boards and commissions, including but not limited to their role in state government, the continuing need for their existence, their cost to the State, and their powers, duties and procedures.

BE IT FURTHER RESOLVED, That members of such boards and/or commissions shall be requested to appear before the Legislative Council and fully cooperate with the Legislative Council in this study; and

BE IT FURTHER RESOLVED, That the Legislative Council report back to the next Regular Session of the Legislature with its recommendations as to the abolition, consolidation, restructuring or any other findings relating to these boards and commissions which they feel pertinent to the purposes of this study.

On motion of Mr. Kraabel, the resolution was adopted.

HOUSE RESOLUTION NO. 71-43, by Representatives Douthwaite, May, Knowles, Williams, Bauer, Luders and Kopet:

WHEREAS, Young People were very active supporters and workers in the Seattle World's Fair of 1962; and

WHEREAS, Expo '74 has the theme of man living in harmony with his environment, a theme which is close to the center of youth's present concerns; and

WHEREAS, Involvement of youth in contributing ideas and doing work for Expo '74 is necessary for its success; and

WHEREAS, To be consistent, youth who are wanted to work toward the success of Expo '74 should also share in its direction;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives respectfully requests the Governor and Lieutenant Governor of the State of Washington to include among their appointees to the Expo '74 Commission at least two representatives of youth, one from each of the two major political parties, who are themselves no more than twenty-five years of age; and

BE IT FURTHER RESOLVED, That copies of this Resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Governor and Lieutenant Governor of the State of Washington.

Mr. Douthwaite moved adoption of the resolution.

Mr. Douthwaite spoke in favor of the resolution, and Mr. Pardini spoke against it.

The resolution was not adopted.

HOUSE RESOLUTION NO. 71-44, by Representatives Lynch, Goldsworthy, Pardini, Kopet, Rabel, Gladder, Ross, Knowles, King, Maxie, Douthwaite and Shera:

WHEREAS, This Legislature, the citizens of the State of Washington, professional groups, and the University of Washington School of Medicine are concerned with the shortage of physicians, especially the need for more adequate numbers to care for the disadvantaged, serve the more rural and isolated communities, and replenish the field of family or general practice; and

WHEREAS, There is general agreement among experts, both lay and medical, that at least part of this shortage is due to the fact that a large majority of each year's graduates are entering fields other than those of primary medical practice; and

WHEREAS, The University of Washington has established education for family practice within its undergraduate program and has established a division of family medicine; and

WHEREAS, The University of Washington School of Medicine has established programs to train returning military corpsmen as physicians' assistants, and is working with the Washington Academy of General Practice in training medical students in community

medical clinics, and has established the Washington-Alaska-Montana-Idaho Medical Education Plan (WAMI) to train medical students outside the university classroom and to encourage them to practice in the rural areas of the northwestern states; and

WHEREAS, House Bill No. 1079 has been introduced in order to attract and retain more physicians for the State of Washington and to establish a plan for state-wide community medical education;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Council on Higher Education be requested by the House of Representatives to make an interim study on the training and retaining of more physicians, particularly, in the field of family practice for the State of Washington, and to report back to the 1972 Special Session of the Washington State Legislature, if convened, recommended action on House Bill No. 1079 or other legislation to achieve the goals outlined herein; and

BE IT FURTHER RESOLVED, That copies of this floor resolution be sent to the University of Washington School of Medicine and the presidents of the Washington State Medical Association, the Washington Academy of General Practice, all county medical societies, the Washington State Hospital Association and the Washington Osteopathic Medical Association.

Mrs. Lynch moved adoption of the resolution.

Mr. Mentor moved adoption of the following amendment to the resolution:

In paragraph 6, line 4 after "physicians," and before "particularly" insert "medical corpsmen"

Representatives Mentor, Lynch and McDermott spoke in favor of the amendment.

The amendment by Mr. Mentor to House Resolution No. 71-44 was adopted.

The Speaker stated the question before the House to be the amended floor resolution.

Mrs. Lynch spoke in favor of adoption of the resolution.

House Resolution No. 71-44, as amended by Mr. Mentor, was adopted.

HOUSE RESOLUTION NO. 71-45, by Representatives Bauer, Haussler, Van Dyk, Marsh and Bozarth:

WHEREAS, Individual farmers and their families have contributed significantly to making America the most advanced agricultural country in the world; and

WHEREAS, Farmers working their own land are symbolic of the American ideal of self-enterprise; and

WHEREAS, The farmers of our State contribute to the economic well-being of all our citizens; and

WHEREAS, The farmers of our State have added stability to both their communities and the State in a time of unparalleled population migration; and

WHEREAS, Local control and ownership of farms foster community involvement at all levels of our society and is therefore desirable; and

WHEREAS, In recent years large corporations have increasingly entered the business of farming; and

WHEREAS, There is a definite need for the State to regulate and control corporate farming operations; and

WHEREAS, Our sister states of North Dakota, Kansas and Oklahoma have already enacted such legislation; and

WHEREAS, The Legislature must have complete and detailed information before enacting regulatory legislation which would affect one of our major industries;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is hereby requested to undertake a comprehensive investigation and study of farming operations by large corporations and the problems arising therefrom, giving particular attention to: (1) the extent to which farming by large corporations already exists in the State of Washington; (2) the extent to which large corporations own farm land in Washington which they are not currently farming, but intend to do so in the future; (3) the laws of other states; and (4) the constitutional issues raised by proposals to regulate or limit farming operations by large corporations.

BE IT FURTHER RESOLVED, That the Legislative Council shall submit its report, recommendations and proposed drafts of legislation to any extraordinary session of the legislature convened in 1972, if then completed; otherwise such report, recommendations and proposed drafts of legislation shall be submitted to the Forty-third Regular Session of the Legislature in January, 1973.

Mr. Bauer moved adoption of the resolution.

Mr. Bauer spoke in favor of the resolution, and Mr. Hubbard spoke against it.

#### MOTION

On motion of Mr. Copeland, the House deferred further consideration of House Resolution No. 71-45 until Monday.

The Speaker excused Representative Bledsoe from further proceedings of the House today.

### SECOND READING

HOUSE BILL NO. 47, by Representatives Berentson, Wolf and Newhouse (by Legislative Council request):

Defining and providing a method for the dissolution of inactive port districts.

### MOTION

On motion of Mr. Smythe, Substitute House Bill No. 47 was substituted for House Bill No. 47, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 47 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 47 was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 47, and the bill passed the House by the following vote: Yeas, 94; nays, 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Randall—1.

Absent or not voting: Representatives Bledsoe, May, Polk, Shera—4.

Substitute House Bill No. 47, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### STATEMENT FOR THE JOURNAL

May the record show that Representative Randall's "no" vote on Substitute House Bill No. 47 should have been a "yes" vote. Representative Randall was in the wings of the House and signalled to me to cast a "yes" vote for him, after which I inadvertently voted him incorrectly. JAMES P. KUEHNLE, 4th District.

HOUSE BILL NO. 142, by Representatives Haussler, North and Merrill (by Legislative Council request):

Providing for approval by a county legislative authority of certain action by a sewer or water district.

### MOTION

On motion of Mr. Smythe, Substitute House Bill No. 142 was substituted for House Bill No. 142, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 142 was read the second time.

On motion of Mr. Haussler, the following amendments by Representatives Haussler and North were adopted:

On page 1, section 1, lines 14 and 15 after "act" on line 14 strike everything through "proposed" on line 15

On page 2, section 1, strike lines 18, 19, and 20

On page 2, section 2, lines 31 and 32, after "act" on line 31 strike everything through "proposed" on line 32

On page 3, section 2, strike lines 29, 30, and 31

Strike all of section 3 and substitute the following:

"NEW SECTION. Sec. 3. In any county where a boundary review board, as provided in chapter 36.93 RCW, has not been established, the approval of the proposed action shall be by the county legislative authority pursuant to sections 1 and 2 of this act, and shall be final and the procedures required to adopt such proposed action shall be followed as provided by law.

In any county where a boundary review board, as provided in chapter 36.93 RCW, has been established, notice of intention of the proposed action shall be filed with the board as required by RCW 36.93.090 and the legislative authority shall transmit to the board a report of its approval or disapproval of the proposed action together with its findings and recommendations thereon under the provisions of sections 1 and 2 of this act. If the county legislative authority has approved of the proposed action, such approval shall be final and the procedures required to adopt such proposal shall be followed as provided by law, unless the board reviews the action under the provisions of RCW 36.93.100 through 36.93.180. If the county legislative authority has not approved the proposed action, the board shall review the action under the provisions of RCW 36.93.150 through 36.93.180."

In line 1 of the title, after "districts;" strike the rest of the title and insert "adding a new section to chapter 56.02 RCW; adding a new section to chapter 57.02 RCW; and creating a new section."

Substitute House Bill No. 142 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 142 was placed on final passage.

Mr. Haussler spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 142, and the bill passed the House by the following vote: Yeas, 91; nays, 1; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-91.

Voting nay: Representative Lysen-1.

Absent or not voting: Representatives Backstrom, Bledsoe, Eikenberry, Harris, May, Polk, Shera-7.

Engrossed Substitute House Bill No. 142, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker excused Representative Lynch from further proceedings during the morning session.

HOUSE BILL NO. 167, by Representatives Gallagher, Van Dyk and Perry:

Providing for dissemination of tax petition information.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendment see Journal of March 19, 1971, Eighth Day, Ex. Sess.)

Mr. Smythe moved adoption of the committee amendment.

On motion of Mr. Smythe, the following amendments to the committee amendment were adopted:

Amend the committee amendment to page 1, line 19 as follows:

On line 19 of the amendment after "tract" strike "or lot" and insert "of land,"

Amend the committee amendment to page 1, line 19 as follows:

On line 21 of the amendment after "county" strike " , planning and health" and insert "planning commissions and county health"

The committee amendment, as amended, was adopted.

House Bill No. 167 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 167 was placed on final passage.

Mr. Gallagher spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 167, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bledsoe, Lynch, Shera—3.

Engrossed House Bill No. 167, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 305, by Representatives Ceccarelli, Lynch, Bagnariol, Maxie, Farr, Bottiger, Backstrom, Chatalas, Conway, Cunningham, Hoggins, Merrill and Randall:

Amending the law relating to child abuse.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 3, beginning on line 28 after "who" strike all matter down to and including "or by both" on line 32 and insert "knowingly fails to make, or fails to cause to be made, such report, shall be guilty of a misdemeanor"

The bill was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

House Bill No. 305 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 305 was placed on final passage.

Mr. Ceccarelli spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 305, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe,

Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Bledsoe, Lynch, Moon, Perry, Shera—5.

Engrossed House Bill No. 305, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 340, by Representatives Kuehnle, Knowles, Kopet and Pardini: Increasing the membership on boards of fire commissioners to five.

MOTION

On motion of Mr. Smythe, Substitute House Bill No. 340 was substituted for House Bill No. 340, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 340 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 340 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 340, and the bill passed the House by the following vote: Yeas, 90; nays, 2; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Brown, Shinpoch—2.

Absent or not voting: Representatives Bledsoe, Bluechel, Chatalas, Grant, Kopet, Lynch, Shera—7.

Substitute House Bill No. 340, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 437, by Representatives Bagnariol, Barden and Kilbury (by State Auditor request):

Providing for designation of fiscal agencies by counties, cities, towns and port or school districts.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 437 was placed on final passage.

Mr. Bagnariol spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 437, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder,

Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Chatalas, Douthwaite, Grant, Lynch, Shera, Williams—6.

House Bill No. 437, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 438, by Representatives Kopet, Barden, Amen and Kilbury (by State Auditor request):

Permitting counties smaller than first class to establish a salary fund and permitting any county to establish a claims fund.

The bill was read the second time.

Mr. Jueling moved adoption of the following amendment:

On page 1, section 1, line 19 insert a new section to read as follows:

"Sec. 2. Section 36.32.050, chapter 4, Laws of 1963 and RCW 36.32.050 are each amended to read as follows:

*Each county commissioner[s] shall be elected by the qualified voters of [the county] his district, and the person receiving the highest number of votes for the office of commissioner for the district in which he resides shall be declared duly elected from that district."*

Renumber the remaining section consecutively.

#### POINT OF ORDER

Mr. Charette: "Mr. Speaker, I raise the point as to whether or not the amendment is germane to the title. The title is, 'An Act relating to counties; providing for the creation of certain funds to be created for certain purposes; . . . ' and his amendment would provide for a different method of electing county commissioners."

#### RULING BY THE SPEAKER

The Speaker: "Based upon my previous rulings, I believe the point is well taken. The amendment is out of order."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 438 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 438, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bledsoe, Lynch, Shera—3.

House Bill No. 438, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 462, by Representative Bluechel (by Secretary of State request):  
Amending the code of ethics for public officials.

The bill was read the second time.

On motion of Mr. Bluechel, the following amendments by Representatives Charette and Bluechel were adopted:

On page 1, section 1, line 8 after "sess." and before "and" insert "as amended by section 1, chapter 81, Laws of 1971"

On page 1, section 1, line 13 after "superior" and before the comma strike "and supreme courts" and insert "court, the court of appeals, and the justices of the supreme court"

On line 2 of the title after "sess." and before "and" insert "as amended by section 1, chapter 81, Laws of 1971"

House Bill No. 462 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 462 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 462, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Bledsoe, Lynch, Shera, Smith—4.

Engrossed House Bill No. 462, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 532, by Representatives Hansey, Conner and Zimmerman:

Controlling introduction of new species of fish into the state.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 532 was placed on final passage.

Mr. Hansey spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 532, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith,

Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bledsoe, Lynch, Shera—3.

House Bill No. 532, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 544, by Representatives Charnley, Kiskaddon and Williams:

Relating to unconventional automobile propulsion systems.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 544 was placed on final passage.

Mr. Charnley spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 544, and the bill passed the House by the following vote: Yeas, 91; nays, 2; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Hatfield, Smith—2.

Absent or not voting: Representatives Bledsoe, Lynch, Lysen, Maxie, Shera, Smythe—6.

House Bill No. 544, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 684, by Representatives Zimmerman, Backstrom and Berentson:

Requiring that certain insurance contracts include psychological service.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 684 was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 684, and the bill passed the House by the following vote: Yeas, 94; nays, 1, absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Gladder—1.

Absent or not voting: Representatives Bledsoe, Lynch, Randall, Shera—4.

House Bill No. 684, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 694, by Representatives Paris, Marsh, Kirk and Thompson:

Providing that the aid of specialists may be ordered by family courts.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 2, lines 20-23 after "belong," on line 20 strike the remainder of the section and insert "Such aid, however, shall be at the expense of the parties involved and shall not be at the expense of the court or of the county unless the board of county commissioners shall specifically authorize such aid."

The bill was read the second time.

On motion of Mr. Paris, the committee amendment was adopted.

House Bill No. 694 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 694 was placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 694, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnlé, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Charette, Harris—2.

Absent or not voting: Representatives Bledsoe, Lynch, Shera—3.

Engrossed House Bill No. 694, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Litchman, Pardini, Rosellini, Ross and Shera. Representatives Litchman and Shera were excused.

### SECOND READING

HOUSE BILL NO. 697, by Representatives Benitz, Haussler, Hubbard, Eikenberry and Hatfield:

Increasing penalty for criminal property damage in excess of seventy-five dollars.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 27 before "dollars" strike "seventy-five" and insert "two hundred fifty"

On page 2, section 1, line 2 after "be" strike "greater than seventy-five dollars" and insert "two hundred fifty dollars or more"

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

House Bill No. 697 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 697 was placed on final passage.

Mr. Benitz spoke in favor of passage of the bill.

The Speaker excused Mrs. McCormick from further proceedings of the House today.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 697, and the bill passed the House by the following vote: Yeas, 84; nays, 7; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Savage, Schumaker, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Bottiger, Brouillet, Grant, Moon, Perry, Sawyer, Shipoch—7.

Absent or not voting: Representatives Backstrom, Bledsoe, Flanagan, Maxie, McCormick, Rosellini, Ross, Shera—8.

Engrossed House Bill No. 697, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 708, by Representatives Thompson, Smythe and Merrill:

Providing that any PUD may sell its water system without voter approval.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 708 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 708, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Bledsoe, Litchman, Maxie, McCormick, Rosellini, Ross, Shera—7.

House Bill No. 708, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 738, by Representative Haussler:

Changing the name of the Washington State Association of County Commissioners to the Washington State Association of Counties.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 738 was placed on final passage.

Mr. Haussler spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 738, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Litchman, McCormick, Mentor, Rosellini, Shera—5.

House Bill No. 738, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 753, by Representatives Smythe, Kopet, Kiskaddon, Brown and Gilleland:

Requiring that each utility service charge be separately stated on customer bills.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 753 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 753, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Bledsoe, Kiskaddon, Litchman, McCormick, Shera, Wojahn—6.

House Bill No. 753, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting "yes" on House Bill No. 753. LORRAINE WOJAHN, 27th District.

HOUSE BILL NO. 762, by Representatives Lynch, McDermott, Smythe, Eikenberry and Bauer:

Providing for preplacement studies of prospective adoptive parents.

#### MOTION

On motion of Mr. Farr, Substitute House Bill No. 762 was substituted for House Bill No. 762, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 762 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 762 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 762, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Benitz, Bledsoe, Brown, Gilleland, Litchman, McCormick, Shera—7.

Substitute House Bill No. 762, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 772, by Representatives Thompson and Wolf:

Requiring permits for certain fires to control air pollution.

#### MOTION

On motion of Mr. Wolf, Substitute House Bill No. 772 was substituted for House Bill No. 772, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 772 was read the second time.

Mr. Thompson moved adoption of the following amendment by Representatives Thompson and Wolf:

On page 2, section 2, line 22 strike "forest"

Mr. Thompson spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Thompson, out in the rural part of the county, we sometimes go along the fence line and burn a fire path in order to prevent the spread of grass fires. I take it that after you have deleted the word 'forest' we would be permitted to do that."

Mr. Thompson: "Certainly."

The amendment by Representatives Thompson and Wolf was adopted.

Substitute House Bill No. 772 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 772 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 772, and the bill passed the House by the following vote: Yeas, 83; nays, 10; absent or not voting, 6.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shinpoch, Smith, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Adams, Amen, Bottiger, Bozarth, Brouillet, Conner, Goldsworthy, Marzano, Perry, Van Dyk—10.

Absent or not voting: Representatives Bledsoe, Litchman, McCormick, Sawyer, Shera, Smythe—6.

Engrossed Substitute House Bill No. 772, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 781, by Representatives Costanti, Martinis and Hansey:  
Requiring personal commercial fishing licenses.

MOTION

On motion of Mr. Zimmerman, Substitute House Bill No. 781 was substituted for House Bill No. 781, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 781 was read the second time.

Mr. Gallagher moved adoption of the following amendment:

On page 2, following section 2, insert a new section 3 to read as follows:

"NEW SECTION. Sec. 3. Section 1, chapter 23, Laws of 1969, 1st ex. sess., and RCW 75.12.650 are each hereby repealed."

Renumber the remaining section consecutively.

Mr. Gallagher spoke in favor of adoption of the amendment, and Mr. Zimmerman spoke against it.

The amendment by Mr. Gallagher was lost on a rising vote.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 781 was placed on final passage.

Mr. Costanti spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 781, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Anderson, Barden, Bledsoe, Litchman, McCormick, Ross, Shera—7.

Substitute House Bill No. 781, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

My voting lever failed to function on the vote for final passage of Substitute House Bill No. 781. I wish to be recorded as voting "aye." PAUL BARDEN, 30th District.

HOUSE BILL NO. 869, by Representative Gladder:  
Providing for licensing of hotels and motels.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, section 5, line 4 beginning with "The board" strike everything down to and including "chapter 34.04 RCW." and insert "The board shall promulgate such rules and regulations, to be effective no sooner than February 1, 1972, as may be necessary to assure that each transient accommodation will be operated and maintained in a manner consistent with the health and welfare of the members of the public using such facilities. Such rules and regulations shall provide for adequate light, heat, ventilation, cleanliness, and sanitation and shall include provisions to assure adequate maintenance. All rules and regulations and amendments thereto shall be adopted in conformance with the provisions of chapter 34.04 RCW."

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

House Bill No. 869 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 869 was placed on final passage.

Mr. Gladder spoke in favor of passage of the bill, and Mr. Charette spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 869, and the bill failed to pass the House by the following vote: Yeas, 48; nays, 44; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Benitz, Blair, Bluechel, Conway, Copeland, Cunningham, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, May, McDermott, Merrill, Morrison, O'Brien, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Smith, Thompson, Wolf, Zimmerman, Mr. Speaker—48.

Voting nay: Representatives Anderson, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Curtis, Douthwaite, Flanagan, Grant, Haussler, Johnson, King, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, Mentor, Moon, North, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn—44.

Absent or not voting: Representatives Berentson, Bledsoe, Hansey, Hoggins, McCormick, Newhouse, Shera—7.

#### NOTICE OF RECONSIDERATION

Mr. Curtis served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 869 failed to pass the House.

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, I would like a ruling on whether the extension of the consent calendar to today under the resolution would permit a motion to reconsider on the next day."

The Speaker: "There is nothing before us upon which to rule, Mr. Bottiger."

HOUSE BILL NO. 918, by Representatives Perry and Cunningham:

Providing that members of the governing boards of state agencies are within the conflict of interest statute.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 918 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 918, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Bledsoe, Charette, Litchman, McCormick, Shera, Wanamaker—6.

House Bill No. 918, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 927, by Representatives Zimmerman, Kraabel, Moon, Thompson, Paris and May:

Regulating the use of asbestos in manufacturing and construction.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 2, line 9 after "by the" insert "state"

On page 1, section 2, line 10 beginning with "These standards" strike everything down to and including "safety" on line 13 and insert "Standards to be adopted shall describe the types of asbestos that may be used in manufacturing and construction, methods and procedures for the use of asbestos in order to protect the health of workmen and such other requirements as may be needed to protect the public health and safety"

On page 1, section 3, line 14 beginning with "The standards" strike everything down to and including "department" on line 17 and insert "Such standards as are adopted by the state board of health shall be enforced by the department of labor and industries where applicable"

On page 1, line 18 strike all of section 4

On page 1, line 2 of the title after "trades;" insert "and" and after "sections" strike "and declaring an emergency"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendments were adopted.

On motion of Mr. Polk, the following amendment by Representatives Polk and Bledsoe was adopted:

On page 1, section 1, line 6 after "prohibited" insert "which subjects any individual to asbestos fiber counts in excess of the Threshold Limit Value as defined by the American Conference of Governmental Industrial Hygienists"

On motion of Mr. Curtis, the committee amendment to the title was adopted.

House Bill No. 927 was ordered engrossed.

On motion of Mr. Rosellini, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 927 was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 927, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Bledsoe, Chatalas, Litchman, McCormick, Rabel, Shera—6.

Engrossed House Bill No. 927, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 979, by Representatives Thompson, North and Van Dyk:

Providing that attorney general be notified of any civil action concerning water, shorelands or tidelands.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 979 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 979, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Bledsoe, Litchman, McCormick, Rabel, Shera—5.

House Bill No. 979, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1041, by Representatives Haussler, Curtis and Bozarth:

Providing for television reception improvement districts.

## MOTION

On motion of Mr. Smythe, Substitute House Bill No. 1041 was substituted for House Bill No. 1041, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 1041 was read the second time.

On motion of Mr. Smythe, the following amendments were adopted:

On page 1, section 2, line 14 beginning with "A district's" strike the remainder of the

section and insert "A district's boundary may include any part or all of any class county and may include any part or all or any incorporated area located within the county. A district's boundary may not include any territory already being served by a cable TV system (CATV) unless on the effective date of this act there is a translator station retransmitting television signals to such territory."

On page 2, section 6, line 14 strike "All" and insert "The"

On page 2, section 6, line 20 after "five," strike "or seven" and insert "seven, or nine"

On page 3, section 10, line 30 after "annual" insert "tax"

On page 4, section 12, line 15 after "rules" and before "for" insert "providing"

On page 4, section 13, line 26 after "necessary" insert "PROVIDED, That the board shall have no power to originate programs"

On page 4, section 13, line 28 beginning with the colon strike everything down to and including "programs" on line 29

On page 6, section 16, line 5 strike "paying" and insert "performing"

On page 6, section 19, line 21 after "chapter" strike "6.24" and insert "36.34"

Substitute House Bill No. 1041 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 1041 was placed on final passage.

Mr. Haussler spoke in favor of passage of the bill, and Mr. Ross spoke against it.

Mr. Haussler spoke again in favor of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1041, and the bill passed the House by the following vote: Yeas, 83; nays, 10; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—83.

Voting nay: Representatives Anderson, Bagnariol, Charette, Cunningham, Lysen, May, Polk, Rosellini, Ross, Spanton—10.

Absent or not voting: Representatives Bledsoe, Jueling, Litchman, McCormick, Rabel, Shera—6.

Engrossed Substitute House Bill No. 1041, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1046, by Representatives Curtis and Haussler:

Providing changes in the taxing limits and bonding authority of public hospital districts.

The bill was read the second time.

On motion of Mr. Curtis, the following amendments by Representatives Curtis and Charette were adopted.

On page 1, section 1, line 10 after "by" and before "and" strike "section 27, chapter 42, Laws of 1970 ex. sess." and insert "section 1, chapter 38, Laws of 1971"

On page 2, section 1, line 19 after "town" and before the colon, insert the following: "*and a city or town, with such assent, may become indebted to a larger amount, but not exceeding two and one-half percent additional for acquiring or developing open space and park facilities*"

On motion of Mr. Flanagan, the following amendment by Representatives Flanagan and Smythe was adopted:

On page 7, line 2 insert a new section as follows:

"*NEW SECTION. Sec. 4. Notwithstanding any other provision of law, including RCW 70.44.040, whenever the boundary line between contiguous hospital districts bisects an irrigation block unit placing part of the unit in one hospital district and the balance thereof*

in another such district, the county auditor, upon his approval of a request therefor after public hearing thereon, shall change the hospital district boundary lines so that the entire farm unit of the person so requesting shall be wholly in one of such hospital districts and give notice thereof to those hospital district and county officials as he shall deem appropriate therefor."

On motion of Mr. Curtis, the following title amendment by Representatives Curtis and Charette was adopted:

In line 3 of the title after "by" and before "and" strike "section 27, chapter 42, Laws of 1970 ex. sess." and insert "section 1, chapter 38, Laws of 1971"

House Bill No. 1046 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1046 was placed on final passage.

Mr. Curtis spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1046, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representative Polk—1.

Absent or not voting: Representatives Bledsoe, Litchman, McCormick, Rabel, Shera, Smith—6.

Engrossed House Bill No. 1046, having receiving the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1060, by Representatives Kraabel, Thompson, Smythe, Zimmerman, Goldsworthy and Charnley:

Providing for trails along the public highways of this state.

The bill was read the second time.

Mr. Randall moved adoption of the following amendment:

On page 2 after section 2 add new sections as follows:

"NEW SECTION. Sec. 3. Whenever a cable device is used to limit or prevent access to any place, public or private, including paths, trails, access roads, roads or streets, such cable devices shall be so marked as to adequately warn any person or persons approaching, entering or intending to enter such place that a cable is being used as a barricade device. A marking shall be deemed to provide adequate warning within the meaning of this section when it provides an indication of the use of the cable device which can be readily seen from a distance of one hundred feet during daylight hours, and which is equipped with light reflecting paint or other materials for visibility during hours of darkness.

For the purposes of this act cable shall mean any device made out of rope, wire or chain.

NEW SECTION. Sec. 4. All state agencies or departments which hold or control land in any manner, and all political subdivisions within this state shall comply with section 3 of this act."

Representatives Randall and Savage spoke in favor of adoption of the amendment, and Representative Wanamaker spoke against it.

#### POINT OF ORDER

Mr. Kraabel: "Would you give us a ruling on the scope and object, Mr. Speaker. I look

at the title, and it says, 'An Act relating to public highways. . . .' This is talking about public or private, including paths, etc."

#### RULING BY THE SPEAKER

The Speaker: "It appears that the scope and object of the act has to do with ways for pedestrians, equestrians, bicyclists—the relationship to highways, and prevention of severance and continuance of free access for pedestrians and bicyclists and that sort of thing. It appears to me that the amendment is within the scope and object of the bill."

Mr. Wolf spoke against adoption of the amendment by Mr. Randall, and Mr. Randall spoke again in its favor.

Mr. Barden moved adoption of the following amendment to the amendment by Mr. Randall:

After "streets," on line 4 strike everything down to new section 4 and insert the following: "such cable may not be placed more than ten feet from the point at which the path or road joins a public thoroughfare."

Representative Barden spoke in favor of adoption of the amendment to the amendment, and Representatives Wanamaker and Savage spoke against it.

#### POINT OF INQUIRY

Mr. Savage yielded to question by Mr. Bozarth.

Mr. Bozarth: "Mr. Savage, in all good faith, of course, you carry out safety provisions. You may not be along this particular road for a day or two. Some kid may come along and take off your safety device. Then, not knowing it has been removed from the cable, I am still held responsible. What do you do in that case?"

Mr. Savage: "This doesn't happen very often that they come off. Sometimes if you tie a red cloth to it, that will work its way off or somebody might use it for something. But many times I have put these up and they stay. Nobody has any reason for coming along and taking them off. It would have to be vandalism—I don't think it is going to happen very often that they take it down."

Mr. Bozarth: "Yes, but you haven't answered my question. It can happen. I happen to be a farmer, and I have sixty miles of fence. I provide hunting for all the people in the country. If I am going to have to protect my gate and some hunter comes along, knowing he can hunt on my property which is perfectly all right, and he runs through my gate and damages himself or his car—then he can hold me responsible for the act."

Mr. Savage: "I think if you put up a death trap, you should be responsible. But if you put this on with good wire, nobody can get it off without some tools, and I don't think you are going to be bothered that way."

With the consent of the House, Mr. Barden withdrew the amendment to Mr. Randall's amendment.

The amendment by Mr. Randall to House Bill No. 1060 was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 1060 was placed on final passage.

Mr. Kraabel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1060, and the bill passed the House by the following vote: Yeas, 84; nays, 10; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Beck, Bozarth, Bradley, Conner, Gladder, May, Perry, Polk, Spanton, Wojahn—10.

Absent or not voting: Representatives Bottiger, Litchman, McCormick, Rabel, Shera—5.

House Bill No. 1060, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1070, by Representatives Kopet and Smythe:

Providing for bonding of local improvement district projects.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 1070 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1070, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Litchman, McCormick, Rabel, Shera, Williams—5.

House Bill No. 1070, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1085, by Representatives Wolf, Copeland, O'Brien, May, Haussler, Newhouse, Berentson, Jueling, Moon, Bledsoe, Charette, Harris, Bottiger, Eikenberry, Gladder, Jones, Kuehnle, Pardini and Paris:

Providing for legislative review of administrative rules.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 1085 was placed on final passage.

Mr. O'Brien spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1085, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—92.

Voting nay: Mr. Speaker—1.

Absent or not voting: Representatives Backstrom, Bottiger, Litchman, McCormick, Rabel, Shera—6.

House Bill No. 1085, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT RESOLUTION NO. 21, by Representatives Smythe, Haussler, North, Bauer, Blair, Litchman, Marsh and May (by Legislative Council request):

Proposing constitutional amendment authorizing new form of "city-county" government in lieu of present "city and county government."

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of February 23, 1971, Forty-fourth Day.)

On motion of Mr. Smythe, the committee amendments were adopted.

House Joint Resolution No. 21 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 21 was placed on final passage.

Mrs. North spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 21, and the resolution passed the House by the following vote: Yeas, 77; nays, 17; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Ross, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Backstrom, Berentson, Bozarth, Bradley, Conway, Flanagan, Gladder, Hurley, Juelling, Kirk, Pardini, Savage, Sawyer, Schumaker, Shipoch, Spanton, Wolf—17.

Absent or not voting: Representatives Bottiger, Litchman, McCormick, Rabel, Shera—5.

Engrossed House Joint Resolution No. 21, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 12, by Representatives Douthwaite, Charnley, Van Dyk, Williams, Lysen, Grant, Chatalas, Bradley, Shipoch, King, McDermott, Kilbury, Knowles and Bauer:

Directing the legislative council to study oil spills and supertankers.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 12 was placed on final passage.

Mr. Douthwaite spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 12, and the resolution passed the House by the following vote: Yeas, 88; nays, 6; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli,

Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Barden, Brown, Kuehnle, Polk, Schumaker, Spanton—6.

Absent or not voting: Representatives Benitz, Litchman, McCormick, Rabel, Shera—5.

House Concurrent Resolution No. 12, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 14, by Representatives Kopet, Backstrom and Lynch:

Directing a study of faculty tenure.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 14 was placed on final passage.

Mrs. Lynch spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 14, and the resolution passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Bledsoe, Litchman, McCormick, Rabel, Shera—5.

House Concurrent Resolution No. 14, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 7, by Representatives Jastad, Smith, Thompson, Haussler, Anderson, Marzano, Martinis, Adams, Backstrom and McCormick:

Memorializing Congress to turn Cispus Job Corps Camp over to superintendent of public instruction.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 7 was placed on final passage.

Mr. Jastad spoke in favor of the memorial.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 7, and the memorial passed the House by the following vote: Yeas, 89; nays, 6; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland,

Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Flanagan, Gilleland, Gladder, Polk, Schumaker, Spanton—6.

Absent or not voting: Representatives Litchman, McCormick, Rabel, Shera—4.

House Joint Memorial No. 7, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 16, by Representatives North, Martinis, Hansey, Charette and Costanti:

Petitioning the U.S. government to protect the interest of west coast fishermen.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 16 was placed on final passage.

Mrs. North spoke in favor of the memorial.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 16, and the memorial passed the House by the following vote: Yeas, 88; nays, 5; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Randall, Rosellini, Savage, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Bottiger, Moon, Perry, Ross, Sawyer—5.

Absent or not voting: Representatives Bagnariol, Charnley, Litchman, McCormick, Rabel, Shera—6.

House Joint Memorial No. 16, having received the constitutional majority, was declared passed.

#### STATEMENT FOR THE JOURNAL

Due to a malfunction of my voting machine, I was not recorded as voting on House Joint Memorial No. 16. I did vote "yea" on final passage of the memorial. JOHN BAGNARIOL, 35th District.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, April 3, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-THIRD DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Saturday, April 3, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Amen, Brouillet, Copeland, Hubbard, Kopet and Shera.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

April 1, 1971.

HOUSE BILL NO. 949, enacting a "collection agency act," reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Jastad, O'Brien, Polk, Wojahn.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

April 2, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 232, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 2, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 262,  
 ENGROSSED SENATE BILL NO. 263,  
 ENGROSSED SENATE BILL NO. 269,  
 ENGROSSED SENATE BILL NO. 614,  
 ENGROSSED SENATE BILL NO. 821,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 2, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 645, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 2, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 273,  
 HOUSE BILL NO. 832,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE BILL NO. 645.

### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 262, by Senators Donohue and Knoblauch (by Departmental request):

An Act relating to revenue and taxation; and amending section 28A.47.440, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.440; and declaring an emergency.  
 Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 263, by Senators Donohue and Knoblauch (by departmental request):

An Act relating to revenue and taxation; and the providing of funds for the payment of certain veterans' bonuses; and amending section 2, chapter 272, Laws of 1959 and RCW 73.32.130; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 269, by Senators Donohue, Woodall and Durkan:

An Act relating to fire protection districts; amending section 8, chapter 24, Laws of 1951 2nd ex. sess. as amended by section 2, chapter 13, Laws of 1963 ex. sess. and RCW 52.16.130; adding new sections to chapter 52.16 RCW.

Referred to Committee on Local Government.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

### RESOLUTIONS

HOUSE RESOLUTION NO. 71-46, by Representatives Curtis, Kuehne, Wojahn, Pardini, Hatfield, Polk, Gladder, Wolf, Farr, Jueling, Backstrom, Jastad, Perry, Gallagher, O'Brien, Ceccarelli and Bagnariol:

WHEREAS, Franchising is the most dynamic business activity in our free enterprise system today; and

WHEREAS, Many residents invest their life savings and borrow sizable sums of money to obtain a franchise outlet; and

WHEREAS, A multitude of difficulties confront beginning businesses, causing a large percentage of failures; and

WHEREAS, The franchising business often places the large corporate franchisor in a business relationship with a person having little prior business experience; and

WHEREAS, These circumstances create a likelihood of miscalculation, undercapitalization, misrepresentation, misfortune, disappointment and financial disaster; and

WHEREAS, The State has a significant interest in assuring its residents of sound investment opportunities; and

WHEREAS, The State has the duty to regulate the franchise business to protect the franchisee, the franchisor, and the general business integrity and economy of the State;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of the franchising business and any existing or proposed legislation for the regulation and prevention of abuse of such business so as to promote economic stability within the State; and

BE IT FURTHER RESOLVED, That the Legislative Council submit a report of its findings and recommendations with a draft of appropriate legislation on franchise investment protection to the 1972 Session of the Legislature.

On motion of Mr. Curtis, the resolution was adopted.

### MOTION FOR RECONSIDERATION

Mr. Curtis, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Bill No. 869 failed to pass the House.

The motion was carried.

### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 869.

## MOTION

On motion of Mr. Curtis, the rules were suspended and Engrossed House Bill No. 869 was returned to second reading for the purpose of amendment.

## SECOND READING

ENGROSSED HOUSE BILL NO. 869, by Representative Gladder:  
Providing for licensing of hotels and motels.

On motion of Mr. Charette, the following amendment by Representatives Charette, Curtis and Gladder was adopted:

On page 3, section 6, line 23 of the printed bill, being line 25 of the engrossed bill after "thereunder" insert ": PROVIDED, That no room or suite shall be entered for inspection under the provisions of this 1971 amendatory act unless said room or suite is not occupied by any patron or guest of the transient accommodation at the time of entry"

Engrossed House Bill No. 869 was ordered reengrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed House Bill No. 869 was placed on final passage.

Mr. Gladder spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 869, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representative Kuehnle—1.

Absent or not voting: Representatives Amen, Brouillet, Copeland, Hubbard, Kopet, Shera—6.

Reengrossed House Bill No. 869, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

April 2, 1971.

SENATE BILL NO. 906, providing for the award of contracts for the construction of ferries to Washington corporations in periods of excessive unemployment, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 7, insert a new section as follows:

"NEW SECTION. Section 1. The legislature finds the award of contracts to construct new ferries to persons intending to construct such ferries within the state will serve not only the public transportation needs of the state but also generate an increase in employment, salaries, wages, purchases, and general business activity which will cause a general increase in the tax revenues of the state. It is the intent of this act to effectively recognize all the benefits to the people of the state when contracts for the construction of ferries are awarded to persons intending to construct such ferries within the state and to provide for

the consideration of such benefits in awarding a contract for construction. It is the further intent of this act to respond to the severe and extraordinary problem of unemployment which presently faces the citizens of the state and which diminishes the strength of the public institutions which serve the welfare of all the people of the state."

Remember the remaining section consecutively.

On page 1, section 1, line 18 strike everything from "AND" down through and including "offered" on line 27 and insert "AND PROVIDED FURTHER, That notwithstanding any other provision of law, the highway commission, in awarding contracts for which bids have been accepted prior to July 1, 1971, for construction of ferries for the Washington state ferry system, may consider the bid of the lowest responsible bidder operating shipbuilding facilities and proposing to build such ferries in the state of Washington by evaluating and including the projected direct and indirect tax revenues generated by construction of the ferries within the state. Moneys expended to meet the added cost incurred as a consequence of the award of a contract authorized by this proviso shall come from such funds as may be available"

Signed by Representatives Curtis, Chairman, Bagnariol, Farr, Gallagher, Gladder, Jastad, Juelling, O'Brien, Pardini, Perry, Wojahn.

### MOTIONS

On motion of Mr. Barden, the rules were suspended, Senate Bill No. 906 was advanced to second reading and read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 906 as amended by the House was placed on final passage.

Mr. Barden spoke in favor of passage of the bill.

### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. Mentor.

Mr. Mentor: "We from Kitsap County, of course, are depending on these ferries for better transportation. I would like to be assured that, by passing this bill, this will not raise the rates for the use of the ferries and will not slow up the receipt of these ferries in the fleet."

Mr. Barden: "Representative Mentor, the text of the bill as it now stands provides that any differential that must be funded is to come from other sources that are available. In addition to that, the construction and the rapid addition of these two new ferries to the ferry fleet should replace those outmoded and old craft that are in constant need of expensive repairs, and I would imagine therefore this bill would tend to hold back ferry rate increases."

### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. Ross.

Mr. Ross: "Mr. Barden, my question is addressed to the intent and objectives of the bill. The reason for the question, Mr. Barden, is we have heard some people here on the floor talking about economy and efficiency of government, and the fact one of the ways we can do it is to take some of our people who are making fifteen or twenty thousand dollars in state government and cut their salaries. My question to you is: Has Todd and Lockheed Shipyards asked their executives and managers to cut their salaries by twenty or thirty percent so maybe they could come in under San Diego's bids for these ferries? I am talking about free enterprise, Mr. Barden."

Mr. Barden: "I agree with free enterprise entirely, Representative Ross."

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 906 as amended by the House, and the bill passed the House by the following vote: Yeas, 86; nays, 7; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien,

Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Benitz, Bluechel, Flanagan, Gladder, Hatfield, Kuehnle, Polk—7.

Absent or not voting: Representatives Amen, Brouillet, Copeland, Hubbard, Kopet, Shera—6.

Senate Bill No. 906, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

April 1, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 415 with the following amendments:

(For Amendments, see Journal of April 2, 1971, Twenty-second Day, Ex. Sess.) and the same is herewith transmitted, SIDNEY R. SNYDER, Secretary.

The House resumed consideration of the Senate amendments to Engrossed House Bill No. 415. The Speaker stated the question before the House to be the motion by Mr. Morrison that the House do not concur in the Senate amendments to Engrossed House Bill No. 415 and that the Senate be asked to recede therefrom.

The motion was carried.

#### SECOND READING

##### MOTION

Mr. Grant moved that the Committee on Elections and Apportionment be relieved of HOUSE BILL NO. 463, and the bill be placed immediately on second reading.

#### RULING BY THE SPEAKER

The Speaker: "We are on the ninth order of business, Mr. Grant, second reading of bills. I believe your motion is out of order."

#### POINT OF ORDER

Mr. Bottiger: "Referring the Speaker to House Rule No. 81, the concluding proviso of the first paragraph:

"'Provided, That a majority of the members elected to the house may require a committee to report a bill back to the House at any time.'

"I think this rule specifically covers it, and I would further advise that I have stood on the eighth order of business and tried to gain the Speaker's attention, and I was not recognized by the Speaker to make the motion at that time."

#### RULING BY THE SPEAKER

The Speaker: "Under Rule 81, your point would appear to be well taken."

The Speaker stated the question before the House to be the motion by Mr. Grant.

Mr. Brown spoke against the motion.

Mr. May demanded an electric roll call, and the demand was sustained.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Amen, Brouillet, Copeland, Hubbard, Kopet and Shera.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Grant that the Committee on Elections and Apportionment be relieved of House Bill No. 463 and the bill be placed immediately on second reading.

Representatives Bottiger and Litchman spoke in favor of the motion, and Representative Wolf spoke against it.

Mr. Copeland appeared at the bar of the House.

#### ROLL CALL

The Clerk the roll on the motion by Mr. Grant that the Committee on Elections and Apportionment be relieved of House Bill No. 463 and the bill be placed immediately on second reading, and the motion was lost by the following vote: Yeas, 46; nays, 48; excused, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn-46.

Voting nay: Representatives Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker-48.

Excused: Representatives Amen, Brouillet, Hubbard, Kopet, Shera-5.

#### MOTION

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

#### SECOND READING

HOUSE BILL NO. 584, by Representatives Julin, Marsh, Brown, Kiskaddon, Zimmerman and Smythe (by Executive request):

Providing for the management of shoreline areas.

#### MOTION

On motion of Mr. Zimmerman, Substitute House Bill No. 584 was substituted for House Bill No. 584, and the substitute bill was placed on the calendar for second reading. Substitute House Bill No. 584 was read the second time.

Mr. Julin moved adoption of the following amendment:

On page 1, section 2, line 17 strike "uplands adjacent to the shorelines of the state and much of the shoreline areas" and insert "shorelines of the state and the uplands adjacent thereto"

Mr. Julin spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Moon.

Mr. Moon: "Representative Wolf, you were a little bit afraid of bringing House Bill No. 463 out on the floor because it wasn't perfected, and you didn't think it should be perfected on the floor. Yet we have a whole sheaf of amendments to this bill. I wonder if we shouldn't refer this bill back to Committee and let them perfect it there."

Mr. Wolf: "Mr. Moon, in answer to your very direct and great question, I would like to answer that by saying that in my mind a citizen-type, civilian legislature can develop a proposition to be supported and put on the ballot for the people of the state of Washington to vote on as an alternative to Initiative 43. There is a great concern in this legislature that maybe Initiative 43 went too far, and that we should submit an alternative, and this is what it takes. We have almost 100 amendments to this alternative to the seacoast management initiative bill. If it takes the legislature this much effort between citizen-type legislators, representing real people, to develop an alternative to the initiative, I think it points up two things: One, we can very ably represent the people. When you talk about the annual elections bill, you are talking about constitutional government—something that we really want to put on the ballot, something we want to happen, and if that constitutional question is challenged in the courts, it could throw annual elections out the window. This bill is going to the ballot. The people will decide whether this is constitutional, and I think we ought to get on with the business of developing it."

The amendment by Mr. Julin was adopted.

On motion of Mr. Julin, the following amendments were adopted:

On page 1, section 2, line 21 after "planning" strike "and zoning"

On page 2, section 2, line 6 after "limited" strike "infringements on" and insert "reduction of"

On page 2, section 2, line 9 after "land" strike ", its vegetation, its" and insert "and its vegetation and"

On page 4, section 3, line 10 after "water" strike "and their associated wetlands"

On page 4, section 3, strike lines 18 and 19 and reletter the subsequent subsections

On page 4, section 3, line 25 after "the" strike "marine"

On page 4, section 3, line 28 after "such" strike "small streams" and insert "upstream segments"

On page 5, section 3, line 29 after "(2)" strike "(f)" and insert "(e)"

On motion of Mr. Thompson, the following amendment was adopted:

On page 5, section 3, line 32 strike "line of ordinary high water" and insert "ordinary high watermark"

On motion of Mr. Wolf, the following amendment by Mr. Thompson was adopted:

On page 5, section 3, line 18 strike "water" and insert "watermark"

On motion of Mr. Julin, the following amendments were adopted:

On page 5, section 3, line 33 after "plains" strike the rest of the sentence and insert "associated with the streams, lakes and tidal waters which are subject to the provisions of this act; the same to be designated as to location by the department of ecology."

On page 6, section 3, line 4 strike the comma after "chapter"

On page 6, section 3, line 6 after "shall" insert "also"

On page 6, section 3, line 16 after "dredging" strike the comma and insert a semicolon

On page 6, section 3, line 16 after "dumping" strike the comma and insert a semicolon

On page 6, section 3, line 18 after "any" strike "other"

On page 6, section 3, line 26 after "water" strike "on" and insert "of" and after "except" insert "that"

Mr. Barden moved adoption of the following amendment:

On page 6, section 3, line 30 after "developments" and before the semicolon, insert "including damage by fire or elements"

Representatives Barden and Julin spoke in favor of the amendment.

The amendment by Mr. Barden was adopted.

On motion of Mr. Julin, the following amendment was adopted:

On page 7, section 3, line 2 after "similar" insert "agricultural"

Mr. Thompson moved adoption of the following amendment by Mr. Sawyer:

On page 7, section 3, following line 4 insert

"(f) Construction by an owner, lessee or contract purchaser of a single family residence which meets all requirements of state and local government on those lands extending landward for 200 feet as measured on a horizontal plane from the line of ordinary high water."

Representatives Thompson and Julin spoke in favor of the amendment.

The amendment by Mr. Sawyer was adopted.

#### POINT OF INQUIRY

Mr. Charnley: "Mr. Speaker, is it your intent to go through all of the amendments

(floor amendments and Mr. Julin's amendments) in order? If so, you skipped an amendment I had to page 5."

The Speaker: "We skipped your amendment, and we also skipped Mr. Conner's amendment. Our apologies."

Mr. Conner moved adoption of the following amendment:

On page 4, section 3, line 32 after "state" and before the colon insert "other than areas landward of outer harbor lines now or hereafter established"

Mr. Conner spoke in favor of adoption of the amendment, and Mr. Julin spoke against it.

The amendment by Mr. Conner was not adopted.

Mr. Charnley moved adoption of the following amendment:

On page 5, line 21, delete "one thousand" and insert "five hundred"

Mr. Charnley spoke in favor of adoption of the amendment, and Mr. Thompson spoke against it.

The amendment was lost on a rising vote.

On motion of Mr. Julin, the following amendments were adopted:

On page 7, section 6, line 15 strike "the department is directed:"

On page 7, section 6, line 20 strike "of the state"

MOTION

Mr. Beck moved that SUBSTITUTE HOUSE BILL NO. 584 be rereferred to the Committee on Natural Resources and Ecology.

Representative Beck spoke in favor of the motion, and Representatives Bledsoe, Moon and Thompson spoke against it.

The motion by Mr. Beck was lost.

On motion of Mr. Julin, the following amendments were adopted:

On page 8, line 9, strike section 7 and insert

"NEW SECTION. Sec. 7. The department is directed to adopt within ninety days from the effective date of this act, and subsequently amend as necessary, rules consistent with the policy of section 2 of this 1971 act for regulation of uses on the shorelines of the state; said rules to remain in effect until applicable master programs become effective."

On page 9, section 10, line 21 after "the" strike "plan" and insert "program"

On page 9, section 10, line 25 after "the" strike "plan" and insert "program"

On page 9, section 10, line 26 before "shall" strike "plan" and insert "program"

On page 9, section 10, line 32 after "the" strike "plan" and insert "program"

Mr. Barden moved adoption of the following amendment:

On page 12, section 12, beginning on line 6 strike all the matter following "Sec. 12." down to and including "uses thereon." on line 20, and on line 21 strike the subsection designation "(2)"

Representative Barden spoke in favor of adoption of the amendment, and Representatives Julin and Charnley spoke against it.

The amendment by Mr. Barden was lost on a rising vote.

On motion of Mr. Julin, the following amendments were adopted:

On page 12, section 13, line 26 after "programs," insert "designations"

On page 13, section 13, line 4 after "regulations," insert "designations"

On page 14, section 15, line 3 after "time as" insert "an"

On page 14, section 15, line 19 after "program" insert " , consistent with rules adopted by the department,"

On motion of Mr. Julin, the following amendment was adopted:

On page 15, section 15, strike all of lines 15, 16 and 17

Mr. Bottiger moved adoption of the following amendment by Mr. Sawyer:

On page 15, section 15, following line 17 insert

"(10) No permit shall be required for construction incident to the development of platted property which otherwise meets all requirements of state and local government, for property either platted prior to the effective date of this act or for which a preliminary plat has been approved by the appropriate local government prior to the effective date of this act."

Mr. Bottiger spoke in favor of adoption of the amendment, and Mr. Julin spoke against it.

Mr. Bottiger spoke again in favor of the amendment by Mr. Sawyer, and Mr. Julin spoke against it.

The amendment by Mr. Sawyer was adopted on a rising vote.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 12:00 noon, Monday, April 5, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-FIFTH DAY

### NOON SESSION

House Chamber, Olympia, Wash., Monday, April 5, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Amen, Brouillet, Hatfield and Shera who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur Anderson of the Evangelical Free Church of Tumwater.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### MESSAGES FROM THE SENATE

April 3, 1971.

Mr. Speaker: The Senate has passed:

SENATE BILL NO. 545,

ENGROSSED SUBSTITUTE SENATE BILL NO. 553,

SENATE BILL NO. 862,

SENATE JOINT MEMORIAL NO. 15,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 3, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED HOUSE BILL NO. 166,

ENGROSSED HOUSE BILL NO. 248,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 3, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 918, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE BILL NO. 166,  
 HOUSE BILL NO. 248,  
 SENATE BILL NO. 918.

INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 15, by Senators Washington, Huntley and Henry: Petitioning for certain funds claimed by the state of Washington from the United States for compliance with outdoor advertising control along certain segments of the interstate highway.

Referred to Committee on Transportation.

RESOLUTIONS

The House resumed consideration of HOUSE RESOLUTION NO. 71-45.  
 (For Resolution see Journal of April 2, 1971, Twenty-second Day, Ex. Sess.)

On motion of Mr. Hubbard, the following amendments were adopted:

On page 1, line 16, strike all of lines 16 and 17 and substitute the following:

"WHEREAS, There may be a need for the regulation of certain types for farm ownership including but not limited to corporate farming."

On page 1, line 23, strike the entire balance of the Resolution and insert the following:

"WHEREAS, It is recognized that certain corporate interests and large individual farm land owners are engaged in the development of irrigation projects using water largely from the Snake and Columbia Rivers; and

WHEREAS, It is a fact that the Pacific Northwest may well lose all unused flow from these rivers by diversion to other states and that such diversion would likely be not a reversible loss; and

WHEREAS, It is desirable that we have a stable use for as much of this water as is possible before the moratorium on diverting said water is lifted; and

WHEREAS, The present efforts to use said waters in the Northwest should not be jeopardized under these circumstances;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is hereby requested to undertake a comprehensive investigation and study of farming operations by large corporations, both private and charitable, trusts, including the farming operations carried on by the Trust Departments of the Banks of this state; large individual, family corporations, partnership operations and foundations together with the problems of absentee landlords on the operation of farms in this state, giving particular attention to:

1. The extent to which farming by these categories of ownership already exists in the State of Washington;
2. The extent to which these categories of farm land ownership own land in this state which is not being farmed but which they intend to put into production in the future;
3. The laws of other states;
4. The constitutional issues raised by proposals to regulate or limit farming operations by the described categories of farm ownership;
5. The desirability of retaining the flow of the Snake and Columbia Rivers in the Pacific Northwest with as much as possible inuring to the benefit of the State of Washington; and

BE IT FURTHER RESOLVED, That the Legislative Council shall submit its report, recommendations and proposed drafts of legislation to any extraordinary session of the legislature convened in 1972, if then completed; otherwise such report, recommendations and proposed drafts of legislation shall be submitted to the Forty-third Regular Session of the Legislature in January, 1973. Nothing herein contained shall be deemed to mandate the draft of proposed legislation excepting in those areas the Legislative Council believes advisable as a result of such study."

Mr. Bauer spoke in favor of adoption of the resolution as amended by Mr. Hubbard.

House Resolution No. 71-45, by Representatives Bauer, Hausser, Van Dyk and Marsh, as amended by Representative Hubbard, was adopted.

HOUSE RESOLUTION NO. 71-47, by Representatives Zimmerman and Bauer:

WHEREAS, The Washougal Panthers have won the state high school Class A wrestling title for the second straight year; and

WHEREAS, In bringing home the title the Panthers outdistanced their nearest rival by a convincing margin; and

WHEREAS, The talents and efforts of the entire team was instrumental in giving Washougal the wrestling title for this year; and

WHEREAS, The individual championship efforts of Mike Hubbard and Randy Green contributed greatly to their team's victory;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives commend the Panthers wrestling team and their coach, Jim Herman, for their recent state high school Class A wrestling title.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to each member of the Panther Wrestling Team, to their coach, and to the principal of the Washougal High School.

Mr. Zimmerman moved adoption of the resolution.

Representatives Zimmerman and Bauer spoke in favor of the resolution.

The resolution was adopted.

## SECOND READING

SUBSTITUTE HOUSE BILL NO. 584, by Committee on Natural Resources and Ecology (Originally sponsored by: Representatives Julin, Marsh, Brown, Kiskaddon, Zimmerman and Smythe—by Executive request):

Providing for the management of shoreline areas.

The House resumed consideration of Substitute House Bill No. 584 on second reading.

Mr. Barden moved adoption of the following amendment:

On page 15, section 16, line 19 before "members" strike "five" and insert "six"

## POINT OF ORDER

Mr. Julin: "I believe there are other amendments that should be taken ahead of this one on page 15."

The Speaker: "Our records show those were adopted, Mr. Julin. Do you mean page 15, striking lines 15, 16 and 17?"

Mr. Julin: "On page 15, line 24, and then the next two amendments. I don't believe those were adopted. Maybe I am in error."

The Speaker: "This floor amendment is on page 15, section 16, line 19. Are there any prior to that, Mr. Julin?"

Mr. Julin: "Mr. Speaker, my notes indicate that the last amendment we adopted was the amendment by Representative Sawyer on page 15, section 15, line 17."

The Speaker: "That is correct, and this one is page 15, section 16, line 19."

Mr. Julin: "This would be in order then."

## POINT OF ORDER

Mrs. Hurley: "Mr. Speaker, I have an amendment on page 15, line 18."

The Speaker: "You are striking section 16 though, Mrs. Hurley, and the body has the right to perfect that before your amendment."

## POINT OF INFORMATION

Mr. Barden: "With the consent of the House, we could consider my three amendments as one amendment, inasmuch as they all do the same thing."

Mr. Barden moved adoption of the following amendments in addition to the amendment moved previously:

On page 15, section 16, line 23 after "associations" insert "; and the director of the department of natural resources"

On page 15, section 16, line 24 before "chairman" insert "nonvoting"

Mr. Barden spoke in favor of adoption of the amendments, and Mr. Julin spoke against the amendments.

Mr. Barden spoke again in favor of the amendments, and Mr. Thompson spoke against them.

The amendments by Mr. Barden were not adopted.

On motion of Mr. Julin, the following amendments were adopted:

On page 15, section 16, line 24 after "board." strike "A decision must be agreed to by at least three members of the board to be final." and insert "Rulings of the board shall be determined by a majority of its members."

On page 15, section 16, line 27 after "shorelines" strike "appeals" and insert "hearings"

On motion of Mr. Wolf, the following amendment was adopted:

On page 15, section 16, line 29 after "shall receive" strike the remainder of the section and insert "the compensation, travel, and subsistence expenses as provided in RCW 43.03.050 and RCW 43.03.060."

Mrs. Hurley moved adoption of the following amendment:

On page 15, line 18, strike section 16 in its entirety and insert:

"NEW SECTION. Sec. 16. A shorelines hearings board is hereby established which shall be made up of six members: Three members shall be members of the pollution control hearings board; two members, one appointed by the association of Washington cities and one appointed by the association of county commissioners, both to serve at the pleasure of the associations; and the state land commissioner or his designee. The chairman of the pollution control hearings board shall be the chairman of the shorelines hearings board. A decision must be agreed to by at least four members of the board to be final. The pollution control hearings board shall provide the shorelines appeals board such administrative and clerical assistance as the latter may require. The members of the shoreline appeals board shall receive the same compensation, travel, and subsistence expenses as provided to the members of the pollution control hearings board."

On motion of Mr. Wolf, the following amendment to the amendment by Mrs. Hurley was adopted:

After "The members of the shoreline appeals board shall receive" strike the remainder of the amendment and insert "the compensation, travel, and subsistence expenses as provided in RCW 43.03.050 and RCW 43.03.060."

Mrs. Hurley spoke in favor of the amendment as amended, and Mr. Julin spoke against it.

Mr. Barden demanded an electric roll call, and the demand was sustained.

The Speaker excused Mr. Anderson from further proceedings of the House today.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mrs. Hurley as amended by Mr. Wolf to Substitute House Bill No. 584, and the amendment was adopted by the following vote: Yeas, 48; nays, 44; absent or not voting, 7.

Voting yea: Representatives Adams, Backstrom, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Ceccarelli, Chatalas, Conner, Conway, Costanti, Eikenberry, Gallagher, Gladder, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Marsh, Marzano, Maxie, May, McCormick, Mentor, Moon, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker—48.

Voting nay: Representatives Bagnariol, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Charnley, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Harris, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Lysen, Martinis, McDermott, Merrill, Morrison, Newhouse, North, Pardini, Rabel, Shinpoche, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams—44.

Absent or not voting: Representatives Amen, Anderson, Brouillet, Copeland, Hatfield, Ross, Shera—7.

Mr. Charnley moved adoption of the following amendment:

On page 15, lines 32 and 33 strike "having an economic interest"

Mr. Charnley spoke in favor of adoption of the amendment, and Mr. Julin spoke against it.

The amendment by Mr. Charnley was lost.

On motion of Mr. Julin, the following amendments were adopted:

On page 15, section 17, line 33 after "granting" insert "or denying"

On page 16, section 17, line 1 strike all the matter after "state," down to and including "1971 act" on line 4

On page 16, section 17, line 4 after "permit" strike "by the department or local government"

On page 16, section 17, line 27 strike "consistent" and insert "not inconsistent"

On page 17, section 17 strike all of lines 17 through 22

On motion of Mr. Julin, the following amendment by Representatives Julin and Thompson was adopted:

On page 17, section 20, line 33 after "government" strike ", as appropriate,"

Mr. Barden moved adoption of the following amendment:

On page 18, section 21, line 7 before "engaged" insert "wilfully"

Representatives Barden and Julin spoke in favor of the amendment.

The amendment was adopted.

Mr. Barden moved adoption of the following amendment:

On page 18, section 22, line 17 before "engaged" insert "wilfully"

Mr. Barden spoke in favor of the amendment, and Mr. Julin spoke against it.

The amendment by Mr. Barden was lost.

On motion of Mr. Julin, the following amendment by Representatives Julin and Thompson was adopted:

On page 18, section 22, line 21 after "government attorney" strike ", as appropriate,"

On motion of Mr. Julin, the following amendment was adopted:

On page 20, line 3 strike all of section 26 and insert

"NEW SECTION. Sec. 26. (1) Nothing in this statute shall constitute authority for requiring or ordering the removal of any structures, improvements, docks, fills, or developments placed in navigable waters prior to May 1, 1971, and the consent and authorization of the state of Washington to the impairment of public rights of navigation, and corollary rights incidental thereto, caused by the retention and maintenance of said structures, improvements, docks, fills or developments are hereby granted: PROVIDED, That the consent herein given shall not relate to any structures, improvements, docks, fills, or developments placed on tidelands, shorelands, or beds underlying said waters which are in trespass or in violation of state statutes.

(2) Nothing in this section shall be construed as altering or abridging any private right of action, other than a private right which is based upon the impairment of public rights consented to in subsection (1) hereof.

(3) Nothing in this section shall be construed as altering or abridging the authority of the state or local governments to suppress or abate nuisances or to abate pollution.

(4) Subsection (1) of this section shall apply to any case pending in the courts of this state on the effective date of this chapter relating to the removal of structures, improvements, docks, fills, or developments based on the impairment of public navigational rights."

Mr. Spanton moved adoption of the following amendment:

On page 20, line 26 after section 27 insert a new section to read as follows:

"NEW SECTION. Sec. 28. All lands subject to this act shall be exempt from any increase in property taxes for a period of five years following the effective date of this act."

Renumber the remaining sections consecutively.

Mr. Spanton spoke in favor of the amendment.

Mr. Mentor demanded an electric roll call, and the demand was sustained.

Mr. Wolf spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Charette: "Mr. Speaker, I raise the point of order that the amendment is an amendment giving property tax relief for a period of five years, which does not appear to be within the scope and object of an act relating to shoreline areas."

#### RULING BY THE SPEAKER

The Speaker: "It may take me a while to read the bill to see if it is within the scope. "Mr. Charette, I have examined the preamble of this act and I see words like 'valuable, fragile, private ownership, confiscation, protection of private property rights consistent with the public interest;' I see 'interests of all the people;' I see 'long term over short term benefit;' and I see 'provide for any other element as defined in section 11;' then I go over to section 11, and I find 'economic development element, recreational element, public access element' and private interest elements. It would appear to me that the body of the act is so general and so broad that an amendment of this type is germane."

Mr. Julin spoke against adoption of the amendment.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Newhouse.

Mr. Newhouse: "In pursuing this amendment, Mr. Julin, I have a two-prong question: The first is that this amendment says, 'all lands subject to this act.' Could you define for me what lands of the state are subject to this act? And, further, may not some of the lands involved or subject to it be increased in value by this act?"

Mr. Julin: "Briefly defining the land covered by this act, or subject to this act, we are talking about the shorelines of the state of Washington, not only so far as the salt water shorelines, but of the rivers and the lakes throughout the state, and a 200 foot strip of land, landward from the high watermark of each of those bodies of water. That is basically the coverage, although it must be clear that we are dealing with not just the Puget Sound saltwater area, but the waters of the entire state. I would remind you, in considering this, that the Lake Chelan case, which gave impetus to this cloud on title, dealt with fresh water, so we are talking about waters throughout the entire area of the state. Responding to the second part of the question, Representative Newhouse, it is my opinion that it will result in some substantial increase in some of the property that is covered by the provisions of this act because it will provide a system whereby that land can now be used, whereas in the present posture of the law, there are various questions as to whether it can be used."

## POINT OF INQUIRY

Mr. Spanton yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Spanton, in the Tacoma industrial tideflats, which I presume is land subject to this act, we are building numerous new plants, hopefully, and some new manufacturing area. Would this prohibit an increase in taxes because of this development?"

Mr. Spanton: "I would say it would depend upon the implementation of this act and when the appraisal of the property would be made. Like Representative Julin has often said, you can't be perfect."

Mr. Bottiger spoke against adoption of the amendment, and Mr. Mentor spoke in favor of it.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Gladder.

Mr. Gladder: "Representative Julin, I wasn't completely satisfied with the answer you gave to the question posed to you by Representative Newhouse. Could you tell me in terms of percentages of the total land area of the state, or in square miles involved, as to the land that would be affected by this total act?"

Mr. Julin: "No, Representative Gladder, I am sorry I do not have that. I can't give you the area or the acreage."

Mr. Gladder: "Might I just suggest then that I think this is a very important question that should be answered before final passage, because I think one of the most important things before us in this question is: Just how much of our state is being affected by this. And I think if we took a good look and got this determined accurately, we might take a darn sight harder look than we seem to be at this point."

Representatives Flanagan and Charette spoke against adoption of the amendment.

## POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Barden.

Mr. Barden: "Representative Bottiger, in your judgment, does this amendment affect land and buildings, or would the impact of the amendment be applied only to the value of the raw land, thereby allowing the taxation of buildings thereon?"

Mr. Bottiger: "Mr. Barden, the words 'all lands' could be interpreted by the court to refer to all real property which would include the land it is on. I think the point I tried to raise is that a piece of raw land (let's say on the Nisqually Delta) subject to the restrictions of this act can be used as pasture if by chance a permit to develop that as industrial lands were granted by the Board of Ecology or whoever was going to do it. Then that pasture land becomes prime industrial land, and the land value there would be substantially higher. It is quite possible that a parking lot for a plant could have a fantastic value over and above the prime agricultural land value that it had previously. And this is what worries me.

"Now, while I am on my feet and with the permission of the House, I placed on the desk the following amendment which I would offer if this amendment is defeated. It reads, 'The restrictions imposed by this act shall be considered by the county assessors in establishing fair market value of the property.' This would then require the county assessor to say: What is this bank front property worth if you can't build on it."

Mr. Barden spoke against adoption of the amendment by Mr. Spanton.

#### MOTION

Mr. Hoggins moved that the amendment by Mr. Spanton to Substitute House Bill No. 584 be laid on the table.

The motion was lost.

Mr. Spanton closed debate, speaking in favor of adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Spanton to Substitute House Bill No. 584, and the amendment was lost by the following vote: Yeas, 22; nays, 69; absent or not voting, 8.

Voting yea: Representatives Bauer, Benitz, Conner, Conway, Costanti, Gladder, Haussler, Hoggins, Hubbard, Hurley, Kuehnle, May, McCormick, Mentor, Morrison, Polk, Schumaker, Smith, Spanton, Wanamaker, Wolf, Mr. Speaker—22.

Voting nay: Representatives Adams, Backstrom, Bagnariol, Barden, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraebel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McDermott, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman—69.

Absent or not voting: Representatives Amen, Anderson, Copeland, Farr, Goldsworthy, Hatfield, Litchman, Shera—8.

#### MOTION

On motion of Mr. Morrison, the House recessed until 2:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 2:30 p.m.

The Clerk called the roll, and all members were present except Representatives Amen, Anderson, Hatfield, Juelling and Shera who were excused.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 584, by Committee on Natural Resources and Ecology (Originally sponsored by: Representatives Julin, Marsh, Brown, Kiskaddon, Zimmerman and Smythe—by Executive request):

Providing for the management of shoreline areas.

The House resumed consideration of Substitute House Bill No. 584 on second reading.

Mr. Bottiger moved adoption of the following amendment:

On page 20, line 26 after section 27 insert a new section to read as follows:

"NEW SECTION. Sec. 28. The restrictions imposed by this act shall be considered by the county assessor in establishing the fair market value of the property."

Renumber the remaining sections consecutively.

Representatives Bottiger and Julin spoke in favor of the amendment.

The amendment was adopted.

Mr. Benitz moved adoption of the following amendments:

On page 22, after section 32 add a new section as follows:

"NEW SECTION. Sec. 33. (1) The department, upon the adoption of any master program or segment thereof, or any local government upon the approval by the department of any master program or segment thereof developed by a local government, shall cause a

copy thereof together with a map of the lands affected and a description of the real property affected to be recorded in the office of the county auditor and shall publish a notice containing the text of the program together with a description of the real property affected thereby. Such publication shall be made in a newspaper of general circulation printed and published in the county or counties affected by the program once a week for six consecutive weeks. In addition, the department may serve, either personally or by certified mail, a copy of such program and map on each owner of lands affected by the program.

The provisions of this subsection for recording, publication and service shall also apply whenever the department or any local government which has developed an approved master program or segment thereof, issues any order amending, modifying or repealing a master program or segment thereof.

(2) Any person having a recorded interest in land affected by any such master program or segment thereof may, within one hundred and twenty days after the last date of publication or in the case of service personally or by certified mail within one hundred and twenty days after receiving notice of such program, petition the superior court of Thurston county or of any county wherein lands are affected by such order, to determine whether such program involves a taking of private property rights. If the court finds the master program or segment thereof does accomplish such a taking, the court shall enter a finding that such master program or segment thereof shall not apply to the land of the petitioner: PROVIDED, That such finding shall not affect any other land than that of the petitioner. The director shall cause a copy of such court finding to be recorded in the appropriate county auditor's office. The method provided in this subsection for the determination of the issue of whether any such master program or segment thereof constitutes a taking shall be exclusive, and such issue shall not be determined in any other proceeding, nor shall any person have a right to petition for the assessment of damages under any other chapter by reason of the adoption of such program. The director or local government may, after a court finding has been entered that a master program shall not apply to certain land, take the fee or any lesser interest in such land in the name of the state or said local government by eminent domain under the applicable provisions of Title 8 RCW after payment of just compensation to the property owner; thereafter the programs shall be applicable to such land."

Renumber the remaining sections consecutively.

On page 22, section 36 now renumbered as section 37, on line 30, after "through" and before "of" strike "35" and insert "36"

Representatives Benitz and Kuehnle spoke in favor of adoption of the amendment, and Representative Julin spoke against it.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Benitz.

Mr. Benitz: "Do you believe it is the intent of this shorelines act not to obtain the use of private property without just compensation?"

Mr. Julin: "Representative Benitz, I certainly do, and to the best of the ability of those who worked on it, we have endeavored to see that does not happen. The bill as it now stands, without your amendment, would not provide for the taking of private property without due compensation as is now provided for in our Constitution."

Mr. Bledsoe spoke against adoption of the amendment.

The amendment by Mr. Benitz to Substitute House Bill No. 584 was lost on a rising vote.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle and Conway:

On page 22, section 35, line 27 strike section 35 in its entirety and insert the following new section:

"NEW SECTION. Sec. 35. Notwithstanding any other provision of law, this chapter shall be administered within the following guidelines:

(a) The common law doctrine that the public has the right to the customary or habitual use of private property, wherever located in the state, is not and shall not be recognized as law in this state or in its political subdivisions;

(b) Private property shall not be taken for public, quasi-public, or private use without proof of the necessity of taking and just compensation having first been made, or paid to a court for the private land owner;

(c) Private property is not and shall not be purported to be held in public trust for the people of this state and their descendants without just compensation having been first made or paid to the private land owner in accordance with the laws and constitution of this state."

Mr. Kuehnle spoke in favor of the amendment, and Mr. Julin spoke against it.

Mr. Spanton demanded an electric roll call, and the demand was sustained.

Mr. Conway spoke in favor of the amendment, and Mr. Kraebel spoke against it.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Kuehnle and Conway to Substitute House Bill No. 584, and the amendment was lost by the following vote: Yeas, 41; nays, 51; absent or not voting, 7.

Voting yea: Representatives Bauer, Benitz, Bledsoe, Bottiger, Bozarth, Brouillet, Conner, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hubbard, Hurley, Kirk, Kopet, Kuehnle, Lynch, Marzano, Mentor, Morrison, Newhouse, Pardini, Paris, Polk, Randall, Sawyer, Schumaker, Smith, Spanton, Van Dyk, Wanamaker, Wolf—41.

Voting nay: Representatives Adams, Bagnariol, Barden, Beck, Berentson, Blair, Bluechel, Brown, Ceccarelli, Charette, Charnley, Chatalas, Cunningham, Douthwaite, Gallagher, Gilleland, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, North, O'Brien, Perry, Rabel, Rosellini, Ross, Savage, Shinpoch, Smythe, Thompson, Williams, Wojahn, Zimmerman, Mr. Speaker—51.

Absent or not voting: Representatives Amen, Anderson, Backstrom, Bradley, Hatfield, Jueling, Shera—7.

Mr. Douthwaite moved adoption of the following amendment:  
On page 23, section 39, line 8 strike section 39

Mr. Douthwaite spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Perry: "Mr. Speaker, we can't amend the people's initiative to the legislature. What is the situation if we put this bill through without an emergency clause? By referendum we can end up with two initiatives No. 43. I don't think there is any prohibition against the public amending or rejecting ours by referendum, is there?"

The Speaker: "Mr. Perry, you are asking me for a judicial interpretation rather than an interpretation under our House rules. I will not comment on that, but someone else may wish to respond to that particular situation."

Mr. Beck spoke against adoption of the amendment.

Mr. O'Brien responded to Mr. Beck's remarks.

Representatives Julin and Newhouse spoke against the amendment by Mr. Douthwaite.

## PERSONAL PRIVILEGE

Mr. Beck: "Point of personal privilege. I may have left the impression here with Mr. O'Brien that this is not going to be referred to the people. This will be referred to the people, Mr. O'Brien, as an alternative to Initiative No. 43. But we should get the thing into effect here as soon as we can so the people can see how it is beginning to operate."

Mr. Douthwaite closed debate, speaking in favor of the amendment.

The amendment by Mr. Douthwaite was not adopted.

The Clerk read the following amendment by Mr. Douthwaite:

On page 23, section 40, strike the entire paragraph beginning on line 18

With the consent of the House, Mr. Douthwaite withdrew the amendment.

## SPEAKER'S INQUIRY

The Speaker: "Mr. Williams, you submitted an amendment to page 3, section 3. It will be necessary to suspend the rules if you want to go back to consider that amendment. I will recognize you for the purpose of a motion."

Mr. Williams: "Thank you, Mr. Speaker. With the consent of the House, I will withdraw that amendment."

The Speaker excused Miss Maxie from further proceedings of the House today.  
Substitute House Bill No. 584 was ordered engrossed.

MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 584 was placed on final passage.

Representatives Julin, Thompson, Newhouse, Martinis and Benitz spoke in favor of passage of the bill, and Representatives Gladder and Ross spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 584, and the bill passed the House by the following vote: Yeas, 83; nays, 11; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker-83.

Voting nay: Representatives Charnley, Gladder, Grant, Hubbard, Julin, King, McDermott, Ross, Schumaker, Spanton, Williams-11.

Absent or not voting: Representatives Amen, Hatfield, Juelling, Maxie, Shera-5.

Engrossed Substitute House Bill No. 584, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I voted "nay" on final passage of Engrossed Substitute House Bill No. 584 so that I would be eligible for a conference committee in the event this becomes necessary as the result of Senate action. AXEL C. JULIN, 41st District.

MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Tuesday, April 6, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-SIXTH DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 6, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Juelling who was excused.

### SPEAKER'S PRIVILEGE

The Speaker: "The Speaker is saddened to report that at 8:30 this morning, Ruth Juelling, wife of Representative Helmet L. Juelling, passed away after a long illness. In lieu of a morning prayer, we will observe a moment of silence in her memory."

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### MESSAGES FROM THE SENATE

April 5, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 108,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 372,  
 ENGROSSED SENATE BILL NO. 617,  
 ENGROSSED SENATE JOINT RESOLUTION NO. 22,  
 and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 5, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 906 and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

April 5, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 166,  
 HOUSE BILL NO. 248,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 5, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 645, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 36, by Representatives Smith, Kopet, Luders, Brown, Lysen, Jones, Bauer, Gilleland, McCormick, Blair, Douthwaite, Smythe, Van Dyk, North, Wojahn, Rabel, Johnson, Zimmerman, Knowles and Thompson:

Providing for a legislative council study of methods of protecting the archeological resources of the state.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SUBSTITUTE SENATE BILL NO. 372, by Committee on Parks, Tourism, Capitol Grounds and Veterans' Affairs:

An Act relating to outdoor recreation; amending section 5, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.050; amending section 8, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.080; amending section 10, chapter 76, Laws of 1970 ex. sess. and RCW

67.32.100; adding new sections to chapter 67.32 RCW; creating new sections; prescribing penalties; and making appropriations.

Referred to Committee on Transportation.

ENGROSSED SENATE JOINT RESOLUTION NO. 22, by Senators Grieve, Knoblauch, Talley, Lewis, Keefe, Sandison, Ridder, McCutcheon, Fleming, Connor, Peterson (Lowell), Peterson (Ted), Gardner, Francis, Herr, Day, Odegaard, Washington and Cooney (by Executive and Legislative Council request):

Providing a constitutional amendment concerning loaning the credit of the state.

Referred to Committee on State Government.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

### MOTION

On motion of Mr. Wolf, ENGROSSED SUBSTITUTE SENATE BILL NO. 372 was referred from the Committee on Natural Resources and Ecology to the Committee on Transportation.

### SECOND READING

ENGROSSED SENATE BILL NO. 156, by Senators Guess, Donohue, McDougall and Peterson (Lowell):

Providing for the licensing and regulation of snowmobiles.

Committee on Appropriations recommendation: Majority, do pass with the following amendments as recommended by the Committee on Natural Resources and Ecology:

On page 6, section 8, line 12 strike "Fifteen" and insert "Twenty-five"

On page 6, section 8, line 25 strike "Sixty" and insert "Fifty"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 156 as amended by the House, was placed on final passage.

Mr. Luders spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 156 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 3; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Charette, Charney, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Ceccarelli, Chatalas, Haussler—3.

Absent or not voting: Representatives Bauer, Bottiger, Flanagan, Gallagher, Jueling—5.

Engrossed Senate Bill No. 156 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## PERSONAL PRIVILEGE

Mrs. Hurley: "Mr. Speaker, ladies and gentlemen of the House: I have a very happy task to do today. It is a little announcement that I think you will be interested in. It relates to somebody who really deserves the commendation and congratulations of this House:

## ODE TO MY SEAT MATE

by M. HURLEY

My seat mate Bill May from district three  
 Poet laureate of the house was chosen to be.  
 For many sessions his talents he's used,  
 Sometimes he's praised us and sometimes abused,  
 He'd produce instant poems when anyone asked.  
 To him it was never too much of a task.  
 He's as friendly and helpful as a member could be  
 And I'm proud to be with him from district three.  
 Tho' a poet *he is* and that's what I'm not  
 The Talent he has somehow I never got.  
 But I'm turning the tables on him just to say  
 Bill—we wish you a prosperous, happy birthday  
 Today!"

## PERSONAL PRIVILEGE

Mr. May:

"Thank you Mr. Speaker, and the rest of 99.  
 I appreciate the greeting, You've all been very fine.  
 Birthdays come too very fast, because I've had so many.  
 But just to keep the record straight, I'm younger than  
 Jack Benny."

## PERSONAL PRIVILEGE

Mr. Newhouse: "I understand this is a very auspicious day, Mr. May. I understand that another gentleman from Spokane has a birthday today. Perhaps you could write an Ode to Mr. Harris."

ENGROSSED SENATE BILL NO. 95, by Senators Talley, Washington, Huntley and Henry:

Allowing school buses to use studded tires.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 8 after "*buses*" and before the comma insert "*and fire department vehicles*"

The bill was read the second time.

On motion of Mr. Cunningham, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 95 as amended by the House, was placed on final passage.

Mr. Bauer spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 95 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker,

Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Jueling—1.

Engrossed Senate Bill No. 95 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 394, by Senators Durkan, Peterson (Lowell), Canfield, Woodall and Ridder:

Establishing the Washington commission on Mexican-American affairs.

MOTION

On motion of Mr. Bluechel, the House deferred consideration of Engrossed Senate Bill No. 394, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 410, by Senators Matson, McDougall and Wilson:

Providing for the regulation of horticultural plants.

Committee recommendation: Majority, do pass with the following amendment:

On page 11, section 18, line 32 of the engrossed bill, after "radio" and before "broadcast" insert "and television"

The bill was read the second time.

On motion of Mr. Schumaker, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 410 as amended by the House, was placed on final passage.

Mr. Schumaker spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 410 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 5; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Grant, Lysen, McDermott, Merrill, Ross—5.

Absent or not voting: Representatives Backstrom, Jastad, Jueling, Shera—4.

Engrossed Senate Bill No. 410 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Bledsoe, HOUSE BILL NO. 144, HOUSE BILL NO. 152, HOUSE BILL NO. 283 and HOUSE BILL NO. 888 were placed at the top of tomorrow's second reading calendar.

ENGROSSED SENATE BILL NO. 261, by Senators Stender, Stortini, Ridder and Peterson (Ted) (by Departmental request):

Providing wage protection to employees.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 1, line 29 of the printed and engrossed bill after "*him*" strike "*forthwith*" and insert "*at the end of the established pay period*"

On page 4, section 3, line 33 of the printed bill, being page 5, section 3, line 16 of the engrossed bill strike "*admittedly owing*" and insert "*admitted by the employer to be owing*"

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 261 as amended by the House was placed on final passage.

Mr. Hubbard spoke on final passage of the bill.

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Newhouse.

Mr. Newhouse: "Mr. Hubbard, your questions raised some in my mind too. May I ask if the employer had loaned the employee money, would he be able to deduct amounts loaned from the amount that may be collected under this bill?"

Mr. Hubbard: "As I read this act, he would be specifically precluded from doing this."

Mr. Newhouse spoke against passage of the bill.

#### MOTION

On motion of Mr. Charette, the House deferred further consideration of Engrossed Senate Bill No. 261 as amended by the House, and the bill was ordered placed on tomorrow's third reading calendar.

SENATE BILL NO. 35, by Senator Wilson:

Authorizing Eastern Washington State College to grant certain bachelor degrees.

The bill was read the second time.

Mr. Copeland moved adoption of the following amendment by Representatives Copeland and Goldsworthy:

On page 1, line 13 after the period insert the following new sections:

"NEW SECTION. Sec. 2. There is added to chapter 28B.10 RCW a new section to read as follows:

The governing boards of each of the state universities, state colleges, and community colleges in addition to their other duties prescribed by law shall have the power and authority to establish programs for intercollegiate athletic competition. Such competition may include participation as a member of an athletic conference or conferences, in accordance with conference rules.

NEW SECTION. Sec. 3. There is added to chapter 28B.10 RCW a new section to read as follows:

Funds used for purposes of providing scholarships or other forms of financial assistance to students in return for participation in intercollegiate athletics in accordance with section 1 of this 1971 act shall be limited to moneys received as contributed or donated funds, or revenues derived from athletic events, including gate receipts and revenues obtained from the licensing of radio and television broadcasts."

Renumber the remaining section consecutively.

#### POINT OF ORDER

Mr. Grant: "Mr. Speaker, I think that the bill before us—Senate Bill No. 35—deals with the granting of certain bachelor degrees at Eastern Washington State College. The amendment presented by Representatives Copeland and Goldsworthy expands quite broadly the scope and object of Senate Bill No. 35."

#### RULING BY THE SPEAKER

The Speaker: "Mr. Grant, I have examined the bill. The title, of course, is broad, but under my previous rulings, it isn't title only which governs. I have read the bill. It goes one step further than dealing just with higher education. The bill deals specifically with powers and duties of boards of trustees of those institutions. In examining the amendment, this

deals with some other aspect of higher education that would probably expand the scope and object, but it also deals with powers and duties of governing boards of our state universities. I think it is germane and within the scope of the original bill."

#### POINT OF INQUIRY

Mr. Copeland yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Representative Copeland, may I have your assurance that the financial scholarships and other forms of financial assistance for students under this intercollegiate athletics program cannot, under the terms of this amendment, involve any tuition fees or any student body fees extracted from the general student body?"

Mr. Copeland: "Mr. Bledsoe, this is exactly the intent of this act. The tuition fees and this particular type of general fund money, of course, would be completely set aside and exempt from it. What we are talking about here is gate receipt money. The question that was posed by the president of one of the community colleges was: Is this money state money, and can it be loaned? The attorney general has had to say that apparently it is, even though it is a very moot question. We don't intend to get into any other area at all. This is strictly the gate receipt money we are talking about."

Mr. Bledsoe spoke in favor of the amendment by Representatives Copeland and Goldsworthy.

#### POINT OF INQUIRY

Mr. Copeland yielded to question by Mr. Randall.

Mr. Randall: "Mr. Copeland, I have another concern that I am not sure whether this amendment clarifies or not, and I would like your comment on it. If I understand the dilemma we find ourselves in, the University of Washington marching band, at this point, would be excluded from the participation it has enjoyed in the past from revenues obtained from gate receipts. Do you construe this amendment to now reinclude this type of activity or not?"

Mr. Copeland: "No, we are talking primarily about the scholarship money. The band money came into the question as to whether you could take gate receipt money to give to someone as a scholarship. Now this is all we are talking about. I am quite sure even without that the band will still be involved though it might be a little bit gray in the area. What we are doing really and truthfully, Mr. Randall, is we are legalizing or legitimizing the things we have been doing for I don't know how many years. The band is really not involved in this."

Mr. Randall: "It would appear to me that the Attorney General ruling, however, covers the University of Washington marching band and any marching band at any of our institutions of higher learning. And it would seem to me that if we are going to go across the board, I would like to consider holding this amendment until we make sure that these activities that have been covered traditionally will continue to be covered."

Mr. Copeland: "It will not disturb the band in any way, shape or form. By passage of this act, you will be able to continue to go ahead and do all those things you normally have done in the past."

The amendment by Representatives Copeland and Goldsworthy to Senate Bill No. 35 was adopted.

On motion of Mr. Copeland, the following amendment to the title was adopted:

On page 1, line 2 of the title after the semicolon and before "and" insert "adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 35 as amended by the House, was placed on final passage.

Mr. Copet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 35 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 6; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris,

Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Brouillet, Farr, Hansey, Lysen, Savage, Van Dyk—6.

Absent or not voting: Representatives Eikenberry, Juelling, Ross—3.

Senate Bill No. 35 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 688, by Representatives Charette, Wolf, Moon, Schumaker, Bozarth and Barden:

Making supplemental appropriations to the department of natural resources.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 2, line 12 after "of" strike "six hundred" and insert "four hundred fifty"

The bill was read the second time.

On motion of Mr. Goldsworthy, the committee amendment was adopted.

House Bill No. 688 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 688 was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 688, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Juelling—1.

Engrossed House Bill No. 688, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 518, by Representatives Smythe and Gilleland:

Providing for equalization by county equalization boards by appeal only.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 518 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 518, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative King—1.

Absent or not voting: Representatives Cunningham, Jueling—2.

House Bill No. 518, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Jueling who was excused.

#### MESSAGES FROM THE SENATE

April 6, 1971.  
Mr. Speaker: The Senate has passed ENGROSSED SENATE CONCURRENT RESOLUTION NO. 25, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 6, 1971.  
Mr. Speaker: The President has signed SENATE BILL NO. 906, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 906.

#### MESSAGES FROM THE SENATE

April 6, 1971.  
Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 415 and asks the House for a conference thereon, and the President has appointed as the members of said conference committee: Senators Jolly, Matson and Donohue.

BILL GLEASON, Assistant Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House granted the request of the Senate for a conference on Engrossed House Bill No. 415.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Amen, Costanti and Van Dyk as members of the Conference Committee on Engrossed House Bill No. 415.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

April 5, 1971.

HOUSE BILL NO. 321, providing for suspended sentences for driving while intoxicated, reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Bauer, Blair, Bozarth, Bradley, Charnley, Conner, Cunningham, Douthwaite, Gallagher, Gilleland, Johnson, Jones, Kraabel, McCormick, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

## SECOND READING

REENGROSSED SENATE BILL NO. 130, by Senators McDougall, Matson and Talley: Authorizing parking and business improvement areas and special assessments therefor. Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 25, 1971, Fourteenth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Wolf, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 130 as amended by the House was placed on final passage.

Mr. Curtis spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 130 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 4; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Blair, Charnley, Luders, Spanton—4.

Absent or not voting: Representative Jueling—1.

Reengrossed Senate Bill No. 130 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 182, by Senators Wilson, Elicker, Durkan, Henry, Bailey, Atwood, Day, Donohue, Gissberg, Stender, Odegaard, Peterson (Lowell), Fleming, Foley, Peterson (Ted), Cooney, Holman, McDougall, Twigg, Knoblauch, Guess, Keefe, Washington, Newschwander, Metcalf and Talley:

Authorizing the use of physicians' assistants.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, section 6, after line 22 insert:

"(g) The practice of chiropody as defined in chapter 18.22 RCW."

On page 5, section 10, line 8 after "accordance with" strike "RCW 18.57.270" and insert "RCW 18.57.180"

On page 6, section 12 after line 4 insert:

"(g) The practice of chiropody as defined in chapter 18.22 RCW."

The bill was read the second time.

Mr. Farr moved adoption of the first committee amendment and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "Representative Farr, in connection with this committee amendment to Senate Bill No. 182, it prohibits the position of assistant from practicing chiropody or podiatry. I wonder, is it the intent of the amendment to prohibit the position of assistant from providing any care to the feet?"

Mr. Farr: "No, Mr. Zimmerman, it is not. The intent is that the physician's assistant in those areas of the state where there is no chiropodist would be providing the care to the feet for this area as the physician would do in the same area. The main thing—may I add just a bit more—is that the intent is that the assistant would not do full-time chiropody."

The committee amendment was adopted.

On motion of Mr. Farr, the committee amendments to pages 5 and 6 were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 182 as amended by the House was placed on final passage.

Representatives Zimmerman, Amen and Haussler spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mrs. Hurley.

Mrs. Hurley: "Representative Zimmerman, how many physician's assistants would be trained, and who would pay for this, please?"

Mr. Zimmerman: "There is a federal grant to the University of Washington, also to the medical association research foundation, which will provide for 225 medics to be trained. This is over a period of time. There have been 25 trained. Another 25 are in process and they are recruiting for the third class. They will have that many that are covered under this. It is financed through the University, primarily by federal grants."

Mr. McDermott spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 182 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Conner, Lysen—2.

Absent or not voting: Representative Juelling—1.

Engrossed Senate Bill No. 182 as amended by the House, having received the

constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 196, by Senators Odegaard, Sandison and Metcalf (by Departmental request):

Creating aid program for paroled, discharged prisoners and felons granted probation.

The bill was read the second time.

On motion of Mr. Rosellini, the rules were suspended, the second reading considered the third, and Senate Bill No. 196 was placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 196, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Kuehnle, Randall—2.

Absent or not voting: Representative Juelling—1.

Senate Bill No. 196, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 394, by Senators Durkan, Peterson (Lowell), Canfield, Woodall and Ridder:

Establishing the Washington commission on Mexican-American Affairs.

The House resumed consideration of Engrossed Senate Bill No. 394.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 3, line 6 after "Members" insert "shall serve at the pleasure of the governor and"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

Mr. Morrison moved adoption of the following amendment by Representatives Morrison and Newhouse:

On page 1, section 3, line 20 strike "seven" and insert "eleven"

Mr. Morrison spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Ross.

Mr. Ross: "Mr. Morrison, in terms of the amendment, in expansion from seven to eleven, do you foresee growers and farmers being on this commission?"

Mr. Morrison: "No, Representative Ross, the next amendment to be offered by Representative Newhouse specifies the members to be added in this additional four, and they are just to give additional coverage so that all members of this community are represented."

#### POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Shipoch.

Mr. Shipoch: "Representative Morrison, I looked at your next amendment, and I note

that it says that the members shall *represent* the interests, while on page 1 of the bill with regard to the other members it states they will be *from* certain fields. Would you tell me why you deviated from the manner in which they were to be selected?"

Mr. Morrison: "I think we certainly could change the wording here if, in the wisdom of the House, it is felt to *represent* someone was not the adequate wordage. Yes, we want these people to be *from* the Mexican-American communities, without a doubt. We also recognize that within this group of people are all sorts of organizations and viewpoints and we wanted them to elect, and we have this procedure set up now. These people all of a sudden have become very interested in their political future and they have organized groups which are electing people. The Governor has been appointing them to the proliferation of agencies that now exist in this field; so the intention of the language here is not to get someone other than Mexican-Americans on this commission. This amendment is intended to allow these people to elect their own representatives and then have them appointed by the Governor, confirmed by the Senate, and serve in this capacity."

Mr. Shipoch: "Mr. Speaker, with Representative Morrison's answer, would it be possible for us to be at ease for a couple of minutes while we perfected that amendment?"

The Speaker: "Yes, you may prepare your floor amendment."

The Speaker stated the question before the House to be the amendment by Representatives Morrison and Newhouse to page 1, section 3, line 20. The amendment was adopted.

Mr. Morrison moved adoption of the following amendment by Representatives Newhouse and Morrison:

On page 1, section 3, line 27 after line 27 insert the following new subsection:

"(f) The remaining members shall be appointed to represent the interests of the Mexican-American community in the state."

With the consent of the House, the amendment by Representatives Newhouse and Morrison was withdrawn.

Mr. Newhouse moved adoption of the following amendment by Representatives Morrison, Newhouse and Shipoch:

On page 1, section 3 after line 27 insert the following new subsection:

"(f) Four members from the Mexican-American community in the state."

Mr. Newhouse spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Charnley.

Mr. Charnley: "I think your idea is very commendable, but I am confused with the difference between section (b) which reads: 'Two members from the general populace of the Spanish-speaking population;' and your new section (f) which reads 'Four members from the Mexican-American community'—is there not some potential confusion here?"

Mr. Newhouse: "There may be, but I hope this will help alleviate any problems that develop. More and more we are having American people, not Mexican-American, not Spanish-speaking—and I think the change in this area of our population is very commendable. I didn't write section (b). I probably would have avoided using those words if I had, but I would like to see the entire Mexican-American community represented."

Mr. Charnley: "May I ask you one other thing. Would it be desirable to amend your act to read simply 'six members' and delete (b), or would that be getting too picky?"

Mr. Newhouse: "I don't want to antagonize those who still do just speak Spanish, and if this helps them, it is fine with me."

The amendment by Representatives Morrison, Newhouse and Shipoch was adopted.

On motion of Mr. Morrison, the following amendment by Representatives Morrison and Shipoch was adopted:

On page 2, section 4, line 11 after "(4)" strike "Four" and insert "Six"

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger and Julin:

On page 2, section 4, line 18 after "RCW" insert a period and strike everything down to and including "act." on line 19

Representatives Bottiger and Newhouse spoke in favor of the amendment.

The amendment by Representatives Bottiger and Julin was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the

third, and Engrossed Senate Bill No. 394 as amended by the House was placed on final passage.

Mr. Morrison spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Morrison yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mr. Morrison, how many Mexican-Americans do you estimate there are in the state?"

Mr. Morrison: "I think approximately 25,000. I can only speak for the 5,000 in my particular district. But certainly they are in the Columbia Basin area, in the Puget Sound area, and we have a number in Yakima County and down into Walla Walla—approximately 25,000."

Mrs. Hurley: "I think Mr. O'Brien would like to know how this compares with the Irish-Americans in the state."

Mr. Morrison: "Mr. O'Brien would have to determine the quality of comparison. Numerically I am sure the Irish are far ahead. We talked several years ago about the Irish seed potatoes. I remember Representative Flanagan yielding to question on that, so we heard there were quite a few Irishmen—and bound to be more."

Representatives O'Brien and Anderson responded to Mr. Morrison's remarks.

#### POINT OF INQUIRY

Mr. Ross yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Ross, what would you think of a ballot that was printed in gaelic?"

Mr. Ross: "I think it would be wonderful. It would help us communicate with the Irishmen who are fire bombing and rioting against constitutional government and destroying property. I think those people need to be communicated with."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 394 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Juelling—1.

Engrossed Senate Bill No. 394 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Wednesday, April 7, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-SEVENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 7, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Jueling who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Sister Jerome Mary, Mother Superior of St. Joseph's Hospital, Aberdeen.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 5, 1971.

HOUSE BILL NO. 730, exempting commercial marine vessels from excise tax on motor vehicle fuel, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Hatfield, Haussler, Julin, Kilbury, Kuehnle, Marzano, Pardini, Randall, Sawyer.

Passed to Committee on Rules and Administration for second reading.

April 5, 1971.

HOUSE BILL NO. 1081, pertaining to tax credits for pollution control facilities, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 6, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 42,  
 ENGROSSED SENATE BILL NO. 124,  
 ENGROSSED SENATE BILL NO. 144,  
 ENGROSSED SENATE BILL NO. 153,  
 ENGROSSED SENATE BILL NO. 176,  
 SENATE BILL NO. 185,  
 ENGROSSED SENATE BILL NO. 257,  
 ENGROSSED SENATE BILL NO. 259,  
 ENGROSSED SENATE BILL NO. 277,  
 ENGROSSED SENATE BILL NO. 341,  
 SENATE BILL NO. 353,  
 SENATE BILL NO. 369,  
 SENATE BILL NO. 677.

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## INTRODUCTION AND FIRST READING

HOUSE JOINT MEMORIAL NO. 21, by Representatives Lysen, Douthwaite, Shipoch, Knowles, Maxie, Williams, McDermott, Kilbury, Ross, Blair, Rabel, Luders, Bauer, Jones and Charney:

Suggesting a federal program to utilize skilled personnel presently underutilized by the aerospace industry.

Referred to Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 124, by Senators Atwood and Durkan (by Departmental request):

An Act relating to the disposition of vehicle license fees; disposition of motor vehicle driver's license fees; abolishing the state patrol highway account and providing for disposition of funds therein and moneys payable thereto; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140; amending section 61, chapter 170, Laws of 1965 ex. sess. and RCW 46.37.520; amending section 5, chapter 119, Laws of 1965 ex. sess. and RCW 46.52.085; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030; amending section 4, chapter 25, Laws of 1965 as last amended by section 9, chapter 99, Laws of 1969 and RCW 46.68.041; creating a new section; declaring an emergency and providing an effective date.

Referred to Committee on Appropriations.

ENGROSSED SENATE BILL NO. 144, by Senators Washington, Henry and Huntley (by Departmental request):

An Act relating to the acquisition of property by public agencies; amending section 1, chapter 34, Laws of 1969 and RCW 84.36.010; amending section 84.60.050, chapter 15, Laws of 1961 as amended by section 36, chapter 145, Laws of 1967 ex. sess. and RCW 84.60.050; amending section 84.60.070, chapter 15, Laws of 1961 and RCW 84.60.070; and repealing section 84.60.060, chapter 15, Laws of 1961, section 37, chapter 145, Laws of 1967 ex. sess. and RCW 84.60.060.

Referred to Committee on Transportation.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 25, by Senator Durkan: Requiring a study of the feasibility of the four day, ten hour per day work week.

Referred to Committee on Labor and Employment Security.

SECOND READING

HOUSE BILL NO. 152, by Representatives Goldsworthy and Kopet (by Executive request):

Enacting the capital budget.

MOTION

On motion of Mr. Kopet, Substitute House Bill No. 152 was substituted for House Bill No. 152, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 152 was read the second time.

Mr. Brouillet moved adoption of the following amendment by Representatives Brouillet and Sawyer:

On page 12, section 1, following line 33 insert:  
"FOR THE SOLDIERS HOME AND COLONY

Reappropriations

Renovation of utilities  
General Fund . . . . . \$63,921"

Mr. Brouillet spoke in favor of adoption of the amendment, and Mr. Kopet spoke against it.

Mr. Sawyer demanded an electric roll call, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives

Brouillet and Sawyer to Substitute House Bill No. 152, and the amendment was lost by the following vote: Yeas, 48; nays, 49; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—48.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—49.

Absent or not voting: Representatives Juelling, Ross—2.

MOTION

Mr. Newhouse moved that the rules be suspended, the second reading considered the third, and Substitute House Bill No. 152 be placed on final passage.

The motion was lost on a rising vote.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Juelling who was excused.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Newhouse, the House reverted to the third order of business.

REPORTS OF STANDING COMMITTEES

April 7, 1971.

HOUSE BILL NO. 1082, providing a refund of excise taxes to owners of destroyed motor vehicles, mobile homes, or travel trailers, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 7 after "prior to" strike all of the matter down to and including "year for" on line 12 and insert "the day on which the license fee and excise tax are due shall be entitled to a refund of the excise tax if:

(1) The motor vehicle, mobile home, or travel trailer for which the license fee and excise tax were paid was totally destroyed prior to the day on"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Bauer, Bozarth, Bradley, Charnley, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 6, 1971.

SENATE BILL NO. 884, authorizing housing authorities to undertake supplemental projects, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 1, line 21 after "recreational" and before "or" insert " , group home, halfway house,"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Gilleland, Haussler, Jones, Kopet, Lysen, Maxie, Merrill, Rabel, Smith, Thompson.

MINORITY recommendation: Do not pass. Signed by Representatives Bradley, Kuehnle.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 35 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 95 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 156 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 410 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 7, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 196, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 196.

#### MOTION

On motion of Mr. Newhouse, the House advanced to the ninth order of business.

#### SECOND READING

HOUSE BILL NO. 283, by Representative Flanagan:  
Providing an act relating to revenue and taxation.

#### MOTION

On motion of Mr. Flanagan, Substitute House Bill No. 283 was substituted for House Bill No. 283, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 283 was read the second time.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 1, section 1, line 22 after " 'Qualified residence' " insert "as used in section 2 of this act"

Mr. Bottiger spoke in favor of adoption of the amendment.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "We have an amendment prior to that one. The Clerk will read."

The Clerk read the following amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman:

On page 1, following line 16, insert a new section 1 reading as follows:

"Section 1. Section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030 are each amended to read as follows:

All property shall be assessed fifty percent of its true and fair value in money. The true and fair value of real property for taxation purposes shall not be its highest and best use, but upon that use which the majority of the property in the immediate area is generally used for, or the specific use, whichever is greater. The assessor shall value each article or description of property by itself, and at such price as he believes the same to be fair by worth in money at the time of such assessment is made and not as a result of a forced sale.

The true cash value of property in money shall be that value at which a sale has been, or can be made for cash, less ordinary and usual costs of sale including but not limited to costs of title insurance, legal services, recording fees and taxes levied against such sale that are borne by the seller, and an amount equal to the customary fees payable to a licensed real estate broker for handling such a sale. In valuing real estate, the assessor may take into account such items as capitalized income that would accrue from prudent use of such real estate for the purposes for which it is used if the majority of similar property in the area is so used; Provided that no change of use has occurred or sale or transfer of title has been made within five years. The cash value or any sale which is not a forced sale within five years shall be evidence of value unless it can be shown that special or unusual conditions were present in such sale.

In assessing any tract or lot of real property, the value of the land, exclusive of improvements, shall be determined; also the value of all improvements and structures thereon, but that the aggregate value of the property, including all structures and other improvements, excluding the value of crops growing on cultivated lands shall not exceed the true cash value of the property as defined above.

Any property owner having property of a value of one-hundred thousand dollars or less may establish the value of his property for assessment purposes by unconditionally offering it for sale for cash through a licensed real estate broker for a period of at least ninety days at ten percent over his own sworn statement of its value, but this provision shall not be his only or sole defense against overassessment. In valuing any real property on which there is a coal or other mine, or stone or other quarry, the land shall be valued at such price as such land would sell at a fair, voluntary sale for cash; any improvements thereon shall be separately valued and assessed as hereinabove provided; and any personal property connected therewith shall be listed, valued and assessed separately as other personal property is assessed under general law. Taxable leasehold estates shall be valued at such price as they would bring at a fair, voluntary sale for cash."

Renumber the remaining sections consecutively.

POINT OF ORDER

Mr. Flanagan: "In reading this amendment, it is quoting existing statutes which it outlines as section 84.40.030 RCW. It then goes through the statute, repeats existing language in the statutes, adds new language without underlining the new language, deletes existing language without crossing out the deleted language. Therefore, in my opinion, it would be an illegal amendment. If it goes into an engrossed bill, it will be improper, and not a correct amendment to existing law."

The Speaker recognized Mr. Bottiger.

Mr. Bottiger: "Mr. Speaker, responding to the point of order: Representative Sawyer is at the desk doing what we had instructed the drafter of this amendment to do—to say 'strike this old language and insert the new.' Representative Flanagan is correct. There would be so many underlined additions and deletions it would be impossible to read, so we are simply striking the sections that are mentioned and rewriting them. It would be much more simple for the House and for everyone else."

RULING BY THE SPEAKER

The Speaker: "I don't think that is going to do it, Mr. Bottiger. To strike an existing section of state law would take a section which is a repealer. Then you would write a new section, but you wouldn't use amendatory language, which is your present amendment. The point of order appears to be well taken."

MOTION

Mr. Sawyer moved that the House adjourn until 11:00 a.m., Thursday, April 8, 1971. The motion Mr. Sawyer was carried on a rising vote.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-EIGHTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 8, 1971.

The House was called to order at 11:00 a.m. by the Speaker.

Because of a power outage, the Speaker declared the House to be at ease.

The Speaker called the House to order at 12:30 p.m.

The Clerk called the roll and all members were present except Representative Jueling who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles H. Perry of St. John's Episcopal Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 7, 1971.

SENATE BILL NO. 160, changing basis of weighing of votes for state board of education members, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, following section 1, add new sections to read as follows:

"Sec. 2. Section 28A.57.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.020 are each amended to read as follows:

As used in this chapter:

(1) 'Change in the organization and extent of school districts' means the formation and establishment of new school districts, the dissolution of existing school districts, the alteration of the boundaries of existing school districts, or all or them.

(2) ["County committee" means the county committee on school district organization created by this chapter] 'State hearing examiner' means the person acting for and appointed by the state board of education to perform the duties prescribed for the state hearing examiner under the provisions of this 1971 amendatory act, with such assistants and staff as the board shall deem necessary, to be furnished by the superintendent of public instruction.

(3) 'State board' means the state board of education.

(4) 'School district' means the territory under the jurisdiction of a single governing board designated and referred to as the board of directors.

(5) '[County or] Intermediate school district superintendent' means the [county] intermediate school district superintendent [of schools] as provided for in RCW [28A.19.010 or the intermediate district superintendent as provided for in RCW 28A.19.350, as the case may be. When a county has property both within and without an intermediate district or districts, the state board of education shall determine whether the county superintendent or an intermediate district superintendent shall carry out the functions assigned to the county or intermediate district superintendent under this chapter and be secretary to the county committee as provided for in RCW 28A.57.040, said appointee to serve at the pleasure of the state board] 28A.21.070.

Sec. 3. Section 28A.57.050, chapter 223, Laws of 1969 ex. sess. as amended by section 120, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.050 are each amended to read as follows:

The powers and duties of the [county committee] state hearing examiner shall be:

(1) To initiate, on [its own] motion [and] of the state board of education whenever it deems such action advisable, proposals or alternate proposals for changes in the organization and extent of school districts in [the] a county; to receive, consider, and revise, whenever in [its] the judgment of the state hearing examiner revision is advisable, proposals initiated by petition or presented to the [committee] state hearing examiner by the intermediate school district superintendent as provided for in this chapter; to prepare and submit to the state board any of the aforesaid proposals that are found by the [county committee] state hearing examiner to provide for satisfactory improvement in the school district system of [the] a county and state; to prepare and submit with the aforesaid proposals, a map showing the boundaries of existing districts affected by any proposed

change and the boundaries, including a description thereof, of each proposed new district or of each existing district as enlarged or diminished by any proposed change, or both, and a summary of the reasons for the proposed change; and such other reports, records, and materials as the state board may request. The [committee] *state board* and the *state hearing examiner* may utilize as a basis of [its] *such* proposals and changes that comprehensive plan for changes in the organization and extent of the school districts of [the] a county prepared and submitted to the state board prior to September 1, 1956, or, if [the] any county committee on school district organization found, after considering the factors listed in RCW 28A.57.055, that no changes in the school district organization of [the] a county were needed, the report to this effect submitted to the state board.

(2) (a) To make an equitable adjustment of the property and other assets and of the liabilities, including bonded indebtedness, as to the old school districts and the new district or districts, if any, involved in or affected by a proposed change in the organization and extent of the school districts; and (b) to make an equitable adjustment of the bonded indebtedness outstanding against any of the aforesaid districts whenever in [its] *the state hearing examiner's* judgment such adjustment is advisable, as to all of the school districts involved in or affected by any change heretofore or hereafter effected; and (c) to submit to the state board for approval the proposed terms of adjustment and a statement of the reasons therefor in each case. In making the adjustments herein provided for, the [county committee] *state hearing examiner* shall consider the number of children of school age resident in and the assessed valuation of the property located in each district and in each part of a district involved or affected; the purpose for which the bonded indebtedness of any district was incurred; the value, location, and disposition of all improvements located in the districts involved or affected; and any other matters which in the judgment of the [committee] *state hearing examiner* are of importance or essential to the making of an equitable adjustment.

(3) To hold and keep a record of a public hearing or public hearings (a) on every proposal for the formation of a new district or for the transfer from one existing district to another of any territory in which children of school age reside or for annexation of territory when the conditions set forth in RCW 28A.57.190 as now or hereafter amended prevail; and (b) on every proposal for adjustment of the assets and of the liabilities of school districts provided for in this chapter. [Three members of the county committee or two members of the committee and the intermediate school district superintendent may be designated by the committee to hold any public hearing that the committee is required to hold.] The [county committee] *state hearing examiner* shall cause to be posted, at least ten days prior to the date appointed for any such hearing, a written or printed notice thereof (a) in at least three public places in the territory of each proposed new district or of each established district when such district is involved in a question of adjustment of bonded indebtedness, (b) in at least one public place in territory proposed to be transferred or annexed to an existing school district, (c) on a commonly-used schoolhouse door of each district involved in or affected by any proposed change or adjustment upon which a public hearing is required; and (d) at the place or places of holding the hearing. In addition notice may be given by newspaper, radio, and television, or either thereof, when in the [committee's] *state hearing examiner's* judgment the public interest will be served thereby.

(4) To divide into five school directors' districts all first and second class school districts now in existence and not heretofore so divided and all first and second class school districts hereafter established: PROVIDED, That no first or second class school district not heretofore so divided and no first or second class school district hereafter created containing a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency shall be divided into directors' districts unless a majority of the registered voters acting thereon at an election shall approve a proposition authorizing the division of the district into directors' districts: AND PROVIDED FURTHER, That nothing in this chapter shall authorize the division of any new or existing third class school district into school directors' districts. The boundaries of each directors' district shall be so established that each such district shall comprise as nearly as practicable an equal portion of the population of the school district.

(5) To rearrange at any time the [committee] *state board* deems such action advisable in order to correct inequalities caused by changes in population and changes in school district boundaries, the boundaries of any of the directors' districts of any school district heretofore or hereafter so divided: PROVIDED, That a petition therefor, shall be required for rearrangement in order to correct inequalities caused by changes in population. Said petition shall be signed by at least ten registered voters residing in the aforesaid school district, and shall be presented to the intermediate school district superintendent. A public hearing thereon shall be held by the [county committee] *state hearing examiner*, which hearing shall be called and conducted in the manner prescribed in subsection (3) of this section, except that notice thereof shall be posted in some public place in each directors' district of the school district and on a commonly-used schoolhouse door of the district and at the place of holding the hearing. In addition notice may be given by newspaper, radio, and television, or either thereof, when in the [committee's] *state hearing examiner's* judgment the public interest will be served thereby.

(6) To prepare and submit to the superintendent of public instruction from time to time or, upon his request, reports and recommendations respecting the urgency of need for school plant facilities, the kind and extent of the facilities required, and the development of

improved local school administrative units and attendance areas in the case of school districts that seek state assistance in providing school plant facilities.

Sec. 4. Section 28A.57.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.055 are each amended to read as follows:

The [county committee] *state board and state hearing examiner*, in carrying out the purposes of RCW 28A.57.050, shall give due consideration in the preparation of plans and terms of adjustment as provided for therein (a) to equalization of the educational opportunities of pupils and to economies in the administration and operation of schools through the formation of larger units of administration and areas of attendance; (b) to equalization among school districts of the tax burden for general fund and capital purposes through a reduction in disparities in per-pupil valuation; (c) to geographical and other features, including, but not limited to such physical characteristics as mountains, lakes and rivers, waste land, climatic conditions, highways, and means of transportation; (d) to the convenience and welfare of pupils, including but not limited to remoteness or isolation of their places of residence and time required to travel to and from school; (e) to improvement of the educational opportunities of pupils through improvement and extension of school programs and through better instruction facilities, equipment, materials, libraries, and health and other services; (f) to equalization of the burden of financing the cost of high school facilities through extension of the boundaries of high school districts to include within each such district all of the territory served by the high school located therein: PROVIDED, That a nonhigh school district may be excluded from a plan if such district is found by the [county committee] *state hearing examiner* and the state board to be so situated with respect to location, present and clearly foreseeable future population, and other pertinent factors as to warrant the establishment and operation of a high school therein or the inclusion of its territory in a new district formed for the purpose of establishing and operating a high school; (g) to the future effective utilization of existing satisfactory school buildings, sites, and playfields; the adequacy of such facilities located in the proposed new district; and additional facilities required if such proposed district is formed; and (h) to any other matters which in the judgment of the [committee] *state hearing examiner* are related to or may operate to further equalization and improvement of school facilities and services, economies in operating and capital fund expenditures, and equalization among school districts of tax rates for school purposes.

Sec. 5. Section 28A.57.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.060 are each amended to read as follows:

*In addition to the powers and duties otherwise provided in this chapter, the powers and duties of the state board with respect to this chapter shall be [:*

(1) To aid county committees in the performance of their duties by furnishing them with plans of procedure, standards, data, maps, forms, and other necessary materials and services essential to a study and understanding of the problems of school district organization in the county.

(2) *to receive, file, and examine the proposals and the maps, reports, records, and other materials [relating thereto] essential to a study and understanding of the problems of school district organization submitted by [county committees] the state hearing examiner and to approve such proposals and so notify the [county committees] state hearing examiner when said proposals are found to provide for satisfactory improvement in the school district system of the counties and the state and for an equitable adjustment of the assets and liabilities of the districts involved or affected: PROVIDED, That whenever such proposals are found by the state to be unsatisfactory or inequitable, the board shall so notify the [county committee] state hearing examiner and, upon request, assist the [committee] state hearing examiner in making revisions, which revisions shall be resubmitted within sixty days after such notification.*

Sec. 6. Section 28A.57.070, chapter 223, Laws of 1969 ex. sess. as amended by section 121, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.070 are each amended to read as follows:

Upon receipt by the [county committee] *state hearing examiner* of such notice from the state board as is required in RCW [28A.57.060(2)] 28A.57.060, the intermediate school district superintendent shall make an order establishing all approved changes involving the alteration of the boundaries of an established school district or districts and all approved terms of adjustment of assets and liabilities involving an established district or districts the boundaries of which have been or are hereafter altered in the manner provided by law, and shall certify his action to each county auditor for the board of county commissioners, each county treasurer, each county assessor and the superintendents of all school districts affected by such action. Upon receipt of such certification the superintendent of each school district which is annexed to another district by the action shall deliver to the superintendent of the school district to which annexed all books, papers, documents, records, and other materials pertaining to his office.

Sec. 7. Section 28A.57.075, chapter 223, Laws of 1969 ex. sess. as amended by section 122, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.075 are each amended to read as follows:

Whenever adjustments of bonded indebtedness are made between or among school districts in connection with the alteration of the boundaries thereof, pursuant to the provisions of this chapter, the order of the intermediate school district superintendent establishing the terms of adjustment of bonded indebtedness shall provide and specify:

(1) In every case where bonded indebtedness is transferred from one school district to

another school district (a) that such bonded indebtedness is assumed by the school district to which it is transferred; (b) that thereafter such bonded indebtedness shall be the obligation of the school district to which it is transferred; (c) that, if the terms of adjustment so provide, any bonded indebtedness thereafter incurred by such transferee school district through the sale of bonds authorized prior to the date its boundaries were altered shall be the obligation of such school district including the territory added thereto; and (d) that taxes shall be levied thereafter against the taxable property located within such school district as it is constituted after its boundaries were altered, said taxes to be levied at the times and in the amounts required to pay the principal of and the interest on the bonded indebtedness assumed or incurred as aforesaid, as the same become due and payable.

In computing the debt limitation of any school district from which or to which bonded indebtedness has been transferred, the amount of such transferred bonded indebtedness at any time outstanding (a) shall be an offset against and deducted from the total bonded indebtedness, if any, of the school district from which such bonded indebtedness was transferred and (b) shall be deemed to be bonded indebtedness solely of the transferee school district that assumed such indebtedness.

(2) In every case where adjustments of bonded indebtedness do not provide for transfer of bonded indebtedness from one school district to another school district (a) that the existing bonded indebtedness of each school district the boundaries of which are altered and any bonded indebtedness incurred by each such school district through the sale of bonds authorized prior to the date its boundaries were altered shall be the obligation of the school district in its reduced or enlarged form, as the case may be; and (b) that taxes shall be levied thereafter against the taxable property located within each such school district in its reduced or enlarged form, as the case may be, at the times and in the amounts required to pay the principal of and interest on such bonded indebtedness as the same become due and payable.

In case the aforesaid approval by the state board concerns a proposal to form a new school district or a proposal for adjustment of bonded indebtedness involving an established school district and one or more former school districts now included therein pursuant to a vote of the people concerned, a special election of the voters residing within the territory of the proposed new district or of the established district involved in a proposal for adjustment of bonded indebtedness as the case may be shall be held for the purpose of affording said voters an opportunity to approve or reject such proposals as concern or affect them.

In a case involving both the question of the formation of a new district and the question of adjustment of bonded indebtedness, the questions may be submitted to the voters either in the form of a single proposition or as separate propositions, whichever to the intermediate school district superintendent seems expedient. When the [county committee] *state hearing examiner* has [passed] *formulated* appropriate resolutions for the questions to be submitted and the intermediate school district superintendent has given notice thereof to the county auditor such special election shall be called, conducted, and the returns canvassed as in regular school district elections.

Sec. 8, Section 28A.57.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.100 are each amended to read as follows:

If a proposal for the formation of a new school district and for adjustment of bonded indebtedness, or either, is rejected by the registered voters at a special election, the [county committee] *state hearing examiner* may make such revisions therein as [it deems] *deemed* advisable and submit the revised proposal or proposals to the state board *for approval*. Thereafter such revised proposal or proposals *as approved* shall be subject to the provisions and procedural requirements of this chapter applicable to original proposals submitted to said board.

Sec. 9, Section 28A.57.150, chapter 223, Laws of 1969 ex. sess. as amended by section 126, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.150 are each amended to read as follows:

Each incorporated city or town in the state shall be comprised in one school district; PROVIDED, That nothing in this section shall be construed: (1) To prevent the extension of the boundaries of a school district beyond the limits of the city or town contained therein, or (2) to prevent the inclusion of two or more incorporated cities or towns in a single school district, or (3) to change or disturb the boundaries of any school district organized prior to the incorporation of any city or town, except as hereafter in this section provided.

In case all or any part of a school district that operates a school or schools on one site only or operates elementary schools only on two or more sites is included in an incorporated city or town through the extension of the limits of such city or town in the manner provided by law, the intermediate school district superintendent shall: (1) Declare the territory so included to be a part of the school district containing the city or town and (2) whenever a part of a district so included contains a school building of the district, present to the [county committee] *state hearing examiner* a proposal for the disposition of any part or all of the remaining territory of the district.

In case of the extension of the limits of a town to include territory lying in a school district that operates on more than one site one or more elementary schools and one or more junior high schools or high schools, the [county committee] *state hearing examiner* shall, [in its] *at the state board's* discretion, prepare a proposal or proposals for annexation to the school district in which the town is located any part or all of the territory aforesaid which has been included in the town and for annexation to the school district in which the

town is located or to some other school district or districts any part or all of the remaining territory of the school district affected by extension of the limits of the town: PROVIDED, That where no school or school site is located within the territory annexed to the town and not less than seventy-five percent of the registered voters residing within the annexed territory present a petition in writing for annexation and transfer of said territory to the school district in which the town is located, the intermediate school district superintendent shall declare the territory so included to be a part of the school district containing said town: PROVIDED FURTHER, That territory approved for annexation to a city or town by vote of the electors residing therein prior to January 12, 1953, shall not be subject to the provisions herein respecting annexation to a school district or school districts: AND PROVIDED FURTHER, That the provisions and procedural requirements of this chapter as now or hereafter amended not in conflict with or inconsistent with the provisions hereinabove in this section stated shall apply in the case of any proposal or proposals (1) for the alteration of the boundaries of school districts through and by means of annexation of territory as aforesaid, and (2) for the adjustment of the assets and liabilities of the school districts involved or affected thereby.

In case of the incorporation of a city or town containing territory lying in two or more school districts or of the uniting of two or more cities or towns not located in the same school district, the intermediate school district superintendent, except where the incorporation or consolidation would affect a district or districts of the first class, shall: (1) Order and declare to be established in each such case a single school district comprising all of the school districts involved, and (2) designate each such district by name and by a number different from that of any other district in existence in the county.

The intermediate school district superintendent, if he deems such action advisable, may fix as the effective date of any declaration or order required under this section the first day of July next succeeding the date of the issuance of such declaration or order.

Sec. 10. Section 28A.57.170, chapter 223, Laws of 1969 ex. sess. as amended by section 127, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.170 are each amended to read as follows:

For the purpose of forming a new school district, a petition in writing may be presented to the intermediate school district superintendent, [as secretary of the county committee,] signed either by ten registered voters or by a majority of the registered voters residing (1) in each whole district and in each part of a district proposed to be included in any single new district, or (2) in the territory of a proposed new district which comprises a part only of one or more districts. The petition shall state the name and number of each district involved in or affected by the proposal to form the new district [and], shall describe the boundaries of the proposed new district, *and shall be forwarded to the state hearing examiner.*

Sec. 11. Section 28A.57.180, chapter 223, Laws of 1969 ex. sess. as amended by section 128, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.180 are each amended to read as follows:

For the purpose of transferring territory from one school district to another district, a petition in writing *to be forwarded to the state hearing examiner* may be presented to the intermediate school district superintendent, [as secretary of the county committee,] signed by a majority of the registered voters residing in the territory proposed to be transferred, or by the board of directors of one of the districts affected by a proposed transfer of territory if there is no registered voter resident in the territory, which petition shall state the name and number of each district affected, describe the boundaries of the territory proposed to be transferred, and state the reasons for desiring the change and the number of children of school age, if any, residing in the territory: PROVIDED, That the intermediate school district superintendent, without being petitioned to do so, may present to the [county committee] *state hearing examiner for state board action* a proposal for the transfer from one school district to another of any territory in which no children of school age reside: PROVIDED FURTHER, That the intermediate school district superintendent shall not complete any transfer of territory pursuant to the provisions of this section which involves ten percent or more of the common school student population of the entire district from which such transfer is proposed, unless he has first called and held a special election of the voters of the entire school district from which such transfer of territory is proposed for the purpose of affording said voters an opportunity to approve or reject such proposed transfer, and has obtained approval of the proposed transfer by a majority of those registered voters voting in said election; and if such proposed transfer is disapproved, the state board of education shall determine whether or not said district is meeting or capable of meeting minimum standards of education as set up by the state board. If the board decides in the negative, the superintendent of public instruction may thereupon withhold from such district, in whole or in part, state contributed funds.

Sec. 12. Section 28A.57.190, chapter 223, Laws of 1969 ex. sess. as amended by section 129, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.190 are each amended to read as follows:

Whenever all or any part of a school district in which no accredited high school is maintained is bounded on three or more sides by a school district in which an accredited high school is situated and maintained, or by a school district in which a high school with a program approved by the state board of education is situated and maintained, the intermediate school district superintendent shall report said fact to the [county committee, which committee] *state hearing examiner who, upon approval of the state board, shall*

consider the question of the annexation to the aforesaid high school district of the territory or district so bounded.

Sec. 13. Section 28A.57.200, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 86, Laws of 1970 ex. sess. and RCW 28A.57.200 are each amended to read as follows:

In case any school district shall have an average enrollment of fewer than two pupils or shall not have maintained, during the preceding school year at least the minimum term of school required by law, the intermediate school district superintendent shall report said fact to the [county committee, which committee] *state hearing examiner who, upon approval of the state board*, shall dissolve the school district and annex the territory thereof to some other district or districts. In case any territory is not a part of any school district, the intermediate school district superintendent shall present to the [county committee] *state hearing examiner* a proposal for the annexation of said territory to some contiguous district or districts.

Sec. 14. Section 28A.57.342, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.342 are each amended to read as follows:

Whenever an election shall be held for the purpose of securing the approval of the voters for the formation of a new school district that, if formed, will be a district of the first or second class and will contain a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency, there shall also be submitted to the voters at the same election a proposition to authorize the [county committee] *state hearing examiner* to divide the school district, if formed, into directors' districts.

Sec. 15. Section 28A.57.344, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.344 are each amended to read as follows:

The board of directors of every first and second class school district containing a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency which is not divided into directors' districts may submit to the voters at any regular school district election a proposition to authorize the [county committee] *state hearing examiner* to divide the district into directors' districts. If a majority of the votes cast on the proposition shall be affirmative, the [county committee] *state hearing examiner* shall proceed to divide the district into directors' districts.

Sec. 16. Section 28A.57.370, chapter 223, Laws of 1969 ex. sess. as amended by section 139, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.370 are each amended to read as follows:

Whenever any school district other than a newly established school district is divided into directors' districts by the [county committee] *state hearing examiner* in the discharge of [its] *the state hearing examiner's* duties hereunder, the directors thereof shall continue to serve for the terms for which they were elected, unless two or more such directors reside in the same directors' district, in which event the director who shall continue to serve shall be determined by lot. The intermediate school district superintendent shall then appoint the number of additional directors required to constitute a board of five directors for the school district, no two of whom shall be residents of the same directors' district. The additional directors so appointed shall serve until the next regular school election in the district and until their successors are elected and qualified, at which election their successors shall be elected for the unexpired terms of those who were removed from office by virtue of this section or for four year terms in case no unexpired terms exist. Directors thereafter elected and qualified shall serve such terms as provided for in RCW 28A.57.312.

Sec. 17. Section 28A.57.390, chapter 223, Laws of 1969 ex. sess. as amended by section 140, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.390 are each amended to read as follows:

The intermediate school district superintendent shall prepare and keep in his office (1) a map showing the boundaries of the directors' districts of all school districts in or belonging to his intermediate school district that are so divided, and (2) a record of the action taken by the [county committee] *state board and state hearing examiner* in establishing such boundaries.

Sec. 18. Section 9, chapter 131, Laws of 1969 and RCW 28A.57.425 are each amended to read as follows:

Notwithstanding any other provision of law, school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall be divided into seven director districts. The boundaries of such director districts shall be established by the members of the school board and approved by the [county committee on school district organization] *state hearing examiner*, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Boundaries of such director districts shall be adjusted by the school board and approved by the [county committee] *state hearing examiner* after each federal decennial census if population change shows the need thereof to comply with the equal population requirement above. No person shall be eligible for the position of school director in any such director district unless such person resides in the particular director district. Residents in the particular director district desiring to be a candidate for school director shall file their declarations of candidacy for such director district and for the position of director in that district and shall be voted upon in the primary election by the registered voters of that particular director district: PROVIDED, That if not more than one person

files a declaration of candidacy for the position of school director in any director district, no primary election shall be held in that district, and such candidate's name alone shall appear on the ballot for the director district position at the general election. The name of the person who receives the greatest number of votes and the name of the person who receives the next greatest number of votes at the primary for each director district position shall appear on the general election ballot under such position and shall be voted upon by all the registered voters in the school district. Except as provided in RCW 28A.57.435, every such director so elected in school districts divided into seven director districts shall serve for a term of six years as otherwise provided in RCW 29.13.060.

Sec. 19. Section 28A.56.005, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.005 are each amended to read as follows:

High school facilities shall mean buildings for occupancy by grades nine through twelve and equipment and furniture for such buildings and shall include major alteration or major remodeling of buildings and the acquisition of new sites and of additions to existing sites, and improvement of sites but only when included as a part of a general plan for the construction, equipping and furnishing of a building or of an alteration or addition to a building. The term shall also (1) include that portion of any building, alteration, equipment, furniture, site and improvement of site allocated to grade nine when included in a plan for facilities to be occupied by grades seven through nine and (2) includes such facilities for grades seven and eight when included in a plan as aforesaid, if the [county committee] *state hearing examiner* finds that students of these grades who reside in any nonhigh school districts involved are now attending school in the high school district involved under an arrangement which likely will be continued.

Sec. 20. Section 28A.56.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.010 are each amended to read as follows:

Upon receipt of a written request from the board of directors of a high school district or a nonhigh school district that presents to the [county committee on school district organization] *state hearing examiner* satisfactory evidence of a need for high school facilities to be located therein and of ability to provide such facilities, the [county committee] *state hearing examiner* shall prepare a plan for participation by any nonhigh school district or districts in providing capital funds to pay the costs of such school facilities and equipment to be provided for the education of students residing in the school districts. Prior to submission of the aforesaid request the board of directors of the school district concerned therewith shall determine the nature and extent of the high school facilities proposed to be provided, the approximate amount of local capital funds required to pay the cost thereof, and the site or sites upon which the proposed facilities are to be located, and shall submit a report thereon to the [county committee] *state hearing examiner* along with the aforesaid request.

Sec. 21. Section 28A.56.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.020 are each amended to read as follows:

The said [county committee] *state hearing examiner* shall give consideration to:

- (1) The report submitted by the board of directors as stated above;
- (2) The exclusion from the plan of nonhigh school districts because of remoteness or isolation or because they are so situated with respect to location, present and/or clearly foreseeable future population, and other pertinent factors as to warrant the establishment of a high school therein within a period of two years or the inclusion of their territory in some other nonhigh school district within which the establishment of a high school within a period of two years is warranted;
- (3) The assessed valuation of the school districts involved;
- (4) The cash balance, if any, in the building fund of the district submitting the request which is designated for high school building construction purposes, together with the sources of such balance; and
- (5) Any other factors found by the [committee] *state hearing examiner* to have a bearing on the preparation of an equitable plan.

Sec. 22. Section 28A.56.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.030 are each amended to read as follows:

The said [county committee] *state hearing examiner* shall also hold a public hearing or hearings on any proposed plan: PROVIDED, That three members of the committee or two members of the committee and the county or intermediate district superintendent may be designated by the committee to hold such public hearing or hearings and to submit a report thereof to the county committee. The county committee shall and cause to be posted, at least ten days prior to the date appointed for any such hearing, a written or printed notice thereof in at least three prominent and public places in the school districts involved and at the place of hearing.

Sec. 23. Section 28A.56.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.040 are each amended to read as follows:

Subsequent to the holding of a hearing or hearings as aforesaid, the [county committee] *state hearing examiner* shall determine the nonhigh school districts to be included in the plan and the amount of capital funds to be provided by every district included therein, and shall submit the proposed plan to the state board of education together with such maps and other materials pertaining thereto as the state board may require. The state board shall review such plan, shall approve any plan which in its judgment makes adequate and satisfactory provision for participation by the nonhigh school districts in providing capital funds to be used for the purpose above stated, and shall notify the

[county committee] *state hearing examiner* of such action. Upon receipt by the [county committee] *state hearing examiner* of such notification, the [county or] intermediate school district superintendent shall notify the board of directors of each school district included in the plan, supplying each board with complete details of the plan and shall state the total amount of funds to be provided and the amount to be provided by each district.

If any such plan submitted by [a county committee] *the state hearing examiner* is not approved by the state board, the [county committee] *state hearing examiner* shall be so notified, which notification shall contain a statement of reasons therefor and suggestions for revision. Within sixty days thereafter the [county committee] *state hearing examiner* shall submit to the state board a revised plan which revision shall be subject to the procedural requirements and provisions of law applicable to an original plan submitted to said board.

Sec. 24. Section 28A.56.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.060 are each amended to read as follows:

In the event that a proposal or proposals for providing capital funds as provided in RCW 28A.56.050 is not approved by the voters of a nonhigh school district a second election thereon shall be held within sixty days thereafter. If the vote of the electors of the nonhigh school district is again in the negative, the high school students residing therein shall not be entitled to admission to the high school under the provisions of RCW 28A.58.230, following the close of the school year during which the second election is held: PROVIDED, That in any such case the [county committee] *state hearing examiner* shall determine within thirty days after the date of the aforesaid election the advisability of initiating a proposal for annexation of such nonhigh school district to the school district in which the proposed facilities are to be located or to some other district where its students can attend high school without undue inconvenience: PROVIDED FURTHER, That pending such determination by the [county committee] *state hearing examiner* and action thereon as required by law the board of directors of the high school district shall continue to admit high school students residing in the nonhigh school district. Any proposal for annexation of a nonhigh school district initiated by [a county committee] *the state hearing examiner* shall be subject to the procedural requirements or this chapter respecting a public hearing and submission to and approval by the state board of education. Upon approval by the state board of any such proposal, the [county or] intermediate school district superintendent shall make an order, establishing the annexation.

Sec. 25. Section 28A.56.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.070 are each amended to read as follows:

In case of failure or refusal by a board of directors of a nonhigh school district to submit a proposal or proposals to a vote of the electors within the time limit specified in RCW 28A.56.050 and 28A.56.060, the [county committee] *state hearing examiner* upon *state board approval* may initiate a proposal for annexation of such nonhigh school district as provided for in RCW 28A.56.060.

**NEW SECTION.** Sec. 26. The following acts or parts of acts are hereby repealed:

- (1) Section 28A.57.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.030;
- 115, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.031;
- (3) Section 28A.57.032, chapter 223, Laws of 1969 ex. sess. as amended by section 116, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.032;
- (4) Section 28A.57.033, chapter 223, Laws of 1969 ex. sess. as amended by section 117, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.033;
- (5) Section 28A.57.034, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.034;
- 118, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.035;
- (7) Section 28A.57.040, chapter 223, Laws of 1969 ex. sess. as amended by section 119, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.040;
- (8) Section 28A.57.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.110;
- 131, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.240; and
- (10) Section 28A.57.245, chapter 223, Laws of 1969 ex. sess. as amended by section 132, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.245.

**NEW SECTION.** Sec. 27. If the words 'county committee' or 'county committee on school district organization' is used in Title 28A RCW it shall mean the 'State hearing examiner' as defined in section 1 of this 1971 amendatory act.

**NEW SECTION.** Sec. 28. This 1971 amendatory act shall take effect July 1, 1972.

**NEW SECTION.** Sec. 29. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "education" and before "amending" strike "and"

On page 1, line 4 of the title after "28A.04.060" and before the period insert the following: "amending section 28A.57.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.020; amending section 28A.57.050, chapter 223, Laws of 1969 ex. sess. as amended by section 120, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.050; amending section 28A.57.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.055; amending section 28A.57.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.060; amending section 28A.57.070, chapter 223, Laws of 1969 ex. sess. as amended by section 121, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.070; amending section 28A.57.075, chapter 223, Laws of 1969 ex. sess. as amended by section 122, chapter 176, Laws of 1969

ex. sess. and RCW 28A.57.075; amending section 28A.57.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.100; amending section 28A.57.150, chapter 223, Laws of 1969 ex. sess. as amended by section 126, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.150; amending section 28A.57.170, chapter 223, Laws of 1969 ex. sess. as amended by section 127, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.170; amending section 28A.57.180, chapter 223, Laws of 1969 ex. sess. as amended by section 128, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.180; amending section 28A.57.190, chapter 223, Laws of 1969 ex. sess. as amended by section 129, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.190; amending section 28A.57.200, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 86, Laws of 1970 ex. sess. and RCW 28A.57.200; amending section 28A.57.342, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.342; amending section 28A.57.344, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.344; amending section 28A.57.370, chapter 223, Laws of 1969 ex. sess. as amended by section 139, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.370; amending section 28A.57.390, chapter 223, Laws of 1969 ex. sess. as amended by section 140, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.390; amending section 9, chapter 131, Laws of 1969 and RCW 28A.57.425; amending section 28A.56.005, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.005; amending section 28A.56.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.010; amending section 28A.56.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.020; amending section 28A.56.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.030; amending section 28A.56.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.040; amending section 28A.56.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.060; amending section 28A.56.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.070; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; creating new sections; repealing section 28A.57.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.030; repealing section 28A.57.031, chapter 223, Laws of 1969 ex. sess. as amended by section 115, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.031; repealing section 28A.57.032, chapter 223, Laws of 1969 ex. sess. as amended by section 116, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.032; repealing section 28A.57.033, chapter 223, Laws of 1969 ex. sess. as amended by section 117, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.033; repealing section 28A.57.034, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.034; repealing section 28A.57.035, chapter 223, Laws of 1969 ex. sess. as amended by section 118, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.035; repealing section 28A.57.040, chapter 223, Laws of 1969 ex. sess. as amended by section 119, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.040; repealing section 28A.57.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.110; repealing section 28A.57.240, chapter 223, Laws of 1969 ex. sess. as amended by section 131, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.240; repealing section 28A.57.245, chapter 223, Laws of 1969 ex. sess. as amended by section 132, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.245; making an effective date; and providing penalties"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, May, Polk, Randall, Savage. MINORITY recommendation: Do not pass. Signed by Representative McDermott.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 7, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 98,  
 ENGROSSED SENATE BILL NO. 419,  
 SENATE BILL NO. 454,  
 SENATE BILL NO. 456,  
 SENATE BILL NO. 457,  
 ENGROSSED SENATE BILL NO. 464,  
 ENGROSSED SENATE BILL NO. 480,  
 ENGROSSED SENATE BILL NO. 559,  
 ENGROSSED SENATE BILL NO. 720,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 7, 1971.

Mr. Speaker: The President has signed:  
 SENATE BILL NO. 35,  
 SENATE BILL NO. 95,  
 SENATE BILL NO. 156,  
 SENATE BILL NO. 410,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 7, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES, OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 7, Governor Evans approved the following House Bill, entitled:

HOUSE BILL NO. 832: Making an appropriation for water pollution control facilities.

Sincerely,  
RICHARD W. HEMSTAD

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 419, by Senators Sandison, Holman, Mardesich, Lewis, Peterson (Ted), Matson, Dore, Woodall, Henry, Whetzel, Andersen, Keefe, McDougall, Stortini, Elicker, Newschwander, Cooney, Peterson (Lowell), Connor, Gissberg, Herr, Gardner, Washington, Fleming, Murray and Ridder (by Council on Higher Education request):

An Act relating to education; and authorizing a tuition supplement program for resident students attending certain institutions of higher education.

Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 559, by Senators Atwood, Mardesich and Newschwander:

An Act relating to state government; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.88 RCW.

Referred to Committee on Appropriations.

ENGROSSED SENATE BILL NO. 720, by Senators Washington and Andersen:

An Act relating to motor vehicles; authorizing special plates for vehicles of historic value; authorizing personalized plates; amending section 46.16.310, chapter 12, Laws of 1961 and RCW 46.16.310; creating new sections; and making an appropriation.

Referred to Committee on Transportation.

SENATE AMENDMENTS TO HOUSE BILL

April 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 300 with the following amendments:

On page 1, section 1, line 13 of the printed and engrossed bill, after "premises" and before "in" insert "except the dwelling house or appurtenant buildings"

Amend the House Committee Amendment by the Committee on Natural Resources and Ecology on page 1, section 1, line 17, being page 1, section 1, line 17 of the engrossed bill, after "after" and before "notice" insert "five days written"

On page 1, section 1, line 17 of both the printed and engrossed bills, after "or" strike all the material down to and including "making" on line 18 and insert "after five days written notice to the landowner, for making examinations, appraisals and"

On page 1, section 1, line 23 of the printed bill, being line 24 of the engrossed bill, after "representatives" and before the period insert "PROVIDED, That such authorized persons may make entry on private land for the designated purposes only when access to state land cannot be accomplished over publicly owned land or public roads"

On page 1, section 1, line 24, strike the period and insert "nor may the use of a motor vehicle upon private land be authorized without the permission of the owner thereof.", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 300 and that the Senate be asked to recede therefrom.

The motion was carried.

## SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mr. Böttiger moved adoption of the following amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman:

On page 1, following line 16 insert a new section as follows:

"Section 1. Section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030 are each amended to read as follows:

All property shall be assessed fifty percent of its true and fair value in money. [In determining the true and fair value of real or personal property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation; nor shall he adopt as a criterion of value the price for which the said property would sell at auction, or at a forced sale, or in the aggregate with all the property in the town or district; but he shall value each article or description of property by itself, and at such price as he believes the same to be fairly worth in money at the time such assessment is made. The true cash value of property shall be that value at which the property would be taken in payment of a just debt from a solvent debtor. In assessing any tract or lot of real property, the value of the land, exclusive of improvements, shall be determined; also, the value of all improvements and structures thereon and the aggregate value of the property, including all structures and other improvements, excluding the value of crops growing on cultivated lands.] *The true and fair value of real property for taxation purposes shall not be its highest and best use, but upon that use which the majority of the property in the immediate area is generally used for, or the specific use, whichever is greater. The assessor shall value each article or description of property by itself, and at such price as he believes the same to be fair by worth in money at the time such assessment is made and not as a result of a forced sale.*

*The true cash value of property in money shall be that value at which a sale has been, or can be made for cash, less ordinary and usual costs of sale including but not limited to costs of title insurance, legal services, recording fees and taxes levied against such sale that are borne by the seller, and an amount equal to the customary fees payable to a licensed real estate broker for handling such a sale. In valuing real estate, the assessor may take into account such items as capitalized income that would accrue from prudent use of such real estate for the purposes for which it is used if the majority of similar property in the area is so used: PROVIDED, That no change of use has occurred or sale or transfer of title has been made within five years. The cash value of any sale which is not a forced sale within five years shall be evidence of value unless it can be shown that special or unusual conditions were present in such sale.*

*In assessing any tract or lot of real property, the value of the land, exclusive of improvements, shall be determined; also the value of all improvements and structures thereon, but that the aggregate value of the property, including all structures and other improvements, excluding the value of crops growing on cultivated lands shall not exceed the true cash value of the property as defined above.*

*Any property owner having property of a value of one-hundred thousand dollars or less may establish the value of his property for assessment purposes by unconditionally offering it for sale for cash through a licensed real estate broker for a period of at least ninety days at ten percent over his own sworn statement of its value, but this provision shall not be his only or sole defense against overassessment. In valuing any real property on which there is a coal or other mine, or stone or other quarry, the land shall be valued at such price as such land would sell at a fair, voluntary sale for cash; any improvements thereon shall be separately valued and assessed as hereinabove provided; and any personal property connected therewith shall be listed, valued and assessed separately as other personal property is assessed under general law. Taxable leasehold estates shall be valued at such price as they would bring at a fair, voluntary sale for cash.*

*Upon review by any court of a determination of the true and fair value of property, real or personal, it shall be presumed that the determination was correct unless proved incorrect by clear, cogent and convincing evidence."*

Remember the remaining sections consecutively.

Mr. Moon moved adoption of the following amendment to the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman:

Amend the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as follows:

In line 17 of the first paragraph before the period after "*whichever is greater*" insert: "*PROVIDED, That before the factor of 'use' set forth in this sentence may be used for the purpose of valuation, the property must first have been denied qualification for current use as provided for under Article VII, section 11 of the state Constitution as implemented by chapter 84.34 RCW*"

## PARLIAMENTARY INQUIRY

Mr. Julin: "I wanted to inquire whether this amendment is on the members' desks. I understand it is not. I wonder if we could be at ease until we can see what this amendment is."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

Representatives Moon, Pardini and Julin spoke in favor of adoption of the amendment to the amendment, and Representatives Flanagan, Van Dyk, Sawyer, Bottiger and Wolf spoke against it.

## POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Moon.

Mr. Moon: "The word 'majority' that you refer to is one of the reasons I proposed this amendment. Would you explain to me the intent of the word 'majority.' Is that the majority area of the land, or the majority of property owners of the land?"

Mr. Wolf: "'Majority' as I read it, and as we constituted it in the amendment, is what the majority of the property in the immediate area is generally used for."

Mr. Moon: "Area wise, or ownership wise?"

Mr. Wolf: "Area wise, so that if a trailer court moves into the middle of 400 acres of little five-acre houses, then the highest and best use of your property is not for a trailer court. The best value of your property is based on the other 499 ownerships in that area. They are used for residential; therefore it should not be run up on comparable sales based on the highest use—that of a trailer court."

Mr. Moon spoke again in favor of the amendment to the amendment, and Mr. Hoggins spoke against it.

The amendment by Mr. Moon to the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman to Substitute House Bill No. 283 was not adopted.

Mr. Julin moved adoption of the following amendment by Representatives Julin and Pardini to the amendment by Mr. Sawyer and others:

Amend the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as follows:

In line 17 of the amendment beginning with "The assessor" strike the entire sentence.

Representatives Julin and Pardini spoke in favor of adoption of the amendment to the amendment, and Representatives Bottiger and Wolf spoke against it.

Mr. Julin closed debate, speaking in favor of the amendment to the amendment.

The amendment by Representatives Julin and Pardini, to the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman, was not adopted.

Mr. Moon moved adoption of the following amendment to the amendment by Mr. Sawyer and others:

Amend the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as follows:

On page 1, section 1, line 4 of the next to the last paragraph of the text after "offering for sale through" and before "for a period" strike "a licensed real estate broker" and insert "by advertising such sale on a weekly basis at least four times in a newspaper of general circulation in the county in which the property is located"

Mr. Moon spoke in favor of the amendment to the amendment, and Mr. Kuehnle spoke against it.

## POINT OF ORDER

Mr. Wolf: "Mr. Speaker, my point of order is that Mr. Kuehnle's debate will be great after the amendment is either perfected or not perfected. He is not speaking to the advertising in weekly newspapers of general circulation where the property is located."

The Speaker: "He is talking about hanky-panky, and I think that is all right."

Mr. Kuehnle concluded his remarks in opposition to the amendment to the amendment.

The amendment by Mr. Moon to the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman was not adopted.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE BILL NO. 35,  
 SENATE BILL NO. 95,  
 SENATE BILL NO. 156,  
 SENATE BILL NO. 410.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.  
 On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Friday, April 9, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## TWENTY-NINTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 9, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Bozarth, Haussler, Jueling, Kuehnle, Luders and May who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles H. Perry of St. John's Episcopal Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 7, 1971.

SENATE CONCURRENT RESOLUTION NO. 4, providing for study on agency responsibility in educating handicapped children, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

Beginning of page 2, line 8 after "Education" strike the remainder of the resolution and insert the following: "the Legislative Budget Committee, the Governor, and the Legislature prior to June 1, 1972 a proposed system for fiscal management and program evaluation and accountability of educational programs for the handicapped; such report also shall include the following information:

(1) Identification of handicapped children served and unserved by public education;  
 (2) Identification of handicapped children with learning and language disabilities, as described in Section 28A.13.010, Chapter 223, Laws of 1969 ex. sess. and RCW

28A.13.010, as now or hereafter amended, and the definitive criteria employed in making such identification;

(3) Criteria employed in establishing excess cost funding, including fiscal criteria used in setting excess cost levels, functional definitions of handicapping conditions, and eligibility criteria for programs for the handicapped;

(4) Identification of handicapped children with special transportation needs and the criteria employed in making such identification;

(5) Identification of room and board cost needs for handicapped children and the criteria employed in making such identification; and

(6) Plans for implementing educational programs for handicapped children at the state and local levels of public school administration; and

BE IT FURTHER RESOLVED, That the Joint Committee on Education submit to the Governor and the Legislature prior to the 1973 legislative session any recommended changes in the education program for handicapped children, including any recommended legislation.

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the Governor, the State Superintendent of Public Instruction, the Secretary of the Department of Social and Health Services, the Chairman of the Legislative Budget Committee, and the Chairman of the Joint Committee on Education."

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, May, McDermott, Polk, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

April 8, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 59,

ENGROSSED SENATE BILL NO. 489,

ENGROSSED SENATE BILL NO. 903,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 8, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 182, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 8, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 182, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 182.

### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 59, by Senators Woodall, Cooney, Twigg and Greive (by Legislative Council request):

An Act establishing a retirement system for judges of courts of record; and creating new sections.

Referred to Committee on Financial Institutions and Insurance.

### RESOLUTIONS

HOUSE RESOLUTION NO. 71-49, by Representatives Jastad, Adams, Marzano, Wojahn, Bottiger, Gallagher, Sawyer, Brouillet, Shera and Swayze:

WHEREAS, Tacoma City Light has constructed the Mossyrock Dam and the Mayfield Dam on the Cowlitz River; and

WHEREAS, The Cowlitz River is one of the finest salmon producers in Washington; and

WHEREAS, Tacoma City Light has instituted a highly successful program to transport salmon past their dams to natural feeding and spawning areas; and

WHEREAS, These practices are maintaining this fertile fishery resource for recreation and food purposes; and

WHEREAS, The delicate ecological balance of the Cowlitz River fishery has been restored to a new and bountiful equilibrium;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives commends Tacoma City Light for their efforts in restoring, continuing, and enhancing the Cowlitz River fishery above their dams and thereby preserving a most valuable resource.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be transmitted by the Chief Clerk of the House of Representatives to Tacoma City Light and to the Mayor of Tacoma.

Mr. Jastad moved adoption of the resolution.

Representatives Jastad and Adams spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Jastad yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "Two questions really. First, Do you know what the precautions are that have been made to assure that the super-saturation of nitrogen problem that has occurred in some other dams, causing damage to salmon and other fish will not occur? Has this been met at these dams, and how has it been met?"

Mr. Jastad: "Yes, it has. These are supposed to be two of the most modern fish hatcheries in the world. There are none so far that even come close to them. They have a tower belt that takes the nitrogen out of the water before it goes into the ponds where the trout and salmon (mainly the trout) are held, because before they have had problems, like you say, and this has been taken care of."

Mr. Zimmerman: "Second question: As far as the operation of the two hatcheries—who pays for and finances the operation of these hatcheries?"

Mr. Jastad: "The total operational cost of the two hatcheries in the Cowlitz River, the trout hatchery and the salmon hatchery, is borne by the city of Tacoma—six hundred dollars a day for feed."

Representatives Conner and Smith spoke in favor of the resolution.

The resolution was adopted.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

The Speaker stated the question before the House to be the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman.

(For Committee Amendment see Journal of April 8, 1971, Twenty-eighth Day, Ex. Sess.)

The Clerk read the following amendment by Mr. Kuehnle to the amendment by Mr. Sawyer and others:

Amend the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as follows:

In the fourth paragraph of the amendment, beginning with "*Any property*" strike all of the underlined material in paragraph 4 through "*overassessment.*"

#### POINT OF ORDER

Mr. Moon: "Mr. Speaker, I think I have an amendment to that paragraph which would perfect the paragraph. Would it not be considered first before we attempt to strike the whole paragraph?"

The Speaker: "We considered that particular point, but in view of the way Mr. Kuehnle's amendment is worded, we cannot consider yours first because your language follows his language. If his amendment is adopted, then your amendment would be unnecessary. If it fails, then we will take up your amendment. Mr. Kuehnle has been excused, and I am not sure anyone is here to move the adoption of his amendment anyway."

Mr. Kraabel moved adoption of the amendment by Mr. Kuehnle to the amendment by Mr. Sawyer and others, Substitute House Bill No. 283.

Representatives Kraebel, Hatfield and Smythe spoke in favor of adoption of the amendment to the amendment, and Representatives Barden and Sawyer spoke against it.

#### POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Sawyer, let's assume that the owner puts the property up for sale for ninety days and it is not accepted. It is not sold, and thereby you establish the valuation on that basis. How long is this valuation going to apply on that basis? Six months, one year, two years, five years? I can't see anything in here that sets any limitation on the length of time this valuation will apply. Shouldn't there be some limit in there as to that?"

Mr. Sawyer: "Representative Flanagan, the way I understand the law, it will apply until the assessor puts another value on it. If he decides it is completely unrealistic, he can list it the next time and bring it right back up. He is not compelled to let it go for four years or any other time. He is compelled to go through the county every four years, but if he feels it is unrealistic, he can turn right around and reassess it the next year, and the guy will have to go through the same procedure again."

Representative Spanton spoke in favor of the amendment by Mr. Kuehnle to the amendment, and Representatives Moon and Bottiger spoke against it.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Gladder.

Mr. Gladder: "Mr. Wolf, I selected you because I think one of your numerous amendments has something that pertains to this. About the matter of this hanky-panky concerning a decision to place something for sale and then to withdraw it from sale. Have you thought of the contingency that might occur when perhaps someone of a different race, creed or color might appear upon the scene and the board against discrimination well might come alive. Might this not cause quite some embarrassment to all concerned?"

Mr. Wolf: "I don't share the concerns, as Representative Bottiger said, about hanky-panky. I have been involved in the Business and Professions Committee now for eight years, and real estate brokers are tied down. Sure they would have to sell. I am not worried at all. I am not worried one bit. I read two or three words in this amendment that if we were to talk hanky-panky on the floor of the House and read every amendment like we do, there are a lot worse words in the law than 'unconditionally.' I know what the definition is. The court knows what the definition is. Everybody knows what the definition is. 'Unconditionally' will make it impossible for someone to hanky-panky if we can catch it. Was there a sign up? Did the neighbors see a sign that said 'for sale' on that lawn? Was there a listing? Was it listed with somebody's name on the bottom? Was an ad run? That is 'unconditionally' offered for sale, and a licensed real estate broker doesn't want to lose his license over something like that."

Representatives Bluechel and Julin spoke in favor of the amendment to the amendment, and Representatives Harris and Wolf spoke against it.

Mr. Charnley demanded the previous question, and the demand was sustained.

The amendment by Mr. Kuehnle to the amendment by Mr. Sawyer and others was not adopted.

Mr. Moon moved adoption of the following amendment to the amendment by Mr. Sawyer and others to Substitute House Bill No. 283:

On line 5 of the fourth full paragraph of the floor amendment, following "overassessment," insert: "The ninety day period shall commence to run following publication by the broker of the first advertisement of complete details of the offer, which advertisement shall appear in the real estate classified advertising section of a newspaper of general circulation in the community where the property is situated at least once each week for four successive weeks."

Mr. Moon spoke in favor of the amendment to the amendment.

The amendment by Mr. Moon to the amendment was adopted on a rising vote.

The Speaker stated the question before the House to be the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as amended by Representative Moon.

Mr. Sawyer spoke in favor of the amended amendment.

## POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Kiskaddon.

Mr. Kiskaddon: "Mr. Sawyer, one of the concerns I have is the wording that talks about the majority of the property in the immediate area—what it is generally used for. I can visualize the immediate area as being anywhere from a few blocks to county-wide. I can visualize a real problem in terms that whenever you get to the point that fifty percent of the immediate area is now, say, of much higher value—that the immediate area then becomes a much larger portion of the county, and so it would still remain the other way. I can see a very vague type of definition where this immediate area could be very elastic to the extent that the majority would always be at the lower area of the whole county."

Mr. Sawyer: "Representative Kiskaddon, this matter was of concern to us in the drafting, and we put a great deal of thought into it. We went back and went into some of the other case laws to see what we could find. We could find no particular area, but what we didn't want to do was say you should only consider a one-block area, a two-block area, or a three-block area. If you do that, then you are putting an artificial boundary up. The courts will interpret what the immediate area should be, concerned with that type of property, that kind of situation. At the present time, you have the same vagueness, because you have to give the assessor, and have to give the people, as much latitude as you can in setting up standards of appraisal practice. When they are using comparable sales, what area and how big an area do they let you bring in—it will depend on the type of property. It all depends on the type of comparable you bring in. So this will give the same latitude, the same restrictions, the same handling, I'm sure, as has been used in the past in the use of comparable sales. I think the two work together. We are also setting up (or hoping to) that the assessor will be able to go on annual computing. He will be studying areas with like areas and like homes. These, I am sure, will become the immediate area and the assessor will have plenty of information to justify this. If he can't, if he is using an artificial area, then I am sure the court will overrule it. But you have to leave the latitude because if you start getting into all the nitpicking-type situations, it would be impossible to anticipate them all. You have to handle them on a case-by-case basis. You have to let the court set the precedent, and from that we will proceed forward."

Representatives Bottiger, Savage and Zimmerman spoke in favor of the amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman as amended by Representative Moon, and Representatives Pardini, Kopet and Flanagan spoke against it.

Mr. Litchman demanded the previous question, and the demand was not sustained.

Representatives Wolf and O'Brien spoke in favor of adoption of the amended amendment, and Representatives Kraabel and Harris spoke against it.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

Mr. Sawyer closed debate, speaking in favor of the amended amendment.

The amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman, as amended by Representative Moon, Substitute House Bill No. 283, was adopted.

Mr. Bauer moved adoption of the following amendment to Substitute House Bill No. 283:

On page 1, following line 16, insert a new section 1 reading as follows:

"NEW SECTION. Section 1. There is added to chapter 87, Laws of 1970 ex. sess. and to chapter 84.34 RCW a new section to read as follows:

(1) Land zoned exclusively for agriculture under a county comprehensive plan shall automatically be eligible for current use assessment without application being required therefor as otherwise provided by this chapter. Such property shall be so assessed upon the owner signing a simple agreement which must be recorded with the county auditor expressing his willingness, upon a zoning change made in the county comprehensive plan, to pay an amount equal to the difference between the amount of taxes actually paid under the current use assessment and the amount which would have been due, if the assessment had been at the fair market value of the property for the five year period immediately preceding the zone change. Any transferee of such property shall incur all obligations of the original owner under this section. No interest or penalties shall apply under this section.

(2) If the owner himself shall request and obtain a zone change from agricultural to some other use, he shall at that time pay to the county treasurer an amount equal to the difference between the amount which he has actually paid in the immediately preceding five year period and the amount which would have been paid at the fair market value of the property as established by the county assessor, under the new zoning classification. No interest or penalties shall apply under this section.

(3) The additional tax, if any, provided by this section shall be extended on the tax roll and shall be a lien on the land to which such additional tax applies as of January 1st of the year for which such additional tax is imposed. Such lien shall have priority as provided in chapter 84.60 RCW: PROVIDED, That for purposes of all periods of limitation of actions specified in Title 84 RCW, the year in which the tax becomes payable shall be as specified in RCW 84.34.100.

(4) The additional tax, if any, provided by this section shall be payable in full on or before April 30th following the date which the treasurer's statement therefor is rendered. Such additional tax when collected shall be distributed by the county treasurer in the same manner in which current taxes applicable to the subject lands are distributed."

Renumber successive sections accordingly.

Representatives Bauer, Moon, Bledsoe and Charnley spoke in favor of the amendment, and Representatives Bottiger, Pardini and Benitz spoke against it.

#### POINT OF INQUIRY

Mr. Bauer yielded to question by Mr. Randall.

Mr. Randall: "It would appear on the reading of this amendment that section 2 really abrogates the intention of House Bill No. 26, the open space legislation, which was passed last time. Would you comment on that?"

Mr. Bauer: "It certainly does have some revision, but because the people that would be involved here have hesitated to sign up under the bill because of the penalties and the interest and the restrictive fees, this would eliminate the fees and eliminate the penalties, and would allow the individual to sign up and pay taxes on his land according to the use to which he is applying the land at the present time. At such time as the zone changes and that use changes, then he is entitled and required to pay the roll back costs. I think this is no more than equitable for the people in agriculture that their land shall be assessed on the basis of what their current use is. It makes the bill a little more acceptable to the people who would sign up under it, if the penalties and the interest and the other prohibitive restrictions to the bill were not there."

Mr. Randall spoke against adoption of the amendment.

The amendment by Mr. Bauer to Substitute House Bill No. 283 was adopted on a rising vote.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 12:00 noon, Monday, April 12, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-SECOND DAY

## NOON SESSION

House Chamber, Olympia, Wash., Monday, April 12, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Luders and Ross. Representative Luders was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Paul Gray of the Foursquare Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## PERSONAL PRIVILEGE

Mr. Juelling: "Mr. Speaker, ladies and gentlemen of the House: I would like to take this opportunity to thank you individually and collectively for sharing with me the burden of my sorrow the past week. My daughters Julie and Jill join me. You will never be forgotten, and may God bless you. Thank you."

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 7, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 109, providing for a state school building system, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 1 after the enacting clause strike the entire bill and insert:

"NEW SECTION. Section 1. There is added to chapter 28A.04 RCW a new section to read as follows:

An organization and school plant facilities division of the state office of the superintendent of public instruction is hereby established and required to develop and implement a state schools construction project to be known as the Washington state school building systems project.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW a new section to read as follows:

(1) As used in this act 'director' means the director of the organization and school plant division of the office of state superintendent of public instruction.

(2) The director shall, subject to the approval of the state board of education, establish reasonable rules and regulations for the proper development and implementation of the school building systems project.

(3) The director, with the approval of the superintendent of public instruction, may employ such other technical and professional assistance as he may see fit, including architectural and engineering firms engaged in private practice who may be employed on a contract basis, and shall cause to be developed and implemented a state school building systems project which will allow flexibility in the use of systems construction procedures to produce schools which will suit the needs of the children of this state, taking into account

- (a) Differences in climatic conditions of the state;
- (b) Differences in size of school enrollment;
- (c) Differences in curricula and educational programs;
- (d) Differences in directional orientation of school buildings;
- (e) Differences in terrain of school sites;
- (f) Differences in various building code requirements of state and local governments.

A board of advisors made up of two educators, two architects, three engineers (one electrical, one structural, and one mechanical contractor), and one representative from the building trade unions shall be appointed by the state board of education to advise the director regarding the state school building systems project. Advisory committee members

shall be reimbursed their expenses on the basis of the allowance provided by RCW 43.03.050 and 43.03.060.

(4) After July 1, 1973, the director shall make the Washington state school building system available to all school districts in the state which may participate in the project on a voluntary basis.

(5) The Washington state school building systems project shall provide the use of building subsystems which shall, insofar as reasonably possible, include, but not be limited to, structure, ceiling and lighting, heating, ventilating and air conditioning, and interior partitions, which shall be produced to meet a performance specification and which may be bid on a state-wide basis for schools participating in the state school building systems project.

(6) The specifications for the state school building systems project shall be prepared with the view toward utilizing system type construction to the fullest extent and toward allowing contractors to utilize to the fullest extent modern industrial techniques of mass production and prefabrication and shall be prepared to encourage uniqueness and individuality of design for the different schools constructed in the state school building systems project.

(7) This state school building systems project shall have an effective date of July 1, 1971, an implementation date of no later than July 1, 1973, and shall continue for a period to end on June 30, 1977. An evaluation of the systems building project including a cost effectiveness analysis comparing systems project schools with nonsystems schools shall be submitted by the director to the legislature no later than February 15, 1977.

**NEW SECTION.** Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

Notwithstanding any other provision of law, every school district board of directors may expend local funds held for capital projects or improvements for improvements on any building owned by a city or county in which the district or any part thereof is located if an agreement is entered into with such city or county whereby the school district receives a beneficial use of such building commensurate to the amount of funds expended thereon by the district."

On line 1 of the title, following "government" strike the remainder of the title and insert "and school districts; creating a new division in the office of the superintendent of public instruction; prescribing certain powers and duties of certain public officers; adding a new section to 28A.58 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and providing effective dates."

Signed by Representatives Hoggins, Chairman, Brouillet, Brown, Charette, Conway, Costanti, Johnson, Lysen, Savage.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE GOVERNOR

Office of the Governor, April 12, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES, OF THE STATE OF WASHINGTON

LADIES AND GENTLEMEN:

I have the honor to advise that on April 12 Governor Evans approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 248: Permitting county road millage funds to be used for other services in unincorporated area of county.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

Office of the Governor, April 9, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES, OF THE STATE OF WASHINGTON

LADIES AND GENTLEMEN:

I have the honor to advise that on April 9 Governor Evans approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 273: Requiring environmental impact reports on interstate and primary state highways.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

#### MESSAGES FROM THE SENATE

April 9, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 537,  
 ENGROSSED SENATE BILL NO. 567,  
 SENATE BILL NO. 579,  
 ENGROSSED SENATE BILL NO. 594,  
 ENGROSSED SENATE BILL NO. 605,  
 ENGROSSED SENATE BILL NO. 606,  
 SENATE BILL NO. 648,  
 ENGROSSED SENATE BILL NO. 659,  
 SENATE BILL NO. 710,  
 ENGROSSED SENATE BILL NO. 817,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 9, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 300 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Donohue, Clarke and Gissberg.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House granted the request of the Senate for a conference on Engrossed House Bill No. 300.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Zimmerman, Smith and Haussler as members of the Conference Committee on Engrossed House Bill No. 300.

#### MESSAGES FROM THE SENATE

April 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 394 except for the amendment on page 2, section 3, line 6, and asks the House to recede therefrom, and said bill together with the amendments thereto is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Bledsoe moved that the House recede from its amendment to page 2, section 3, line 6, Engrossed Senate Bill No. 394.

Mr. Morrison spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENT

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 394 without the House amendment to page 2, section 3, line 6.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 394 without the House amendment to page 2, section 3, line 6, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman,

Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Copeland, Goldsworthy, Hoggins, Luders, O'Brien, Ross—6.

Engrossed Senate Bill No. 394 without the House amendment to page 2, section 3, line 6, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MESSAGES FROM THE SENATE

April 7, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to REENGROSSED SENATE BILL NO. 130 and asks the House to recede therefrom, and said bill together with the amendments thereto is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

### MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Reengrossed Senate Bill No. 130 and asked the Senate for a conference thereon.

### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Curtis, Blair and Merrill as members of the Conference Committee on Reengrossed Senate Bill No. 130.

### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1126, by Representatives Douthwaite and Grant:

An Act relating to revenue and taxation; and amending section 83.08.020, chapter 15, Laws of 1961 and RCW 83.08.020.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1127, by Representatives Douthwaite and Grant:

An Act relating to revenue and taxation; and amending section 83.56.030, chapter 15, Laws of 1961 as amended by section 2, chapter 274, Laws of 1969 ex. sess. and RCW 83.56.030.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 567, by Senators Talley, Washington and Huntley:

An Act relating to the Puget Island ferry.

Referred to Committee on Transportation.

SENATE BILL NO. 648, by Senators Durkan, Atwood and Dore (by Attorney General

request):

An Act relating to state government; creating new sections; providing an effective date; and declaring an emergency.

Referred to Committee on Appropriations.

### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation

(Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 1, section 1, line 22 after "residence" insert "as used in section 2 of this act"

Mr. Bottiger spoke in favor of adoption of the amendment, and Mr. Julin spoke against it.

The amendment was lost.

#### PARLIAMENTARY INQUIRY

Mr. Pardini: "We have a sheet of amendments entitled 'Amendments Still Pending on Substitute House Bill No. 283' dated 4/12/71. Does that bring us up to date with all the amendments as they were, as of this morning?"

The Speaker: "That is all of them as they were before convening this morning. I call that to the attention of the House. Look for your sheaf of amendments entitled 'Amendments Still Pending on Substitute House Bill No. 283—4/12/71,' and that will give you the amendments to follow, although some of these amendments are presently being withdrawn. We will try to keep you posted on those."

Mr. Randall moved adoption of the following amendment:

On page 1, section 1, line 22 after "dwelling" and before the comma insert "unit whether such unit be separate or part of a multiunit dwelling"

#### PARLIAMENTARY INQUIRY

Mr. Randall: "The reference in the amendment is to page 1, section 1, line 22. There is further reference to the same terminology on page 5, section 6, line 14. The amendment would fit in the same way on that page. I would like to move both positions."

The Speaker: "That comes in a subsequent section. There are numerous intervening amendments. I suggest if the first one passes that you then prepare another floor amendment to that subsequent section."

Representatives Randall and Newhouse spoke in favor of adoption of the amendment, and Representatives Barden and Flanagan spoke against it.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Moon.

Mr. Moon: "Under the way this bill is presently drafted, without the amendment, would an individual who was residing in a condominium (who owned an individual unit within a condominium) and who was on a very limited income be eligible for tax credits or exemptions?"

Mr. Flanagan: "I think they would if they were below the income level specified and the part of the condominium they occupied could be assessed separately as a separate thing, and if it was owned and occupied by the person asking for the exemption. Under the Constitution they could do that. If it couldn't be determined to be owned and occupied separately, I don't believe they could according to the language as written in the Constitution."

Mr. Moon spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Randall yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Randall, do you have any idea, or is there any possible way to estimate the amount of revenue that will be lost to local school districts, local communities, if this amendment were to be adopted and put into effect?"

Mr. Randall: "I am trying to recall whether we had a fiscal on that amendment. I think we did and it was minimal. I might refer you to just a quick note by Clyde Rose, who said that the situation to which I referred in the letter that preceded was right, unfortunately. He didn't know what the legislature had in mind when they attached the stipulation, but thought it might have been to prevent homeowners from jockeying rent so they could qualify for an exemption, which is, of course, very stupid because the amount they would lose in rent wouldn't make up for the exemption. They have received a number of complaints, but to date no bills have addressed themselves to this. In his remarks he said, at the same time, that the fiscal impact would be so minimal we could hardly calculate it."

Mr. Pardini: "In their opinion it would be minimal, even though we are talking about

duplexes, three-plexes, four-plexes—everyone of these units qualifying—it would still be minimal?”

Mr. Randall: “Because you have the per capita income level. You see you have the flooring of income that holds the thing down. You can’t get out of line. You have got a three thousand dollar maximum income from any source whatsoever, and that is what puts the cap on it, not the source of the income.”

Representative Pardini spoke against the amendment, and Representatives King and Bottiger spoke in favor of it.

Mr. Randall closed debate, speaking in favor of adoption of the amendment.

The amendment by Mr. Randall was adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Adams, Marzano, Wojahn, Brouillet and Sawyer:

On page 1, section 1, line 25 strike “1970” and insert “1969”

Mr. Bottiger spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Pardini.

Mr. Pardini: “Mr. Bottiger, is it the intent of this amendment to apply this roll back to 1969 only to those properties which have been valued during that time under the so-called reevaluation program?”

Mr. Bottiger: “Yes, Mr. Pardini, it is the intent of this amendment to apply this only to that pilot program in Pierce County in the Edgemont area.”

Mr. Pardini: “Only in Pierce County? Were there other areas that were under reevaluation during that period of time that would also qualify?”

Mr. Bottiger: “It is not the intent of this amendment to apply to anybody except those groups that would qualify as pilot programs, and to the best of my knowledge no one here has approached me with any other than this one small area in Pierce County.”

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Julin.

Mr. Julin: “Representative Bottiger, line 25 contains ‘1970’ in two places. Do you intend to amend ‘1970’ to ‘1969’ in both places?”

Mr. Bottiger: “Yes, I intended that it apply on line 25 to strike ‘1970’ and insert ‘1969’ on both places.”

Mr. Julin: “Representative Bottiger, then wouldn’t the bill read, with your amendment, that the person who owned the property during 1969, or occupied it in 1969, would have to continue to own it on January 1, 1971, to get the benefit of this act? Wouldn’t that create a hiatus of one year in there so that you wouldn’t accomplish what you are intending to do?”

Mr. Bottiger: “You brought it to my attention and I am going to correct myself. We are referring to the sixty percent increase in the property taxes from 1969 to 1970, and not the phrase where it talks about occupied in 1970. So what I am saying is that I have changed what I said before, and I am referring only to the first 1970 reference on line 25, changing that to ‘1969.’ ”

Mr. Julin: “Then the intent and thrust of your amendment would be that there be a required sixty percent increase in the property taxes over a two-year period, as opposed to a one-year period, as provided by the act originally.”

Mr. Bottiger: “That would be perfectly acceptable, yes.”

Mr. Julin: “And that is also then limited to the area you previously responded to in answering Mr. Pardini’s question?”

Mr. Bottiger: “That is correct.”

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Barden.

Mr. Barden: “Representative Bottiger, if the property taxes on property in south King County, which were revalued in 1969, were revalued sixty percent, could you explain to me how the burden would be any less on those people that live in King County than it would be on those persons living in Pierce County—if they were suffering the same onerous increase in property taxes?”

Mr. Bottiger: “Mr. Barden, as far as I know there was no area in south King County that was reappraised as a result of this reappraisal program. As far as I know, the only place that this applied was in the Edgemont area. What we are saying is that if the property tax is

increased, as a result of this program, from 1969 through 1971, as Representative Julin has mentioned, these people would get the same advantage as the rest of us who got caught in 1970."

#### PARLIAMENTARY INQUIRY

Mr. Barden: "I am trying to determine whether to support or oppose this amendment, Mr. Speaker, and I wonder if this question and answer session between Representative Pardini and Representative Bottiger would preclude people in King County or other places in the state who suffered this excruciating increase in property taxes by virtue of reevaluation—if they would be precluded from seeking solace under this amendment."

The Speaker: "I don't think we have a House rule that covers that situation, Representative Barden, I am afraid I can't help you."

Mr. Kiskaddon spoke against adoption of the amendment by Representative Bottiger and others to Substitute House Bill No. 283.

#### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Kiskaddon, if I followed your argument, would it then be assumed that from 1969, if there were a vacant piece of land and a single family residence were built on that vacant piece of land, thereby causing the taxes to increase by more than sixty percent via the improvements, that all of these would fall in that category of being exempt under this act?"

Mr. Kiskaddon: "This is the way I would read this section at this time—that this would be the way that it would work. I would expect it to be, percentage-wise in that category, so few that any administrative procedure (and remember, we are only deferring taxes here) so that I think the rationale behind allowing it to be universal in its application—that the administrative costs of doing otherwise would be so great that it would be worth taking these houses with new construction on them, in this last year especially with a minimum of new construction—that it is legitimate in this area. But if we did go back another year, I think we could create some real problems."

Representatives Pardini, Flanagan and Bledsoe spoke against adoption of the amendment.

The amendment by Representatives Bottiger, Adams, Marzano, Wojahn, Brouillet and Sawyer was not adopted.

Mr. Litchman moved adoption of the following amendment by Representatives Litchman, Barden, Perry and Hoggins:

On page 2, section 1, subsection 3, line 6 strike "four" and insert "six"

Representatives Litchman, Hoggins, Barden and Perry spoke in favor of the adoption of the amendment, and Representative Flanagan spoke against it.

The amendment by Representatives Litchman and others was adopted.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 2:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 2:30 p.m. The Clerk called the roll and all members were present except Representative Luders who was excused.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mrs. North moved adoption of the following amendment by Representatives North, Flanagan, Brouillet and Charnley:

On page 2, line 19 add a new section to read as follows:

**"NEW SECTION.** Sec. 4. Any portion of the first half real property taxes otherwise due and payable on or before April 30, 1971, which, as allowed by and in accordance with the terms of a supreme court temporary injunction or restraining order, is paid after April 30, 1971 but before October 31, 1971, shall be deemed to have been paid prior to April 30, 1971, for purposes of the delinquency interest or penalty provisions of RCW 84.56.020."

Remember the remaining sections consecutively

Mrs. North spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mrs. North yielded to question by Mr. Newhouse.

Mr. Newhouse: "Mrs. North, if Senator Dore got these people into a box or a trap, shouldn't Senator Dore get these people out the trap door?"

Mrs. North: "I think that is an excellent suggestion, Representative Newhouse, but no one seems to have thought of this difficulty, and therefore this amendment is offered to you. It will affect the people of the 44th and part of the 45th Districts. They very much need your help in this."

Mr. Charette spoke against adoption of the amendment, and Mrs. North spoke again in favor of the amendment.

Representatives Perry, Bottiger and Julin spoke in favor of adoption of the amendment, and Representative Wojahn spoke against it.

The amendment by Representatives North, Flanagan, Brouillet and Charnley was adopted on a rising vote.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 3, section 4, line 13 after "disability" insert " PROVIDED, That any person who qualifies under this subsection shall be entitled to transfer their exemption to a newly acquired residence"

Mr. Bottiger spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Julin.

Mr. Julin: "Representative Bottiger, calling your attention to lines 21 and 22 on page 2, it seems to me that this portion of the act is dealing with taxes due and payable in 1972. Therefore, I do not understand how the ability to transfer exemption to a residence would be of any significant application."

Mr. Bottiger: "Representative Julin, maybe I didn't explain the problem well enough. If right now you qualify, and you are entitled to the exemption on the taxes you pay in 1971, and then this coming November you sell that large house (you are an elderly person, under \$4,000, otherwise able to qualify)—in November or December you sell the house and move into a new house. You can't qualify for the new house unless you have been (somebody said 'don't call it the Newhouse amendment')—you can't qualify for the new residence exemption unless you have been a resident when you apply for a year. That won't be possible since you have got to apply by October 31—I used November. So if you sold in September, you moved into the new residence in September, you can't qualify in October because you haven't been there a year. What I am saying is if you qualified before, you take that qualification with you to the new residence you move into."

Mr. Julin: "Well, Representative Bottiger, again this particular section of the bill is only dealing with taxes that are due and payable in 1972. And it seems to me that the qualifications for the exemption as set out in section 4 are only dealing with those taxes due in that particular year as to a particular residence and with income qualifications as provided for in the act. I simply do not see how you have an exemption that can be transferable because you are talking about property taxes due in 1972 on a particular residence."

Mr. Bottiger: "Mr. Julin, the property taxes are payable in 1972 but they are the 1971 taxes. The assessment that was made—if my next door neighbor were to sell her large house and move into a smaller home right now, then when she goes to apply in October for her exemption, the question is asked, 'have you been a resident of that house for a year?' And the answer has to be 'no.' She has been a resident for three years. She was qualified last year for the \$50, but she isn't in that new house for that year."

Mr. Pardini spoke in favor of adoption of the amendment.

The amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman was adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer, Zimmerman and Williams:

On page 3, section 4, line 14 strike subsection (4)  
 Renumber the remaining subsection.

Mr. Bottiger spoke in favor of the amendment, and Mr. Flanagan spoke against it.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Bottiger, is it not true that we had a conference on this recently with the Department of Revenue, and it was our contention that subsection (3) went to the retired, and that subsection (5), for all practical purposes, talked about combined income? And if we leave subsection (4) in there, we actually are gutting the exemptions because they couldn't earn in one subsection and in the next one they could earn? Isn't that the reason for striking subsection (4)?"

Mr. Bottiger: "Mr. Wolf, I have had so many conferences with the Department of Revenue that I am sure it has come up at one time or another. I talked with Mr. Burrows about this, and he acknowledged that a literal reading of subsection (4) would limit some people to twenty-six hundred dollars. Subsection (3) defines retired. Subsection (5) is the maximum income from all sources. Subsection (4) is the special thing for people drawing social security. They are the only ones it would apply to. For that reason it doesn't make sense to leave it in."

Mr. Julin spoke against adoption of the amendment.

The amendment by Representatives Bottiger, Wolf, Sawyer, Zimmerman and Williams was not adopted.

Mr. Randall moved adoption of the following amendment:

On page 4, section 5, line 25 after "act" and before the period insert "": PROVIDED, HOWEVER, That this subsection shall not apply to income received from an occupant of the residence of the person claiming the exemption who is making payments as a sharing of the expenses of maintaining the residence or is otherwise paying rent not in excess of one hundred dollars per month"

Representative Randall spoke in favor of adoption of the amendment, and Representatives Julin and Flanagan spoke against it.

The amendment by Mr. Randall was not adopted.

Mr. Kiskaddon moved adoption of the following amendment:

On page 4, section 5, line 30 after "schedule:" strike everything down to and including "or" on page 5, line 4 and insert the following:

"Income Range	Percentage of Excess Levies Exemption
\$4,000 or less	One hundred percent
\$4,001-\$4,666	Seventy-five percent
\$4,667-\$5,333	Fifty percent
\$5,334-\$6,000	Twenty-five percent

PROVIDED, HOWEVER, That a person within the income range of \$4,000 or"

Mr. Kiskaddon spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Kiskaddon, would you give me the fiscal impact on this again?"

Mr. Kiskaddon: "Yes, the special levies to be shifted under the provisions of the bill, the way they are written for 1972, are 5.7 million dollars. From 1973 and on, according to this schedule, it would be 6.4 million dollars. Without the change, the total amount of special levies to be shifted, the way the bill is written, it would have dropped from 5.7 to 5.2 million dollars."

Mr. Pardini: "Do I understand you correctly that for the one thousand dollar increase in exemption, from the three thousand to the four thousand dollars, that we would only raise the fiscal impact of this seven hundred thousand dollars statewide on special levies?"

Mr. Kiskaddon: "Yes, because we already have in the 1972 bill—this is based on what it is in the bill now for 1972. There is actually a savings to local government by going from the fifty dollar exemption we have now because more of it is in special levies that is shifted. I do

not have the figure of the difference between the—well, O.K. the fifty dollar exemption now is 2 million dollars, and the total of the relief now—from going from the fifty dollar exemption up to the total relief of the 1972 provision, it went from 2 million to 6.7 million. The amendment would change that total relief from 6.7 million to 7.4 million dollars, of which most of that is special levy relief money.”

Mr. Pardini spoke against adoption of the amendment, and Mr. King spoke in favor of it.

The amendment by Mr. Kiskaddon was adopted.

On motion of Mr. Randall, the following amendment was adopted:

On page 5, section 6, line 14 after “dwelling” and before the comma insert “unit whether such unit be separate or part of a multiunit dwelling”

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 5, section 6, line 30 after “Holder” insert “or by the owner”

Representatives Bottiger and Pardini spoke in favor of the amendment.

The amendment was adopted.

Mr. Mentor moved adoption of the following amendment:

On page 6, section 8, line 27 beginning with “During” strike the remainder of the sentence through “data.” on line 30

Representative Mentor spoke in favor of adoption of the amendment, and Representatives Kiskaddon, Flanagan and Bottiger spoke against it.

Mr. Mentor spoke again in favor of the amendment.

Mr. Hoggins spoke in favor of the amendment by Mr. Mentor, and Mr. Douthwaite spoke against it.

The amendment by Mr. Mentor to Substitute House Bill No. 283 was not adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger and Sawyer:

On page 7, section 9, line 27 after “ratio” and before “by” insert “or on those properties revalued in the same assessment year”

Representatives Bottiger and Wolf spoke in favor of adoption of the amendment, and Representatives Flanagan, Kiskaddon and Bledsoe spoke against it.

The amendment by Representatives Bottiger and Sawyer was not adopted.

#### MOTION

Mr. Charette moved that the rules be suspended and that the House not consider any more amendments to Substitute House Bill No. 283 after 3:50 p.m. today unless they are placed on the desk by that time.

#### SPEAKER'S INQUIRY

The Speaker: “Is your motion to limit the time for putting amendments on the desk, or limiting the time to consider this bill, Mr. Charette?”

Mr. Charette: “It is my intention, by my motion, to only consider those amendments that are on the desk by 3:50 today.”

The Speaker: “What rule are you suspending, Mr. Charette?”

Mr. Charette: “The House rule that requires the House to consider any amendment that is put on the desk prior to the time that section of the bill is read.”

The Speaker placed Mr. Charette's motion.

Mr. Charette: “Mr. Speaker, with the consent of the House, I would like to have that motion read to suspend the rules, unless they were submitted by 4:00. We have already gone by the 3:50 time.”

The Speaker placed the motion as amended.

## POINT OF ORDER

Mr. O'Brien: "My point of order, Mr. Speaker, is that it appears this is in violation of House Rule No. 28. It comes apparently in the prerogative of amendments to rules; therefore it should be given one day's notice. I am primarily concerned about it, Mr. Speaker, because if you set some sort of precedent like he is offering today (as Mr. Charette is presenting to you) that from now on someone could possibly get on the floor of the House—probably his patience has expired and he is tired and maybe wants to go home—and he can offer a suspension of the rules on other occasions to limit the offering of amendments. When you do that, of course, you are actually violating the rights of members by arbitrarily setting deadlines of when amendments can be offered. If something like this should occur, it just appears to me that it should be an amendment to the rules with one day's notice given."

## RULING BY THE SPEAKER

The Speaker: "Your arguments against the motion are excellent, but your point is not well taken that it is an actual amendment to the House rules. The motion was so phrased to apply to one situation, one bill, and one time only."

Representative Charette spoke in favor of the motion, and Representatives Bledsoe and Beck spoke against it.

The motion by Mr. Charette was lost.

The Clerk read the following amendment by Mr. Benitz:

On page 7, section 9, line 28 after "ratio." strike everything beginning with "For" down through "payable." on line 33

## POINT OF INQUIRY

Mr. Mentor: "Haven't we passed this section already?"

The Speaker: "No."

Mr. Mentor: "I thought, Mr. Speaker, we had already gone down past amendment No. 19 to about No. 20."

The Speaker: "No, we didn't consider amendment No. 19 because Mr. Bottiger withdrew it, so we did not get that far on the bill. That was in view of the failure of his amendment on page 7, line 27. So this one comes next."

Mr. Benitz moved adoption of the amendment and spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Julin.

Mr. Julin: "So that we might know what we are comparing it with, could you tell me what the present practice is that would accomplish the adjustments?"

Mr. Benitz: "The present practice is that the assessor's rolls and the treasurer's rolls must always be in balance. This is very necessary, and if you adopt the language as stated here, then they would not be in balance and you would be in lieu of for the assessor in allowing the treasurer to do that which he cannot do legally, because, after all, the taxes are based on the assessed valuation times the levy ratio."

Representatives Julin, Mentor and Bledsoe spoke against adoption of the amendment by Mr. Benitz.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Benitz.

Mr. Benitz: "Representative Julin, if this language stands as it is now, then how will the county treasurer, as it states here, adjust the amount of taxes without the county assessor adjusting his tax roll?"

Mr. Julin: "I guess the honest answer is, I don't know."

Representatives Flanagan and Pardini spoke against adoption of the amendment.

Mr. Benitz closed debate, speaking in favor of the amendment.

The amendment by Mr. Benitz to Substitute House Bill No. 283 was not adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 9, section 10, after line 8, insert the following:

*"The regulations of the department shall require the assessor, in determining comparable sales to discount any sale on contract or by note or mortgage by not less than the existing discount rates for similar contracts or notes secured by mortgages in the commercial market and shall prohibit the use by assessors of sales involving deed releases or similar seller developer financing arrangements as comparable sales for tax assessment purposes."*

Representatives Bottiger, Mentor, Wolf and Sawyer spoke in favor of adoption of the amendment, and Representatives Julin, Flanagan and Pardini spoke against it.

Mr. Bottiger spoke again in favor of the amendment, and Mr. Kuehnle spoke against it.

Mr. Mentor spoke again in favor of the amendment by Representatives Bottiger and others, and Mr. Flanagan spoke again in opposition to it.

The amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman was adopted on a rising vote.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Perry, Wolf and Zimmerman:

On page 9, section 10, line 8 add a new paragraph to read as follows:

*"Each county treasurer shall report annually on January 2, to the department of revenue, the legislative budget committee and to the press the amount of the property tax revenue for the previous year, the current year and the proposed budget for the ensuing years for each unit of local government within their county. Said report shall indicate the number of dollars available to the unit of local government and the percentage of increase or decrease over previous year. School districts reports shall indicate the total dollars received from both state support and local property tax revenues."*

Representatives Bottiger and Flanagan spoke in favor of adoption of the amendment.

The amendment by Representatives Bottiger, Perry, Wolf and Zimmerman was adopted.

Mr. Hoggins moved adoption of the following amendment:

On page 9, section 11, line 28 after "approved," insert the following: "For the purposes of the school equalization formula the indicated county ratio as determined by the department of revenue shall not be used to determine the amount of local revenue available to school districts. Actual property tax collections shall be considered the amount of local revenue available to school districts."

Mr. Hoggins spoke in favor of the amendment, and Mr. Flanagan spoke against it.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Kopet.

Mr. Kopet: "What does this do to the fifteen percent leeway money that local districts have the advantage of if they happen to collect the full amount of the assumed money?"

Mr. Hoggins: "Mr. Kopet, in House Bill No. 151, which this House passed, the fifteen percent leeway money is allowed for the first year of the biennium, and it reduces the amount of leeway money to ten percent in the second year of the biennium, thereby increasing the need for local school districts to ask for increased special levies. Does that answer your question?"

Mr. Kopet: "No."

Mr. Hoggins: "Mr. Kopet, I would have to get out House Bill No. 151, but if you look in the provisos, it is under the school equalization formula. It sets the amount, how this money will be distributed and we also had a bill in the Revenue and Taxation Committee (I am not sure if it has been reported out yet) that changes the school equalization formula. How we balance the budget in the coming biennium is by taking away five percent of the leeway money for the second year of the biennium."

Mr. Kopet: "I am aware what House Bill No. 151 does, probably as well as anybody here in the House, but I am asking you what this amendment does. Does this do anything with the leeway money that we are talking about? When you say actual value of assessed property, then we are to assume that what they collect—that entire amount then—is used as a deficit against the apportionment."

Mr. Hoggins: "This amendment does not change the school district formula. It just says that for school equalization formula, the amount of revenue that is actually collected will be considered local revenue, not the amount that we assume will be collected or that we hope will be collected."

Mr. Kopet: "All right now, if this actual amount of money that is collected—then does

the fifteen percent leeway money one year, and the ten percent the next year still come into effect on the amount that is actually collected?"

Mr. Hoggins: "Yes, assuming that we pass the bill that Representative Flanagan has in his committee."

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Hoggins, out in the areas that have been totally reassessed because of the county indicated ratio formula, we get a deduction. Taking the Bethel School District, while we are assessed at fifty percent (appraised at one hundred percent and assessed at fifty percent) since the rest of the county is only at forty percent, we get a deduction off of our indicated ratio formula, so that we pay at fifty percent. When we go out to make up the assumed money we pay the extra levies at fifty percent. Now is your amendment, as worded, directed to say that the Bethel School District, since it is already paying at the full fifty percent, does not get deducted because the rest of the county is not?"

Mr. Hoggins: "Absolutely. Not only Bethel, but Clark County for years has been near the highest indicated ratio. Counties like this and school districts like Bethel, who are near what the proper assessment should be, will not be penalized but will be helped by this amendment."

Representative Brouillet spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Julin.

Mr. Julin: "Representative Hoggins, you have discussed the matter of assumed money. I believe there is another assumption that is contained in the school formula. I wonder whether you would feel the same about the assumed students that are in the school formula as a result of the weighting factor?"

Mr. Hoggins: "Representative Julin, I believe that the current practice of the Superintendent of Public Instruction and the intent of the law we have for distributing money to school districts is on actual enrollment. We have a payment schedule, month by month, by which school districts get their money on the basis of enrollment. This amendment does not seek to change that. It is true in preliminary budgets they make an estimate about what their enrollment will be in the fall. But school districts are reimbursed, at least for the state's share of their money, on actual enrollment."

Mr. Julin: "My reference to assumed students really deals with the so-called per pupil guarantee, referred to generally during this session as three hundred sixty-five dollars per student. Now, in fact, I believe and I would ask you if I am not correct in this, that the amount of three hundred sixty-five dollars per student is based on some assumed students, not actual students attending the public school system."

Mr. Hoggins: "Based on assumed weighted students, it is true. And, you understand also, the problem that occurs in school finance is if our enrollments do up in the biennium, the Superintendent of Public Instruction is under the obligation to reduce the per pupil guarantee. He always has an opportunity, if the enrollments are less, to increase it, but you realize the flak that occurred when this was done a year or so ago, and the measures we took to keep this from happening in House Bill No. 151."

Representatives Julin and Newhouse spoke against adoption of the amendment by Mr. Hoggins to Substitute House Bill No. 283.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Hoggins, let's assume that you are right and say that through your amendment we will reduce the per pupil guarantee by twenty-one dollars per pupil—in other words, down to three hundred forty-four dollars per pupil. Then we take, for instance (I don't have the right ratios, because I don't have the data sheet with me) but let's say Yakima County is assessing at 28 percent of true and fair value, and King County is assessing at 45 percent. Then we get to the point where you make the distribution of state funds. You subtract 85 percent of the property tax from the per pupil guarantee. Then, of course, Yakima County is going to receive quite a lot more dollars than King County. Actually, if I was thinking only of my own county, I would be all for you on this amendment. But I really don't think that you are accomplishing what you want to. I think you are distorting this formula and creating a situation pretty much the opposite of what you want."

Mr. Hoggins: "Absolutely not. The purpose of this amendment is not to reward assessors, but to keep from penalizing school districts—to keep from increasing special levies.

When we pump assumed money into a formula, all we really do is increase the demand for increasing special levies. Now the question of where the twenty-one million dollars came from—I got this figure from you, Mr. Flanagan. It takes approximately one million dollars to raise the per pupil guarantee one dollar. That is exactly where it comes from. So the purpose of my amendment is to make sure we get real money to school districts—not Monopoly money or phony money, and to make sure that we don't, by inaction and inadvertence, or maybe on purpose, cause special levies to increase in school districts."

Representatives Randall and Bledsoe spoke against adoption of the amendment by Mr. Hoggins to Substitute House Bill No. 283, and Representative Bottiger spoke in favor of the amendment.

Representative Randall spoke again in opposition to the amendment.

The amendment by Mr. Hoggins was adopted on a rising vote.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman:

On page 10, section 12, line 7 strike "thirty-three and one-third" and insert "twenty-five"

Representatives Bottiger and Wolf spoke in favor of adoption of the amendment, and Representatives Flanagan and Kiskaddon spoke against it.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Beck.

Mr. Beck: "Do you think this bill will pass?"

Mr. Wolf: "Mr. Beck, in answer to your question, I am very thrilled with the action that the House of Representatives has taken in the four days of considering property taxation. I think they have been eighty years coming to this point. I believe some compromise, or some solution, to the inequitable tax base, called property taxation, will pass this legislature. I, for one, say it has been too long coming."

The amendment by Representatives Bottiger, Wolf, Sawyer and Zimmerman to Substitute House Bill No. 283 was adopted.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Tuesday April 13, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-THIRD DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 13, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Paul Gray of the Foursquare Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

April 13, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 858,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 866,  
 and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

## MESSAGE FROM THE GOVERNOR

Office of the Governor, April 12, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES, OF THE STATE OF  
 WASHINGTON  
 LADIES AND GENTLEMEN:

I have the honor to advise that on April 12, Governor Evans approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 645: Providing for distribution of moneys from penalty assessments to traffic safety education account.

Sincerely,  
 CHARLES B. WIGGINS  
 Legislative Counsel.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 37, by Representatives Smythe, Marsh and Zimmerman:

Providing for a study of children's councils.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 579, by Senators Bailey and Twigg (by Department of Commerce and Economic Development request):

An Act relating to cities, towns and counties; authorizing expenditures for attracting visitors and encouraging tourist expansion; adding a new section to chapter 4, Laws of 1963 and chapter 36.32 RCW; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 594, by Senators Sandison, Holman, Matson, Atwood, Wilson and Foley (by Joint Committee on Higher Education request):

An Act relating to institutions of higher education; adding new sections to chapter

223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW; repealing section 28B.15.010, chapter 223, Laws of 1969 and RCW 28B.15.010; and declaring an emergency.

Referred to Committee on Higher Education.

SENATE BILL NO. 862, by Senators Atwood and Mardesich (by State Treasurer request):

An Act relating to state warrants; amending section 3, chapter 80, Laws of 1899 and RCW 39.56.010; amending section 43.08.070, chapter 8, Laws of 1965 and RCW 43.08.070; amending section 43.08.080, chapter 8, Laws of 1965 and RCW 43.08.080; amending section 43.84.120, chapter 8, Laws of 1965 and RCW 43.84.120; and declaring an emergency.

Referred to Committee on State Government.

ENGROSSED SUBSTITUTE SENATE BILL NO. 866, by Committee on Public Institutions:

An Act relating to state institutions; amending section 72.33.180, chapter 28, Laws of 1959 as last amended by section 2, chapter 75, Laws of 1970 ex. sess. and RCW 72.33.180; amending section 2, chapter 141, Laws of 1967 and RCW 72.33.655; amending section 4, chapter 141, Laws of 1967 and RCW 72.33.665; creating a new section; and declaring an emergency.

Referred to Committee on Social and Health Services.

#### MOTION

On motion of Mr. Bledsoe, HOUSE CONCURRENT RESOLUTION NO. 34 was rereferred from Committee on Rules and Administration to the Committee on State Government.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-50, by Representatives Moon, Haussler, Merrill, Smythe and North:

WHEREAS, The financial limitations placed upon local governmental units limit the flexibility and responsiveness of such governmental units; and

WHEREAS, Each local governmental unit should have the authority to respond properly to the financial needs and desires of its constituents;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the possibilities and the problems involved in granting counties, cities, and towns the authority to levy any tax not disallowed by the Constitution; and

BE IT FURTHER RESOLVED, That the results of such study and any recommendations be presented to the next ensuing Session of the Legislature for its consideration.

On motion of Mr. Moon, the resolution was adopted.

HOUSE RESOLUTION NO. 71-51, by Representatives Thompson, Hubbard and Charette:

WHEREAS, The Department of Employment Security is defining a "week's work" period for the purpose of reducing or eliminating unemployment compensation benefits as 12:01 midnight on Saturday to the following Saturday midnight; and

WHEREAS, Most employers use the beginning of the day shift on Monday as the reference point for the pay week; and

WHEREAS, The inconsistency between the starting point for the state "unemployment work week" and an employer's work week may cause a severe inequity for employees of "continuous operations" when spot curtailments cause their reduced earnings of a scheduled work week to be spread over two different work weeks as recognized for benefits under unemployment compensation;

NOW THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the inconsistencies between the starting points of the state's "unemployment work week" and the employer's work week; its effect on the state's unemployment compensation program and its possible inequities for workers.

BE IT FURTHER RESOLVED, That the results of the study and recommendations be presented to the next ensuing Session of the Legislature.

On motion of Mr. Thompson, the resolution was adopted.

HOUSE RESOLUTION NO. 71-52, by Representatives Conner and Savage:

WHEREAS, Port Townsend was founded on April 24, 1851; and

WHEREAS, The city is the home of fine commercial, industrial and governmental facilities; and

WHEREAS, Excellent educational opportunities are provided; and

WHEREAS, The city has outstanding facilities for recreation such as boating, fishing, hiking and related outdoor activities; and

WHEREAS, Port Townsend has yearly cultural events such as the Rhododendron Festival, the Summer School of the Arts, the Summer Theatre, the Jefferson County Fair and the Pacific Northwest Music Camp; and

WHEREAS, The climate and medical facilities combine to make Port Townsend a healthy place to live for people of all ages;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That its members wish Port Townsend a very happy 120th birthday.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the mayor and city council members of Port Townsend.

On motion of Mr. Conner, the resolution was adopted.

#### MOTION

Mr. Bledsoe moved that HOUSE BILL NO. 461 be placed at the top of the second reading calendar.

Representatives Bledsoe and Chatalas spoke in favor of the motion.

The motion was carried.

#### SECOND READING

HOUSE BILL NO. 461, by Representatives Ceccarelli, Kuehne and Flanagan (by Departmental request):

Changing deposit procedures, due date, and penalty provision as to excise taxes.

#### MOTION

On motion of Mr. Bledsoe, Substitute House Bill No. 461 was substituted for House Bill No. 461, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 461 was read the second time.

Mr. Bluechel moved adoption of the following amendment by Representatives Bluechel, Bledsoe, Wolf and Cunningham:

On page 1, section 1, line 12 after "by the" and before "day of" strike "[last] *twenty-fifth*" and insert "*last*"

Representatives Bluechel, O'Brien and Chatalas spoke in favor of the amendment.

The amendment was adopted.

Mr. Cunningham moved adoption of the following amendment:

On page 1, section 1, line 13 after "a penalty of" strike "[two] *five*" and insert "*two*"

Mr. Cunningham spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "I know that in committee we raised this penalty from two percent to five percent because it was felt that with the two percent penalty it wasn't great enough and the businesses would just go on and not pay the tax and accept the penalty. We felt that the five percent was necessary in order to get them to pay the tax on an accrual basis so that we could have the money to balance the budget. Do you have any comment on this amendment that would bring it back to two percent?"

Mr. Flanagan: "Representative Ceccarelli, the way I remember it, the five percent was part of the bill—I don't think it was an amendment. The purpose of increasing the penalties was to bring about collection sooner so that when you change the date you did actually bring more revenue back into that month. With these amendments, I'm not sure what the revenue effect will be. The original bill, without the amendments, would have had the effect of bringing about \$45 million back into this biennium of additional revenue to help balance the budget, and about \$9 million more back into the next biennium. Now with these amendments, I haven't had an opportunity to get any determination as to what the effect will be on the revenue."

Representatives Wolf, Bradley and Bluechel spoke in favor of the amendment by Mr. Cunningham, and Representatives Bledsoe, Julin and Hoggins spoke against it.

The amendment by Mr. Cunningham to Substitute House Bill No. 461 was lost on a rising vote.

On motion of Mr. Bledsoe, the following amendment by Representatives Bluechel, Bledsoe, Wolf and Cunningham was adopted:

On page 1, section 1, line 20 after "the tax" and before the period insert "*PROVIDED, That for taxes which become due in the month of July of any year, the due date shall be the twenty-fifth day of July*"

Substitute House Bill No. 461 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 461 was placed on final passage.

Representatives Flanagan and O'Brien spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 461, and the bill passed the House by the following vote: Yeas, 70; nays, 29; absent or not voting, 0.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Maxie, May, McCormick, McDermott, Merrill, Morrison, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Ross, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—70.

Voting nay: Representatives Adams, Amen, Barden, Benitz, Bozarth, Bradley, Brouillet, Conner, Conway, Gladder, Grant, Harris, Jastad, Johnson, King, Kuehnle, Lysen, Martinis, Marzano, Mentor, Moon, Newhouse, Pardini, Perry, Savage, Sawyer, Schumaker, Van Dyk, Wojahn—29.

Engrossed Substitute House Bill No. 461, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, Engrossed Substitute House Bill No. 461 was ordered transmitted immediately to the Senate.

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by: Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mr. Mentor moved adoption of the following amendment:

On page 10, section 13, line 17 strike all of the matter down to and including "the board" on line 19 and insert "The board of equalization of each county"

Representative Mentor spoke in favor of the amendment and Representatives Flanagan, Kiskaddon and Haussler spoke against it.

Mr. Mentor spoke again in favor of the amendment, and Mr. Beck replied to Mr. Mentor's remarks.

The amendment by Mr. Mentor was not adopted.

Mr. Mentor moved adoption of the following amendment:

On page 10, section 13, line 30 after "less" and before the comma insert "and over one thousand five hundred dollars"

#### POINT OF ORDER

Mr. Polk: "Mr. Speaker, the next amendment on the desk is two lines ahead of this one."

The Speaker: "Mr. Polk, the amendment by Representative Mentor adds a clause to the phrase that you are seeking to strike. The body has the right to perfect it before your amendment to strike."

Mr. Mentor spoke in favor of his amendment.

The amendment by Mr. Mentor was not adopted.

Mr. Polk moved adoption of the following amendment:

On page 10, section 13, line 28 strike "the value of whose property has been determined to be twenty-five thousand dollars or less."

Mr. Polk spoke in favor of the amendment.

The amendment by Mr. Polk was lost on a rising vote.

Mr. Polk moved adoption of the following amendment:

On line 31 after "board" insert "PROVIDED, That said taxpayer has his place of residence on the property on which the appeal is to be made or uses such property for agricultural purposes"

Representatives Polk and Bottiger spoke in favor of adoption of the amendment, and Representatives Flanagan and Mentor spoke against it.

The amendment by Mr. Polk was not adopted.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Goldsworthy who was excused.

#### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

April 7, 1971.

ENGROSSED SENATE BILL NO. 168, permitting tentative school district preliminary budgets when awaiting appropriations by legislature as to amount of state aid available, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, line 2 insert a new section as follows:

"NEW SECTION. Sec. 4. This 1971 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On line 7 of the title following "28A.65.170;" strike "and"

On line 8 of the title after "RCW" insert "; and declaring an emergency"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Jones, Polk, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

April 13, 1971.

ENGROSSED SENATE BILL NO. 419, authorizing tuition supplement program for resident students attending private institutions of higher education, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 14 after "Applicants must be" strike everything down to "as the" and insert the following: "Washington resident students"

On page 2, line 18 after section 3 add a new section to read as follows:

"NEW SECTION. Sec. 4. No aid shall be awarded to any student who is pursuing a degree in theology."

Renumber the remaining section accordingly.

Signed by Representatives Lynch, Chairman, Benitz, Vice Chairman, Bluechel, Bottiger, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel, Shera.

Passed to Committee on Rules and Administration for second reading.

### MESSAGE FROM THE GOVERNOR

Office of the Governor, April 12, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I return herewith without my approval as to one item, ENGROSSED HOUSE BILL NO. 166, entitled:

"An Act relating to revenue and taxation; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.21 RCW."

This bill adopts qualifications for persons engaged in the assessment of real property for purposes of taxation. The bill as originally drafted granted an exemption from the qualification provisions for persons who had attended and satisfactorily completed an assessor's school operated jointly by the Department of Personnel and the Washington State Assessor's Association. In fact, this school is operated jointly by the Assessor's Association and the Department of Revenue.

I have vetoed from the bill that language relating to the assessor's school in this erroneous fashion. I urge the Legislature to cure this defect in the language of the bill by adopting new legislation which would exempt from the qualification provisions imposed by this bill persons who have completed the assessor's school operated jointly by the Department of Revenue and the Washington State Assessor's Association.

With the exception of the item referred to above, the remainder of the bill is approved.

Respectfully submitted,

DANIEL J. EVANS  
Governor.

### MOTIONS

On motion of Mr. Bottiger, Engrossed House Bill No. 166 with the Governor's partial veto message was ordered transmitted immediately to the Secretary of State.

On motion of Mr. Morrison, the House advanced to the ninth order of business.

### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mr. Flanagan moved adoption of the following amendment:

On page 11, line 1 after "county." add "The costs and expenses of the public tax defender shall be shared by all local government organizations within the county. The county treasurer shall deduct from the tax receipts for each local government a proportionate amount of the costs and expenses of the public tax defender in direct

proportion to the ratio of property tax levied on behalf of each local government each year."

Mr. Flanagan spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Brouillet.

Mr. Brouillet: "This amount of money would be levied on the amount of taxes collected in the name of the local taxing district? Is that correct?"

Mr. Flanagan: "Yes, the way I understand the amendment, you would split the proportions according to the ratio that each district shares in the tax revenue."

Mr. Brouillet: "Then the school districts would pay the largest share, even though they get very little out of this local apportionment?"

Mr. Flanagan: "Not the way I read it, no. . . . proportionate amount of the costs and expenses—schools get six mills and cities get seven and one-half."

Mr. Brouillet: "There are special levies involved too."

Mr. Flanagan: "I thought it was based on the distribution of regular property taxes, but maybe that's not quite clear enough."

Mr. Brouillet spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Hoggins.

Mr. Hoggins: "I take it from your remarks this would have the effect of increasing the size of special levies. Would this be true?"

Mr. Brouillet: "I am sure it would be, Mr. Hoggins, because again you are going to collect money from them on the basis of phony money—assumed money—this type of thing. You are going to collect money on the basis of money they don't get; therefore you are going to force them back to more special levies, which lets them have more to pay the public tax defender. It is a vicious circle."

Representatives Kiskaddon and Julin spoke in favor of the amendment.

The amendment by Mr. Flanagan was adopted.

Mr. Hubbard moved adoption of the following amendment:

On page 11, section 13, line 1 after "county," insert "Any taxpayer whose property is of greater value than twenty-five thousand dollars shall be entitled to employ their own attorney at county expense with the reasonable fee of said attorney to be fixed by the superior court of said county."

Mr. Hubbard spoke in favor of the amendment, and Mr. Charette spoke against it.

The amendment by Mr. Hubbard to Substitute House Bill No. 283 was not adopted.

Mr. Litchman moved adoption of the following amendment by Representatives Litchman, Barden, Perry, Mentor, Merrill, Chatalas and Bagnariol:

On page 11, after line 1, insert a new section as follows:

"Sec. 14. Section 3, chapter 55, Laws of 1970 ex. sess. and RCW 84.48.014 are each amended to read as follows:

The board of equalization of each county shall consist of not less than three nor more than seven members, *all of whom shall be real estate brokers, real estate salesmen, real estate appraisers or real estate lending officers.* Such members shall be appointed by a majority of the board of county commissioners or like other county governmental authority, and shall be selected for their knowledge of the values of property in the county and shall not be a holder of any elective office nor be an employee of any elected official: PROVIDED, HOWEVER, The county commissioners may themselves constitute the board at their discretion."

Mr. Litchman spoke in favor of the amendment.

Mr. Mentor moved adoption of the following amendment to the amendment by Representative Litchman and others:

Amend the amendment by Representative Litchman and others as follows:

After "official:" strike "PROVIDED, HOWEVER, The county commissioners may themselves constitute the board at their discretion." and insert "[PROVIDED, HOWEVER, The county commissioners may themselves constitute the board at their discretion.]"

Mr. Mentor spoke in favor of the amendment to the amendment.

At the request of Mr. Kiskaddon, the Speaker instructed the Clerk to reread the amendment to the amendment.

Representatives Kiskaddon, Haussler and Amen spoke against the amendment to the amendment.

The amendment by Mr. Mentor to the amendment by Representative Litchman and others was not adopted.

The Speaker stated the question before the House to be the amendment by Representatives Litchman, Barden, Perry, Mentor, Merrill, Chatalas and Bagnariol.

Representatives Wolf and Newhouse spoke against the amendment.

The amendment by Representative Litchman and others was not adopted.

Mr. Wolf moved adoption of the following amendment:

On page 11, section 14, line 11 following "basis" insert "": PROVIDED, That as to counties of the third class and above the costs and expenses of the public tax defender shall be shared by all local government organizations within the county. The county treasurer shall deduct from the tax receipts for each local government a proportionate amount of the costs and expenses of the public tax defender in direct proportion to the ratio of regular property tax levied on behalf of each local government each year."

Mr. Mentor moved adoption of the following amendment to the amendment by Mr. Wolf:

In the House amendment by Representative Wolf to page 11, section 14, line 11 after "PROVIDED, That" insert "each county of the third class and above shall appoint a public tax defender, and"

Mr. Mentor spoke in favor of the amendment to the amendment.

The amendment by Mr. Mentor to the amendment by Mr. Wolf was not adopted.

The Speaker stated the question before the House to be the amendment by Mr. Wolf.

Mr. Wolf spoke in favor of the amendment.

The amendment was adopted.

Mr. Sawyer moved adoption of the following amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman:

On page 11, following section 14, insert new sections 15 and 16 to read as follows:

*NEW SECTION.* Sec. 15. In any administrative or judicial proceeding presently pending or arising from the property revaluation under the provisions of section 4, chapter 282, Laws of 1969 ex. sess., and section 1, chapter 95, Laws of 1970 ex. sess., the provisions of sections 1 and 13 of this act will apply.

*NEW SECTION.* Sec. 16. Notwithstanding the provision of RCW 84.68.020, any person may bring an action to recover excessive taxes paid, when such taxes are excessive as a result of revaluation under the provisions of section 4, chapter 282, Laws of 1969 ex. sess. or section 1, chapter 95, Laws of 1970 ex. sess., regardless of whether the taxes in question were paid under protest."

Renumber the remaining sections consecutively.

#### MOTION

Mr. Kuehnle moved that the question be divided.

Mr. Kuehnle spoke in favor of the motion.

The motion was carried.

The Speaker stated the question before the House to be the first half of the amendment inserting a new section 15.

Representatives Sawyer and Bottiger spoke in favor of the amendment, and Representatives Kuehnle and Julin spoke against it.

Mr. Sawyer spoke again in favor of the amendment, and Mr. Julin spoke again in opposition to it.

The first half of the divided amendment was adopted on a rising vote.

The Speaker stated the question before the House to be the second half of the divided amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman inserting a new section 16.

Mr. Julin moved adoption of the following amendment to the amendment:

Amend the amendment to page 11 which would add new sections 15 and 16 by striking from proposed new section 16, beginning on line 2 "when such taxes are excessive as a result of revaluation under the provisions of section 4, chapter 282, Laws of 1969, ex. sess. or section 1, chapter 95, Laws of 1970 ex. sess."

Mr. Julin spoke in favor of the amendment to the amendment, and Mr. Sawyer spoke against it.

The amendment by Mr. Julin to the amendment was lost.

Mr. Sawyer spoke in favor of the second half of the divided amendment.

#### POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Newhouse.

Mr. Newhouse: "Mr. Sawyer, I notice your amendment says 'excessive taxes paid.' I wonder who determines when they are excessive and this section would take over. It would seem to me to be an impossible situation for anyone to determine ahead of time when they are excessive."

Mr. Sawyer: "If your assessment was declared excessive, then your taxes would be excessive, whether this took place at an administrative or judicial hearing. The determination would be made by the reviewing body."

The second half of the divided amendment, new section 16, was adopted.

Mr. Litchman moved adoption of the following amendment by Representatives Litchman, Perry, Bagnariol, Williams, O'Brien, Conner, Gallagher, Merrill, Charnley, Lysen, McDermott, Chatalas, Bradley, Ceccarelli, Rosellini, Douthwaite and Kirk:

On page 11, after section 14 insert as follows:

**NEW SECTION.** Sec. 15. The legislature finds that certain plans of revaluation adopted pursuant to the provisions of section 4, chapter 282, Laws of 1969 ex. sess. and section 1, chapter 95, Laws of 1970 ex. sess. seriously discriminate against certain taxpayers in this state and for this reason all valuations resulting from such plans of revaluation should be declared invalid until such time as uniformity can be established in regard to the taxation of real estate within the territorial limits of the authority levying the tax as required by Article VII, section 1 of the Constitution of this state. It is the purpose of this act to provide for the uniform taxation of all taxable property subject to such plans of revaluation.

**NEW SECTION.** Sec. 16. Any plan of revaluation adopted pursuant to the provisions of section 4, chapter 282, Laws of 1969 ex. sess. and section 1, chapter 95, Laws of 1970 ex. sess. by any county and approved by the department of revenue shall provide for revaluation of taxable property in a random manner determined by lot so that during the four-year period of revaluation, property is revalued in a uniform manner throughout the entire county and is not confined to any specific geographic area of the county. Any such plans of revaluation based on a different manner of revaluation are hereby declared void and of no effect. Any taxes levied on valuations made under such plans shall be relieved to reflect the intent of this act and shall be based on the assessed valuation provided for in section 3 of this act. No taxpayer shall be required to pay that portion of any taxes on his taxable property which results directly from the use of a plan of revaluation declared void under the provisions of this section.

**NEW SECTION.** Sec. 17. In lieu of using the valuation resulting from an invalid plan of revaluation, the assessed valuation which existed immediately prior to such revaluation shall be used and entered on the assessment list and tax roll except such assessed valuation may be adjusted to reflect an assessed valuation based on fifty percent of true and fair value in cases where a percentage lesser than fifty percent was used in such previous determination of assessed valuation. In no case shall "value" be interpreted to mean value as derived from a plan of revaluation declared void under the provisions of this act.

**NEW SECTION.** Sec. 18. The payment of taxes, the levy of which is affected by the provisions of this act, shall be deemed delinquent when late payment is caused by the operative effect of this act.

**NEW SECTION.** Sec. 19. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Remember the remaining section consecutively.

Representatives Litchman, Perry and O'Brien spoke in favor of adoption of the amendment, and Representatives Flanagan, Kraabel, Bledsoe, Kiskaddon, Brown and Charette spoke against it.

Mr. Litchman closed debate, speaking in favor of the amendment.

The amendment by Representatives Litchman, Perry, Bagnariol, Williams, O'Brien, Conner, Gallagher, Merrill, Charnley, Lysen, McDermott, Chatalas, Bradley, Ceccarelli, Rosellini, Douthwaite and Kirk was lost on a rising vote.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Wednesday, April 13, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 14, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Goldsworthy and Ross. Representative Goldsworthy was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles A. Loyer of the Westminster United Presbyterian Church of Olympia:

"Almighty God, Who hast given unto man the task of ordering the affairs of society: We thank Thee for our democratic institutions and for the men and women who accept the responsibility and endure the political brick-bats of public office. Bless our legislators in their work. Deliver them from those constituents who would have their cake and eat it too. And grant that all that is done this day may truly express the sovereign will of the people and contribute to the future as well as to the present well-being of our state. Amen."

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 13, 1971.

HOUSE CONCURRENT RESOLUTION NO. 33, calling for study of need for personal use clam licenses, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 10 after "fisheries" strike "or Legislative Council, if established by the forty-second Legislature," and insert ", if established by the forty-second Legislature, or Legislative Council"

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Cunningham, Gilleland, Hurley, Kilbury, McCormick, North, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

April 13, 1971.

SENATE BILL NO. 82, authorizing conveyance of certain tidelands in King county to state board for community college education, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Newhouse, Vice Chairman, Beck, Charnley, Cunningham, Gilleland, Hansey, Hurley, Kilbury, Kraebel, McCormick, North, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

ENGROSSED SENATE BILL NO. 203, providing appeals from board against discrimination hearings by political subdivisions, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 13, 1971.

ENGROSSED SENATE BILL NO. 262, implementing law relating to that tax on cigarettes, the proceeds from which go into the school building bond redemption fund, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Hatfield, Haussler, Julin, Kilbury, Kuehnle, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

April 13, 1971.

ENGROSSED SENATE BILL NO. 263, changing funding of veterans' bonuses, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Eikenberry, Hatfield, Julin, Kuehnle, Pardini, Randall.

MINORITY recommendation: Do not pass. Signed by Representatives Kilbury, Marzano.

Passed to Committee on Rules and Administration for second reading.

April 13, 1971.

ENGROSSED SENATE BILL NO. 335, prohibiting the commercial taking of crawfish, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Martinis, McCormick, North, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

SENATE BILL NO. 449, providing for appeals procedures to the court of appeals, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 3, line 29 beginning with "Costs" strike everything through "same." on page 3, line 18 and insert:

"[Costs shall be allowed in the supreme court, irrespective of any costs to be taxed in the case in the court below, to the prevailing party in the supreme court, on any appeal in any civil action or proceeding or any applications for any original writs, other than writs of habeas corpus as follows: The fees of the clerk of the supreme court paid by the prevailing party, the fees of the clerk of the court below for preparing, certifying and sending up the records on appeal, or any supplementary record, paid by the prevailing party, and twenty-five dollars attorneys' fees, besides his necessary disbursements for the printing of briefs, and any sum actually paid or incurred by the prevailing party as stenographer's fees, not exceeding ten cents a folio, for making a transcript of the evidence or any part thereof included in the bill of exceptions or statement of facts, but when the judgment of the court below shall be affirmed in part and reversed in part, or affirmed as to some of the parties and reversed as to others, or modified, the costs shall be in the discretion of the court, and when the judgment is reversed and a new trial ordered, the court may in its discretion direct that costs of the prevailing party shall abide the result of the action. When in the opinion of the supreme court a brief of the prevailing party shall be unnecessarily long, or improper in substance, the court may in its discretion order the disallowance as costs of any part or the whole of the disbursements for printing the same.]"

Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

ENGROSSED SENATE BILL NO. 514, enacting the uniform criminal extradition act, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 30 of the engrossed bill, being line 28 of the printed bill, after "be" insert "certified or"

On page 5, section 10, line 8 of the engrossed bill, being line 6 of the printed bill, after "state" insert ": PROVIDED, That the hearing provided for in this section shall not be available if a hearing on the legality of arrest has been held pursuant to sections 13 or 14 of this 1971 act"

On page 13, section 30, line 9 of the engrossed bill, being line 17 of the amendment to page 12, line 24 of the printed bill, after "PROVIDED," strike everything down to and including "maintenance" on line 13 and insert "That, before honoring such demand the governor shall require proof of a duty of support arising from a support order based upon competent jurisdiction over the obligor"

Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

ENGROSSED SENATE BILL NO. 564, amending the business corporation act, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

April 13, 1971.

Mr. Speaker: The Senate has passed:

REENGROSSED SENATE BILL NO. 619,

SENATE CONCURRENT RESOLUTION NO. 20,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 13, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on REENGROSSED SENATE BILL NO. 130 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Connor, McDougall and Talley.

SIDNEY R. SNYDER, Secretary.

April 13, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 394, except amendment to page 2, section 3, line 6, from which the House receded, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

### INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 20, by Senators Metcalf, Francis and Peterson (Lowell):

Authorizing a study of the protection of animals.

Referred to Committee on Natural Resources and Ecology.

### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mrs. Hurley moved adoption of the following amendment:

On page 11, following section 14, insert the following new section:

"NEW SECTION. Sec. 15. Notwithstanding any other provision of law, any governmental body granted powers of eminent domain and rights of property condemnation in Washington state is required to offer to the owner of said property an amount equal to at least one hundred ten percent of the highest assessed valuation thereof as established by a county assessor or the state department of revenue within the eight years preceding such

proposed acquisition and the failure to make such an offer at least sixty days prior to the trial date set for fixing fair compensation shall be conclusively presumed to be an act of bad faith on the part of such condemning governmental agency."

Remember the remaining sections consecutively.

Mrs. Hurley spoke in favor of adoption of the amendment.

#### POINT OF ORDER

Mr. Jones: "Mr. Speaker, this new section 15 (I'm sorry for the lateness) confuses me slightly, and I would like a ruling as to the germaneness of this section. It seems we have hung everything else on House Bill No. 283, but I question eminent domain and rights of property condemnation."

#### RULING BY THE SPEAKER

The Speaker: "Your observation, Mr. Jones, is correct. This bill as it presently stands, with the amendments that have been adopted, involves not only the matter of taxation of real property but also lots and lots of procedural steps—hearings, judicial proceedings, etc.—with regard to the termination of property rights and the correct assessed valuation and the taxes to be levied on that particular property. This particular amendment, while the thrust of it has to do with eminent domain, does integrate it with the matter of assessed valuation of that property, and does pertain to legal and judicial proceedings. I am going to hold that it is germane to the scope and object of the bill as it presently stands."

Mrs. Hurley concluded her remarks in favor of the amendment, and Mr. Julin spoke in favor of the amendment.

The amendment by Mrs. Hurley was adopted.

Mrs. Hurley moved adoption of the following amendment:

On page 11, following section 14, insert the following new section:

"NEW SECTION. Sec. 16. The county assessor, state department of revenue or any agent of either who is engaged in appraising property for tax purposes shall be required to inform the owner by letter or telephone as to the time a physical inspection is to be made of his property, and shall keep full records of all appraisals on each individual property, including information, statistics, pictures, drawings, computer tapes or other material and devices employed in determining fair and true value.

All such records shall be made available to the owner or purchaser of such property for his inspection and the authority or agency making such appraisal shall, on demand of the property owner, explain the information and materials employed in arriving at such valuation.

On completion of the physical inspection of any property by the appraiser, he shall furnish the owner or occupant of the premises a statement declaring that such an appraisal has been made and showing the date of such inspection, with such statement to be signed by the individual making same."

Remember the remaining sections consecutively

Mrs. Hurley spoke in favor of the amendment, and Mr. Wolf spoke against it.

Mrs. Hurley spoke again in favor of the amendment, and Representatives Brown and Haussler spoke against it.

The amendment by Mrs. Hurley was not adopted.

Mr. Litchman moved adoption of the following amendment by Representatives Litchman, Perry, Bagnariol, O'Brien, Williams, Conner, Gallagher, Wojahn, Merrill, Charnley, Lysen, McDermott, Chatalas, Bradley, Ceccarelli, Rosellini, Marzano, Douthwaite and Kirk:

On page 11, add a new section following section 16 as follows:

"Sec. 17. Section 84.56.020, chapter 15, Laws of 1961 as amended by section 3, chapter 216, Laws of 1969 ex. sess. and RCW 84.56.020 are each amended to read as follows:

The county treasurer shall be the receiver and collector of all taxes extended upon the tax rolls of the county, whether levied for state, county, school, bridge, road, municipal or other purposes, and also of all fines, forfeitures or penalties received by any person or officer for the use of his county. All taxes upon real and personal property made payable by the provisions of this title shall be due and payable to the treasurer as aforesaid on or before the thirtieth day of April in each year, after which date they shall become delinquent, and interest at the rate of ten percent per annum shall be charged upon such unpaid taxes from the date of delinquency until paid *except that interest at the rate of eight percent per annum shall be charged upon unpaid taxes on a residence from the date of delinquency until paid*: PROVIDED, That when the total amount of tax on any lot, block or tract of real property payable by one person is ten dollars or more, and if one-half of such tax be paid on

or before the said thirtieth day of April, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of ten percent per annum shall be charged upon said remainder from the date of delinquency until paid *except that interest at the rate of eight percent per annum shall be charged upon the remaining one-half on a residence from the date of delinquency until paid*: PROVIDED, FURTHER, That when the total amount of personal property taxes falling due in any year, payable by any one person, is ten dollars or more, and if one-half of such taxes be paid on or before said thirtieth day of April, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of ten percent per annum shall be charged upon said remainder from the date of delinquency until paid. All collections of interest on delinquent taxes shall be credited to the county current expense fund; but the cost of foreclosure and sale of real property, and the fees and costs of distraint and sale of personal property, for delinquent taxes, shall, when collected, be credited to the operation and maintenance fund of the county treasurer prosecuting the foreclosure or distraint or sale; and shall be used by the county treasurer as a revolving fund to defray the cost of further foreclosure, distraint and sale for delinquent taxes without regard to budget limitations. *For the purposes of this section the term 'residence' shall have the same meaning as set forth in RCW 84.36.129.*"

Renumber the remaining sections consecutively.

Representatives Litchman, Mentor and O'Brien spoke in favor of adoption of the amendment, and Representatives Haussler and Newhouse spoke against it.

Mr. Newhouse spoke again in opposition to the amendment, and Mr. Litchman closed debate, speaking in favor of the adoption of the amendment.

The amendment by Representative Litchman and others to Substitute House Bill No. 283 was lost on a rising vote.

Mrs. Wojahn moved adoption of the following amendment by Representatives Wojahn and McCormick:

On page 11, following section 16, insert a new section reading as follows:

"Sec. 17. Section 84.69.020, chapter 15, Laws of 1961 as amended by section 1, chapter 224, Laws of 1969 ex. sess., and RCW 84.69.020 are each amended to read as follows:

On order of the board of county commissioners, or other county legislative authority, ad valorem taxes paid before or after delinquency shall be refunded if they were:

- (1) Paid more than once; or
- (2) Paid as a result of manifest error in description; or
- (3) Paid as a result of a clerical error in extending the tax rolls; or
- (4) Paid as a result of other clerical errors in listing property; or
- (5) Paid with respect to improvements which did not exist on assessment date; or
- (6) Paid under levies or statutes adjudicated to be illegal or unconstitutional; or
- (7) Paid as a result of mistake, inadvertence, or lack of knowledge by any person

exempted from paying real property taxes or a portion thereof pursuant to RCW 84.36.128[: PROVIDED, That a claim for such refund is made on or before October 30 of the year for which the taxes have been paid]; or

(8) Overpaid as a result of mistake, inadvertence, or lack of knowledge by any person paying the same[: PROVIDED, That a claim for such refund is made on or before October 30 of the year for which the taxes have been overpaid]; or

(9) Paid on the basis of an assessed valuation which was appealed to the state board of tax appeals and ordered reduced by the board: PROVIDED, That the amount refunded shall only be for the difference between the tax paid on the basis of the appealed valuation and the tax payable on the valuation adjusted in accordance with the board's order.

No refunds under the provisions of this section shall be made because of any error in determining the valuation of property, except as authorized in subsection (9)."

Renumber the remaining sections consecutively.

Mrs. Wojahn spoke in favor of the amendment.

The amendment by Representatives Wojahn and McCormick to Substitute House Bill No. 283 was adopted.

Mr. Eikenberry moved adoption of the following amendment by Representatives Eikenberry, Kraabel, King, Bottiger, Kopet, North, Wolf and Polk:

On page 11, after section 16, add the following new sections:

"NEW SECTION. Sec. 17. Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in sections 17 through 34 of this 1971 amendatory act shall have the following meanings:

- (1) 'Claimant' means a person who elects to defer payment of the real property taxes

accrued on his residence by filing a declaration to defer as provided by sections 17 through 34 of this 1971 amendatory act.

When two individuals of a household file or seek to file a declaration to defer, they may determine between them as to who the claimant shall be. If they are unable to agree, the matter shall be referred to the department and its decision shall be final. If a residence is occupied by two or more individuals, and more than one individual files or seeks to file a declaration to defer, and some or all the qualified individuals are not related, the individuals may determine among them as to who the claimant shall be. If they are unable to agree, the matter shall be referred to the department, and its decision shall be final.

(2) 'Department' means the state department of revenue.

(3) 'Equity value' means the amount by which the actual value of a residence as determined from the records of the county assessor exceeds the total of any amount still owed by a taxpayer on the purchase price thereof plus any liens or other obligations against the property. The county assessor shall determine if each claimant has adequate equity value to be granted a deferral for each year but the claimant shall have the right to appeal this determination to the department of revenue whose decision shall be final as to the deferral of that year. The department shall make the necessary or desirable rules and regulations to permit the determination of equity value and shall follow, in all matters, those procedures set forth in chapter 34.04 RCW.

(4) 'Household' means a claimant and his or her spouse.

(5) 'Owned' includes possession under a contract of sale, mortgage, deed of trust, life estate, joint tenancy, or tenancy in common.

(6) 'Real property taxes' means ad valorem property taxes (exclusive of delinquent interest and special service charges) levied on a residence in this state in the preceding calendar year. If a residence is owned by two or more persons or entities as joint tenants or tenants in common, and one or more persons or entities are not a member of claimant's household, 'real property taxes' is that part of property taxes levied on the residence which reflects the ownership percentage of the claimant and his household. If a residence is an integral part of a larger unit such as a farm, real property taxes shall be that percentage of the total property taxes accrued as the value of the residence is of the total value. For purposes of this paragraph 'unit' refers to the parcel of property covered by a single tax statement of which the residence is a part.

(7) 'Preceding calendar year' shall mean the calendar year preceding the year in which the claim for credit or rebate is made.

(8) The term 'residence' shall mean a single family dwelling, including a lot not to exceed three acres on which the dwelling stands and a mobile home, if it is subject to property taxation. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090, or 84.40.250, such a residence shall be deemed real property.

**NEW SECTION.** Sec. 18. A person may elect to defer payment of real property taxes up to five hundred dollars per year and the accrued interest thereon on his residence up to the amount of his equity value in said property if the following conditions are met:

(1) The property taxes must have been imposed upon a residence which has been regularly occupied by the person electing to defer during the two calendar years preceding the year for which the election to defer is made; or the real property taxes must have been imposed on a residence which has been occupied by the person electing to defer during the preceding calendar year and such person must have been a resident of the state of Washington for the last three calendar years preceding the year for which the election to defer is made.

(2) The claimant must own, at the time of the election, whether in fee, by contract purchase, or by deed of trust, an equity value in the residence on which the property taxes have been imposed. For purposes of this subsection, ownership in a residence by a marital community shall be deemed to be owned by each spouse.

(3) The person electing to defer must have been sixty-two years of age or older on January 1st of the year in which the election to defer is made, or must have been, at the time of the election, retired from regular gainful employment by reason of physical disability.

(4) No person who, during the preceding calendar year, has regularly occupied the residence on which the taxes have been imposed shall have received during the preceding calendar year any earnings of the type and amount which would cause any deduction from social security benefits for a recipient of such benefits pursuant to 42 U.S.C. 403 as in effect on the effective date of sections 17 through 34 of this 1971 amendatory act.

(5) The combined income, from all sources whatsoever, of the claimant and his or her spouse shall not have been in excess of four thousand dollars for the preceding calendar year.

(6) There must not be any unpaid real property taxes on the property except those deferred under the provisions of sections 17 through 34 of this 1971 amendatory act.

(7) The claimant must have and keep in force fire and casualty insurance in sufficient amount to protect the interest of the state in the claimant's equity value.

**NEW SECTION.** Sec. 19. (1) Each taxpayer electing to defer his real property tax obligation under sections 17 through 34 of this 1971 amendatory act shall agree to pay an annual interest charge of six percent per annum on the amount of taxes deferred and shall file with the county assessor, on forms prescribed by the department of revenue and

supplied by the assessor, a written declaration thereof in duplicate on or before April 1st, of the first year in which the deferral is made, except that when the property designated is acquired after March 20th and before July 1st, the claim for that first year shall be filed within ten days after the date of acquisition. If the declaration to defer for any year is not filed within the time specified, the deferral shall not be allowed on the assessment roll for that year.

(2) The declaration shall designate the property to which the deferral may apply, and shall include a statement setting forth (a) a list of all members of the taxpayer's household, (b) facts establishing the eligibility for the deferral under the provisions of this act, and (c) any other requested data. Each copy shall be signed by the taxpayer subject to the penalties as provided in chapter 9.72 RCW for the false swearing. The first declaration to defer filed in a county shall include a birth certificate or other proof of the taxpayer's age, acceptable to the assessor.

**NEW SECTION.** Sec. 20. (1) Declarations to defer property taxes for all years following the first year may be made by filing with the county assessor on or before April 1st a renewal form in duplicate, prescribed by the department of revenue and supplied by the county assessor, which affirms the continued eligibility of the claimant.

(2) On or before March 1st of each year, the county assessor shall send to each taxpayer who has been granted deferral of real property taxes for the previous year at the address of the deferred residence renewal forms in duplicate and notice to renew substantially in the following form:

To: (name of taxpayer)

If you want to defer the collection of real property taxes on your residence for the assessment year beginning on ....., you must file the enclosed renewal form in duplicate not later than April 1st, with the county assessor.

If you fail to file your renewal form on or before April 1st, you will have to pay real property taxes on your residence for the current assessment year.

**NEW SECTION.** Sec. 21. If the taxpayer is unable to make his own declaration of deferral, it may be made by a duly authorized agent or by a guardian or other person charged with care of the person or property of such taxpayer.

**NEW SECTION.** Sec. 22. If the taxpayer declaring his intention to defer his real property tax obligation under sections 17 through 34 of this 1971 amendatory act ceases to reside permanently on the property for which the declaration to defer is made between the date of filing the declaration and the date on which the assessment roll of any year becomes the tax roll, the deferral otherwise allowable under sections 17 through 34 of this 1971 amendatory act shall not be allowed on such tax roll. However, this section shall not apply where the taxpayer dies, leaving a spouse surviving, who is also eligible for deferral of real property taxes.

**NEW SECTION.** Sec. 23. A person's right to defer real property tax obligations on his residence shall not be reduced by contract or agreement, on and after the effective date of sections 17 through 34 of this 1971 amendatory act.

**NEW SECTION.** Sec. 24. If any residence is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real property taxes, said holder shall co-sign the claim for exemption either before a notary public or the county assessor or his deputy in the county where the real property is located.

**NEW SECTION.** Sec. 25. Whenever a person's real property tax obligation is deferred under the provisions of sections 17 through 34 of this 1971 amendatory act, it shall become a lien upon his equity value in said property and shall have priority as provided in chapter 84.60 RCW: PROVIDED, That the interest of a mortgage or purchase contract holder who is required to co-sign a claim for exemption under section 20 of this 1971 amendatory act, shall have priority to said deferred tax lien. This lien may accumulate up to the amount of the taxpayer's equity value in said property and the annual rate of interest shall be six percent until said obligation becomes due and payable under section 26 of this 1971 amendatory act. The county assessor shall promptly record each tax deferral allowed for that year with a notation of the total deferral for each residence to date with the county auditor's office.

**NEW SECTION.** Sec. 26. Real property tax obligations and the accrued interest thereon deferred under sections 17 through 34 of this 1971 amendatory act shall become payable:

(1) Upon the sale of property which has a deferred tax lien upon it which shall be paid from the purchase price.

(2) Upon the death of the taxpayer with an outstanding deferred tax lien which shall be paid from the value of his estate, except a surviving spouse who is qualified under sections 17 through 34 of this 1971 amendatory act may elect to incur the tax lien which shall then be payable by that spouse as provided in this section.

(3) Upon the condemnation of property with a deferred tax lien upon it by a public or private body exercising eminent domain power, which shall be paid from the condemnation award, except as otherwise provided in RCW 84.60.070: AND PROVIDED, That a taxpayer shall be allowed to continue the tax deferral by reinvesting the sale proceeds in another residence within six months of the condemnation award.

**NEW SECTION.** Sec. 27. When any deferred taxes and the accrued interest thereon are collected the moneys shall be credited to a special account, to be known as the 'Property Tax Receivable Account,' in the county treasury and the county treasurer shall set forth a

description of the property, and the amount of taxes and accrued interest collected for each property, and he shall issue a receipt for the payment of such moneys. All moneys collected under the provisions of this section shall be deposited by the county treasurer in the property tax receivable account created in this section.

**NEW SECTION. Sec. 28.** For the purpose of providing means for the reimbursement of real property tax revenues to the various taxing districts, caused by the operation of sections 17 through 34 of this 1971 amendatory act, the county may, by resolution, provide for the issuance and sale of county bonds in the name of the county. The issuance, sale, and retirement of said bonds shall be under the supervision and control of the board of county commissioners or county legislative authority. The board of county commissioners or county legislative authority may, in its discretion, provide for the issuance of coupon or registered bonds to be dated, issued, and sold from time to time in such amounts as may be necessary to reimburse the various taxing districts of the county for the loss in real property tax revenues caused by operation of sections 17 through 34 of this 1971 amendatory act. Each of such bonds shall be made payable at any time not exceeding thirty years from the date of issuance, with such reserved rights of prior redemption as the board or authority may prescribe to be specified therein. The bonds shall be executed by the chairman of the board or authority and attested by the clerk of the board or authority and the seal of the board or authority shall be affixed to each bond but not to the coupon, if any, and may have facsimile signatures of such chairman or such clerk imprinted on the interest coupons, if any, in lieu of original signatures. Said bonds shall be payable from the 'Property Tax Receivable Account' created by the county for such purpose or from any other revenue source as determined by the resolution of the board or authority. If the county fails to set aside and pay into such account the payments provided for in the resolution authorizing the issuance of such bonds, the holder of such bonds may bring suit to compel compliance with the resolution. Said bonds and the interest thereon shall, so long as any portion thereof shall remain unpaid, constitute a prior and exclusive claim on the property tax receivable account and shall be payable at such places as the board or authority may provide and in such denominations as prescribed by said board or authority. All bonds issued under this section may be sold in such manner and in such amounts and at such times and on such terms and conditions as the board or authority may prescribe in order to provide for reimbursement of real property tax revenues.

**NEW SECTION. Sec. 29.** At the time that the property is deeded over to the county at the conclusion of the foreclosure proceedings pursuant to chapter 84.64 RCW the county court shall order the amount of deferred real property taxes which were not collected to be paid over to the county treasurer to be deposited as provided in section 27 of this 1971 amendatory act in the same manner as other real property taxes for deeded properties.

**NEW SECTION. Sec. 30. (1)** A surviving spouse of the taxpayer may elect to continue the property in its deferred tax status if:

(a) The spouse of the taxpayer is or will be sixty years of age or older not later than six months from the day of the taxpayer's death; and

(b) The property is the residence of the spouse of the taxpayer and meets the requirements of sections 17 through 34 of this 1971 amendatory act.

(2) The election under this section to continue the property in its deferred tax status by the spouse of the taxpayer shall be filed in the same manner as an original claim for deferral is filed under sections 17 through 34 of this 1971 amendatory act, not later than ninety days from the date of the taxpayer's death. Thereupon, the property with respect to which the deferral is claimed shall continue to be treated as tax-deferred property and the county assessor shall cancel all actions taken under chapter 84.64 RCW and shall make any necessary correcting entries on the tax rolls and in their records. When the property has been continued in its deferred tax status by the filing of the spouse of the taxpayer of an election under this section, the spouse of the taxpayer (even if such spouse is less than sixty-five years of age) may continue the property in its deferred tax status in subsequent years by filing a claim under sections 17 through 34 of this 1971 amendatory act so long as the spouse meets the qualifications set out in this section.

**NEW SECTION. Sec. 31. (1)** Subject to subsection (2) of this section all or part of the deferred taxes and accrued taxes thereon may at any time be paid to the county treasurer by:

(a) The taxpayer or the spouse of the taxpayer.

(b) The next of kin of the taxpayer, heir at law of the taxpayer, child of the taxpayer or any person having or claiming a legal or equitable interest in the property.

(2) A person listed in paragraph (b) of subsection (1) of this section may make such payments only if no objection is made by the taxpayer within ten days after the county treasurer deposits in the mail notice to the taxpayer of the fact that such payment has been tendered.

(3) Any payment made under this section shall be applied against the deferred taxes and accrued interest thereon. Such payment does not affect the deferred tax status of the property. Unless otherwise provided by law, such payment does not give the person paying the taxes any interest in the property or any claim against the estate, in the absence of a valid agreement to the contrary.

**NEW SECTION. Sec. 32.** Nothing in sections 17 through 34 of this 1971 amendatory act is intended to or shall be construed to prevent the collection, by foreclosure, of personal property taxes which become a lien against tax-deferred property.

*NEW SECTION.* Sec. 33. There is added to Title 84 RCW a new chapter to consist of sections 17 through 32 and 34 of this 1971 amendatory act.

*NEW SECTION.* Sec. 34. The provisions of sections 17 through 34 of this 1971 amendatory act shall take effect on January 1, 1972."

Renumber the remaining sections consecutively.

In line 8 of the title after the semicolon following "84.48 RCW" and before "creating" insert "adding a new chapter to Title 84 RCW"

In line 15 of the title after the semicolon following "RCW 84.54.010" and before "and" insert "providing an effective date;"

Mr. Williams moved adoption of the following amendment to the amendment by Representatives Eikenberry and others:

On page 10 of the amendment, following section 31, line 2, insert a new section to read as follows:

*NEW SECTION.* Sec. 32. Nothing in sections 17 through 35 of this 1971 amendatory act is intended to nor shall be construed to affect the right of a claimant as defined in section 17 to claim any other exemption from property taxes otherwise authorized by law."

Renumber the remaining sections consecutively.

Representatives Williams and Eikenberry spoke in favor of the amendment to the amendment.

The amendment by Representative Williams to the amendment by Representatives Eikenberry and others was adopted.

The Speaker stated the question before the House to be the amendment by Representative Eikenberry and others, as amended.

Representatives Eikenberry, Kraabel, Brown, King and Gladder spoke in favor of adoption of the amendment, and Representatives Flanagan and Johnson spoke against it.

#### POINT OF ORDER

Mr. O'Brien: "Is this amendment similar to a pending House bill before the Committee on Revenue and Taxation?"

The Speaker: "I wouldn't know, Mr. O'Brien. Are you claiming that is so?"

Mr. O'Brien: "It's a real odd amendment, Mr. Speaker. It's about ten pages."

The Speaker: "Do you have a specific bill you would like to cite? I'm afraid I don't have the time to go through the billbooks and compare each of these amendments."

Mr. O'Brien: "Don't carry it on too far. Maybe we could find out."

#### POINT OF INQUIRY

Mr. O'Brien: "Mr. Flanagan, is this a pending bill?"

Mr. Flanagan: "Mr. O'Brien, according to Representative Eikenberry, it is. We haven't had very many committee meetings lately, and I think it's in there. I know we intended to introduce it and I think it probably is, but I'm not quite sure."

#### POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, on that basis, as probably pending before the committee, I refer for your consideration House Rule No. 32."

#### POINT OF INFORMATION

Mr. Eikenberry: "Mr. Speaker, there is a bill, House Bill No. 1036, which has part of the ideas existing in this amendment. House Bill No. 1036 has nothing to do with the bonding system and that is what corrects, I think, the previous bill."

The Speaker: "Additional sections over and above House Bill No. 1036?"

Mr. Eikenberry: "Yes, and there are substantial changes regarding interest, for example; this bonding system; the issuance of bonds; etc."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker finds substantial differences between this amendment and House Bill No. 1036. The point is not well taken."

Mr. Charnley spoke in favor of the amendment by Representatives Eikenberry and others.

## ADMONITION BY THE SPEAKER

The Speaker: "Mr. Charnley, please confine your remarks to the merits of the amendment."

Mr. Charnley concluded his remarks in favor of the amendment, and Mr. Pardini spoke in favor of it.

## POINT OF INQUIRY

Mr. Eikenberry yielded to question by Mrs. Wojahn.

Mrs. Wojahn: "Mr. Eikenberry, do you know (I'm sure you do) if this amendment includes, in addition to the elderly and disabled low income citizens, women heads of households?"

Mr. Eikenberry: "Yes, Representative Wojahn, the qualifications as far as people who would come within this amendment are nearly identical to the earlier part of Substitute House Bill No. 283. So this amendment simply offers one more option to the people who already qualify under the earlier provisions of House Bill No. 283."

Mr. Savage spoke against adoption of the amendment.

The amendment by Representatives Eikenberry and others to Substitute House Bill No. 283 was adopted.

## MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Goldsworthy who was excused.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

March 30, 1971.

HOUSE BILL NO. 446, relating to education, reported by Committee on Education and Libraries.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hoggins, Chairman, Brouillet, Brown, Conway, Costanti, Jones, McDermott, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

HOUSE JOINT MEMORIAL NO. 21, suggesting a federal program to utilize skilled personnel presently underutilized by the aerospace industry, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Charnley, Curtis, Grant, Johnson, Morrison, Randall, Savage, Wanamaker.

On motion of Mr. Lysen, the rules were suspended, House Joint Memorial No. 21 was advanced to second reading and read the second time.

On motion of Mr. Lysen, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 21 was placed on final passage.

Mr. Lysen spoke in favor of passage of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 21, and the memorial passed the House by the following vote: Yeas, 91; nays, 1; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representative Polk—1.

Absent or not voting: Representatives Farr, Goldsworthy, Harris, Hubbard, Julin, Rosellini, Wanamaker—7.

House Joint Memorial No. 21, having received the constitutional majority, was declared passed.

## MESSAGES FROM THE SENATE

April 14, 1971.

Mr. Speaker: The Senate has passed SENATE JOINT MEMORIAL NO. 16, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 14, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 394, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 394.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the sixth order of business.

## INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 16, by Senators Huntley, McDougall, Donohue, Sandison, Jolly, Canfield, Washington and Guess:

Requesting reversal of a department of transportation regulation.

On motion of Mr. Newhouse, the rules were suspended, Senate Joint Memorial No. 16 was advanced to second reading and read the second time.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 16 was placed on final passage.

Representatives Newhouse, Amen and Berentson spoke in favor of the memorial, and Representative May spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 16, and the memorial passed the House by the following vote: Yeas, 89; nays, 3; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Hansey, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk,

Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Grant, Kuehnle, May—3.

Absent or not voting: Representatives Flanagan, Goldsworthy, Harris, Haussler, Hubbard, Julin, Wanamaker—7.

Senate Joint Memorial No. 16, having received the constitutional majority, was declared passed.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

#### MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of Substitute House Bill No. 283 and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 144, by Representatives Bledsoe, Bagnariol, Ceccarelli, Eikenberry, Barden, Cunningham and Litchman:

Providing business and occupation tax deduction for certain computer services.

Committee recommendation: Majority, do pass with the following amendments:

On page 3, beginning on line 29 insert a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, and support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 4 of the title before "prescribing" strike "and" and after "date" insert "and declaring an emergency"

The bill was read the second time.

Mr. Bledsoe moved adoption of the committee amendment and spoke in favor of the amendment.

Mr. Moon spoke against adoption of the committee amendment and Mr. Bledsoe spoke again in its favor.

The committee amendment adding a new section two was adopted.

Mr. Moon moved adoption of the following amendment:

On page 3, section 1 (14), line 22 after "corporation" and before the period insert the following: "": *PROVIDED, That the federal taxable income of the controlled corporation determined on a nonconsolidated basis for any calendar year prior to the year in which the deduction is claimed did not exceed the surtax (excess profit) exemption allowed by section 11(d) of the internal revenue code as in effect on the effective date of this act. The department of revenue shall, for purposes of determining the federal taxable income used to establish qualifications for the deduction, have all powers conferred upon the secretary of the treasury by section 482 of the internal revenue code, as in effect on the effective date of this act"*

#### STATEMENT FOR THE JOURNAL

Mr. Moon: "Thank you, Mr. Speaker. First, I would like to request that my remarks be inserted in the Journal.

"What this amendment does, is set off a triggering mechanism which will turn the tax credit being requested either on or off. The triggering point that is provided for in this amendment is determined by the level of profit or excess profit of the participating corporation.

"Now we must assume of course that the participating corporations need assistance or they wouldn't be down here asking for it. We must also assume that the state will derive certain benefits equal to, or in excess of, the cost of the tax credit. However, when the benefits to the participating company reach that point where they qualify for the excess profits tax, then forty-eight cents out of every dollar that they make over and above this point goes to the federal government in the form of an excess profits tax.

"When this happens, in my opinion, the state ceases to benefit, because when we are sending forty-eight cents of every dollar back to the federal government, we have in effect revenue sharing in reverse. And I think that this amendment then will prevent forty-eight cents from every dollar going back to the federal government when the level of profit reaches this point. To me it is ridiculous for the state of Washington, in the financial situation that we are in at the present time, to subsidize the federal government to this extent.

"Now one other problem that I want to point out at this time is that in the past we have always had problems relative to tax credits and tax exemptions, and we just haven't had any way to shut them off or to limit them. This amendment will do this. I think that there are times when tax credits and tax exemptions should be cut off—should be limited. They shouldn't be cut off and they shouldn't be limited as long as they can be justified. I think this point of triggering—that point whereby a company reaches a point where they qualify for excess profits—when they reach this point, I think that we should have some mechanism built into the tax exemption or tax credit whereby the state no longer subsidizes or gives assistance to a business, particularly when it may be detrimental to competing businesses or detrimental to other areas of public need.

"Another thing I would like to point out is that when an individual applies for public assistance of any kind, he must meet certain minimum standards of need. We haven't set forth any minimum standards of need for this public assistance that we are trying to grant to a wholly-owned subsidiary within a giant corporation. I think we should set minimum standards of need. This amendment at least sets a minimum standard in that it shuts off the assistance that the state will offer to a participating business when they reach that level of profit that they qualify or will set forth forty-eight cents out of every dollar going back to the federal government.

"I think if you will look at this objectively instead of emotionally you will support this amendment. I am aware of the fact that the Boeing Company, who will be the primary beneficiary of this bill, has had problems. In 1969 they had profits of only ten million, two hundred and some thousand dollars. In 1970 they had profits double this amount, of only twenty-two million, ninety thousand dollars, I think. But there are also many other people in this state—there are many other needs in the state. And in greater need in this state are those individuals who used to work for the Boeing Company, who are now on unemployment compensation, or who have used up their unemployment benefits and are now qualified by minimum standards to receive public assistance in this state. I certainly would urge that you give this amendment serious consideration and set the level of benefit, set the level where we can trigger this off—where we stop the assistance to any benefiting corporation that wishes to participate with the use of this tax credit. Thank you."

Representatives Charette and Shera spoke against the amendment by Mr. Moon to House Bill No. 144.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Representatives Kuehnle, Bledsoe and Ross spoke against adoption of the amendment.

Mr. Moon closed debate, speaking in favor of the amendment.

Mr. Moon: "Thank you, Mr. Speaker. In order to close debate, I would like to dispel some wrong impressions that maybe some of you have as a result of this debate. First of all, this amendment is not—and I repeat, is *not*—an attempt to either hinder or cripple the diversification of the Boeing Company, and it is not designed to keep the Boeing Company from making a profit. I hope they do make a profit, because if the Boeing Company is making a profit, there are many of us in the state of Washington who will benefit as a result of this profit. But it is an attempt to stop the benefits to a company that is making a profit when they no longer need to be assisted. That is the purpose of this amendment. It is a triggering device that says: 'We will assist you, young, beginning company. We will assist you in your beginning year.' There is nothing in this amendment that will stop the tax credit the first year, but it will stop the tax credit in succeeding years if they show an excess profit.

"Now the decision to diversify by the Boeing Company—I don't know why they made it—why they went into a wholly-owned subsidiary. But this decision was made before any request or any decision. They took this tax credit into account. They took the B & O tax they would be subjected to into account before they made this decision. They knew they were going to have to pay this tax.

"Another thing, someone said this doesn't take any money out of the state treasury. Certainly it doesn't take any money *out* of the state treasury, but it prevents money from going *into* the state treasury. If we grant this exemption to a company that is making excess profits—in my opinion this is wrong because it takes money away from our tax base that

otherwise would be paid to people on public assistance. It would be money that would help to keep from closing down Northern State. It would be money that could be used for continuation of our agriculture extension service. It could be used for helping Northern State, Olympic Center—there are many, many areas we could use this money for. And the idea that people are going to be unemployed if this bill fails to pass—they are going to be employed in this state. This Boeing Computer Service is going to continue in this state whether this bill passes or not. But I think it is imperative that we have some triggering point on this thing. This says, 'good, we want you here, but we want you to participate in paying taxes as well as any other competing business in this state.'

"I hope that this company will be as successful as Harvey Goldy, the Executive Vice President of the Boeing Computer Services said in an article in December of last year, when he said there is money to be made in this computer business. It is a \$5 billion a year market. He said 'if we can't make money, it will be our own fault.' They are going to make money in this computer service, and I want them to make money, and I think everyone in the Legislative Building wants them to be successful. But if they are successful, and if they do make a big, huge profit, I think they ought to pay their fair share of taxes. I think it is wrong for us to pass this tax credit bill without some triggering device—some device that will say, 'when you reach this level, you start to pay your fair share of taxes.'

"Under this amendment, this tax credit will be available to the Boeing Company, or to any other wholly-owned subsidiary that goes into the computer business (and there are others in this state that can do this—there are other businesses that can do this)—but it will be there for the first year. If they don't make a profit after the first year, it will be there for them after that. If they don't make it after the third year, it will be there. But the minute they start making a profit, this amendment will trigger in, and I certainly urge your acceptance of this, because I hope this company succeeds and grows, and pays its share of taxes. Thank you."

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Moon to House Bill No. 144, and the amendment was lost by the following vote: Yeas, 24; nays, 71; absent or not voting, 4.

Voting yea: Representatives Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Charnley, Grant, Hatfield, Hurley, Johnson, Julin, Lysen, Marsh, Marzano, McDermott, Merrill, Moon, Paris, Perry, Rosellini, Savage, Thompson, Van Dyk, Williams—24.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Brown, Ceccarelli, Charette, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Martinis, Maxie, May, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—71.

Absent or not voting: Representatives Chatalas, Copeland, Goldsworthy, Sawyer—4.

Mr. Luders moved adoption of the following amendment:

On page 3, section 1(14), line 28 after "vote" strike the period and insert: "PROVIDED, That this subsection shall be operative and in effect only until and including June 30, 1973, at which time this subsection, in its entirety, shall expire without any further action by the legislature."

Mr. Bagnariol moved adoption of the following amendment by Representatives Bagnariol and Haussler to the amendment by Representative Luders:

On line 3 of the amendment, following "June 30," strike "1973" and insert "1977"

Representatives Bagnariol, Luders and Bottiger spoke in favor of adoption of the amendment to the amendment, and Representatives Barden and Newhouse spoke against it.

Mr. May demanded an electric roll call, and the demand was sustained.

Representatives Charette, Kraabel, Eikenberry and Moon spoke against adoption of the amendment to the amendment, and Representative Bagnariol closed debate, speaking in favor of it.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Bagnariol and Haussler to the amendment by Representative Luders, House Bill No. 144, and the amendment was adopted by the following vote: Yeas, 91; nays, 6; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Eikenberry, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Curtis, Douthwaite, Farr, Gladder, Smith, Williams—6.  
Absent or not voting: Representatives Goldsworthy, Jones—2.

## SPEAKER'S PRIVILEGE

The Speaker recognized in the gallery members of the Eastern Washington State College Symphonic Wind Ensemble and Jazz-Rock Ensemble who entertained in the rotunda during the noon hour, and asked them to stand and be recognized.

## PERSONAL PRIVILEGE

Mr. Randall: "Mr. Speaker, I think it might be worthy of note that the Bremerton area was represented by two stalwart members from the Cheney band. Gordon Lent is with his parents, Mr. and Mrs. Bruce Lent, and there is a young man in the group by the name of Robert Randall who is a good friend of mine. Both these young men had their own compositions played by the band today."

The Speaker stated the question before the House to be the amendment by Mr. Luders as amended by Representatives Bagnariol and Haussler.

Representatives Luders and Ross spoke in favor of the amended amendment, and Representative Bledsoe spoke against it.

Mr. Anderson demanded an electric roll call, and the demand was sustained.

Mr. King spoke against adoption of the amended amendment.

Mr. Barden demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Luders as amended by Representatives Bagnariol and Haussler, and the amendment was lost by the following vote: Yeas, 37; nays, 61; absent or not voting, 1.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Gilleland, Gladder, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Lynch, Martinis, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Williams—37.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Gilleland, Gladder, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Lynch, Martinis, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—61.

Absent or not voting: Representative Goldsworthy—1.

On motion of Mr. Bledsoe, the committee amendment to the title was adopted.

House Bill No. 144 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 144 was placed on final passage.

Mr. O'Brien spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Van Dyk.

Mr. Van Dyk: "Representative Moon, I serve on the Appropriations Committee, so this has been a learning experience this session. I have been made well aware that money is in short supply and there is a great demand for services, particularly in the welfare areas and public assistance. I have also learned by being on the Appropriations Committee that there are many ways to appropriate money, be they exemption or in a direct gift. My concern is: Has the budget we have been dealing with in the last few days been predicated on revenues that House Bill No. 144, if passed, would now exempt? And I would like some remarks on this, if you would."

Mr. Moon: "Yes, this has been determined. In fact I have a letter here that I would like to read to you from the Assistant Director for the Department of Revenue, Donald R. Burrows, in response to a request I made concerning this:

"In response to your recent request, the revenue estimates contained in the Governor's budget include \$1.2 million in business and occupation tax which The Boeing Company would pay under their computer subsidiary. This estimate was based on information provided us by The Boeing Company in mid-December prior to the time we finalized the revenue estimates for the budget.

"If the Boeing computer subsidiary is exempt from business and occupation taxes, we will have to reduce the revenue estimates by \$1.2 million for the 1971-1973 biennium."

Mr. Van Dyk: "Representative Moon, you serve on the Appropriations Committee, and I was wondering, in respect to this exemption, and knowing some of the other priorities that we have to concern ourselves with (such as Northern State and others) might you feel that some of these things might be in jeopardy with this sort of an appropriation to the Boeing Company?"

Mr. Moon: "I would say if we cut our estimated tax revenues \$1.2 million for the next biennium, it would perhaps jeopardize the total amount that we might make available to Northern State Hospital. It might also cut the total amount that we might make available to the School for the Blind, the School for the Deaf, Fort Worden, Edgecliff, the Olympic Center, Western State Hospital, aid to private education, aid to higher education, public assistance, aid to the community colleges. It might cut also that amount that we are going to have available to give to the University Agriculture Extension Service, to the kidney funds, to our day care centers, to disadvantaged students. Yes, Mr. Van Dyk, this will cut \$1.2 million from our anticipated revenues, and this also means that we are going to have to cut out some of these things that we had hoped we would be able to include in our budget."

Mr. Van Dyk: "So, Representative Moon, you would feel we would be making some sort of decision about increasing a company's profits, that I believe you said bordered somewhere around \$20 million in the last tax year. We would be giving them an additional \$1.2 million and taking that away from some of the other priority projects that we have all talked so much about but really can't care to fund."

Mr. Moon: "I was prepared to vote for this bill had my first amendment passed, because this would have set the level of profit and would have established the triggering point. But it didn't pass, and now, of course I am going to have to vote against it. When we start setting priorities, setting levels of priorities, some of the things I mentioned previously certainly are way, way, way up on the list of priorities ahead of public assistance that we are going to give the Boeing Company in this bill."

Mr. Van Dyk: "Thank you, Representative Moon, for your extemporaneous answer."

Representatives Hansey, Douthwaite and Ceccarelli spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Lysen.

Mr. Lysen: "Mr. Flanagan, if this bill should happen to pass the legislature, will it affect any other company? Will there be any other tax credits to any other companies besides the Boeing Company?"

Mr. Flanagan: "Representative Lysen, I have a letter here from the Department of Revenue that I brought with me today because I knew we would be considering this bill. The Department of Revenue in this letter says they officially take no position on the bill. Then they point out the revenue loss which has already been pointed out. They go on to say:

"It would be relatively easy, however, for other large firms to establish controlled subsidiaries under the coverage of this bill, thereby qualifying them as recipients of the deduction, and increasing the loss to the business and occupation tax. The establishment of the deduction for this general type of activity may set an unwarranted precedent. . . . The potential loss in revenue in this area is very substantial."

"That more or less answers your question in regard to other businesses. Then they go on to say that in our nearest neighboring state which is competitive (Oregon) where they have a similar provision—that the provision there is that the subsidiary must be ninety-five percent owned, instead of eighty percent owned by the parent company."

Mr. Lysen: "Thank you, Mr. Flanagan. One further question: Do you feel that if we could tighten this up to increase it to ninety-five percent that it might save some of the potential loss that we are facing here?"

Mr. Flanagan: "That was more or less the view expressed here by the Department of Revenue, yes."

Mr. Lysen spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. Mentor.

Mr. Mentor: "Could you tell me where Representative Moon's figures came from that there would be a revenue estimate of \$1.2 million loss if this bill passes?"

Mr. Barden: "Yes, I can, Representative Mentor. The \$1.2 million anticipated revenue loss, mentioned by Representative Moon, comes from the anticipated figures provided by the Boeing Company. They anticipate doing about \$60 million a year worth of computer business with this subsidiary corporation. And of course one percent of \$60 million a year is six hundred thousand dollars and for the biennium would be then \$1.2 million. The important thing to remember is that if this bill doesn't pass, the vast computer service capacity that the Boeing Company has in this service corporation is going to be dissipated down to the point that it can provide only the needs for the Boeing Company's own uses, and then it will be absorbed back into the parent corporation. So this money doesn't exist. It will not exist if this bill passes because there will be no Boeing computer services corporation to keep intact this great tool that we have that the Boeing Company will have available. It will not maintain the jobs—the 1,950 jobs that are now in jeopardy—and it will not put the Boeing Company in a favorable position for bidding on future projects and programs because they will not have this computer capacity available to them. So I think it is fallacious to base an argument against this bill on revenue estimates that have no basis in fact—on revenue that will never come into the treasury because if House Bill No. 144 doesn't pass, there will be no Boeing computer services corporation."

Mr. Bagnariol spoke in favor of passage of the bill.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 144, and the bill passed the House by the following vote: Yeas, 70; nays, 27; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bozarth, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Martinis, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—70.

Voting nay: Representatives Amen, Bluechel, Bottiger, Bradley, Brouillet, Charnley, Costanti, Flanagan, Grant, Hatfield, Hurley, Johnson, Julin, Lysen, Marsh, Marzano, Maxie, Merrill, Moon, Paris, Perry, Rosellini, Savage, Sawyer, Thompson, Van Dyk, Williams—27.

Absent or not voting: Representatives Goldsworthy, Kraabel—2.

Engrossed House Bill No. 144, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

Mr. Bledsoe moved that Engrossed House Bill No. 144 be transmitted immediately to the Senate.

The Speaker stated the motion was lost.

## POINT OF ORDER

Mr. Bledsoe: "If I am not mistaken, that is a procedural motion, not a suspension of the rules, so a majority vote should carry."

The Speaker: "Your point is well taken. The motion is carried."

## STATEMENT FOR THE JOURNAL

I did not vote on final passage of House Bill No. 144 because of what I consider to be too close a personal relationship between myself and the subject matter of this bill. PAUL B. KRAABEL, 46th District.

HOUSE BILL NO. 888, by Representatives Morrison, Rosellini, Savage, Johnson and Benitz:

Pertaining to application of business and occupation taxes to nuclear fuel assemblies. Committee recommendation: Majority, do pass with the following amendments:

On page 5, section 3, line 4 after "rate of" strike "eleven" and insert "twenty-five"

On page 5, section 3, line 9 after "rate of" strike "eleven" and insert "twenty-five"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendments were adopted.

The Clerk read the following amendment by Representatives Moon and Haussler:

On page 6, line 25 insert "NEW SECTION. Sec. 6. This act shall expire July 1, 1977."

With the consent of the House, Mr. Moon withdrew the amendment.

House Bill No. 888 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 888 was placed on final passage.

Representatives Morrison and Savage spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 888, and the bill passed the House by the following vote: Yeas, 93; nays, 5; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Bottiger, Bradley, Grant, Hurley, Lysen—5.

Absent or not voting: Representative Goldsworthy—1.

Engrossed House Bill No. 888, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 227, by Senators Holman and Washington (by Departmental request):

Providing for the limiting of liability of physicians or hospitals for the provision of emergency medical or hospital care.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 9 after "person" insert "reasonably"

On page 1, section 1, line 11 after "faith" insert "and without knowledge of facts negating consent"

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

Mr. Kopet moved adoption of the following amendment by Representatives O'Brien and Kopet:

On page 1, after section 1, add a new section as follows:

"NEW SECTION. Sec. 2. There is added to chapter 46.61 RCW a new section to read as follows:

No physician, registered nurse, qualified technician, or hospital or duly licensed clinical laboratory employing or utilizing the services of a physician, registered nurse or qualified technician, shall incur any civil or criminal liability as a result of the act of withdrawing blood from any person when requested in writing by a law enforcement officer to do so for the purpose of a blood test under the provisions of RCW 46.20.308(2): PROVIDED, That the blood was withdrawn according to recognized medical procedures: PROVIDED FURTHER, That the foregoing shall not relieve any such person from liability for negligence in the withdrawing of any blood sample."

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Grant.

Mr. Grant: "Mr. O'Brien, isn't this amendment the same as a bill that has already passed this House?"

Mr. O'Brien: "What does that have to do with the present amendment?"

Mr. Grant: "I am just wondering, Mr. O'Brien, if we have already passed the bill through the House why we need it as an amendment to this very worthwhile bill?"

Mr. O'Brien: "You've been around a long time. Sometimes a bill gets stymied in the other place."

Mr. Grant: "I recalled your raising a point of order this morning."

Mr. O'Brien: "It was a different point, Mr. Grant."

Representative King spoke against adoption of the amendment by Representatives O'Brien and Kopet, and Representatives Julin and O'Brien spoke in favor of the amendment.

The amendment by Representatives O'Brien and Kopet to Engrossed Senate Bill No. 227 was adopted.

Mr. O'Brien moved adoption of the following amendment by Representatives O'Brien and Wolf:

On page 1, line 13 after the period, add a new section 2 to read as follows:

"NEW SECTION. Sec. 2. Any person who in good faith renders emergency medical care, without remuneration or expectation of remuneration, at the scene of an accident or emergency to a victim of the accident or emergency shall not be liable for any civil damages resulting from his acts or omissions, except for such damages as may result from his gross negligence or wanton or wilful misconduct or omissions."

Representatives O'Brien, King and Lynch spoke in favor of the amendment, and Representatives Charette, Bottiger and Julin spoke against it.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

Representatives Smith, Wolf and Hubbard spoke in favor of adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives O'Brien and Wolf to Engrossed Senate Bill No. 227, and the amendment was adopted by the following vote: Yeas, 91; nays, 6; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet,

Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—91.

Voting nay: Representatives Bottiger, Charette, Julin, Knowles, Sawyer, Mr. Speaker—6.

Absent or not voting: Representatives Goldsworthy, McDermott—2.

On motion of Mr. O'Brien, the following title amendments were adopted:

On page 1, section 1, line 1 of the title after "care" and before the period, strike the remaining material.

In line 2 of the title after "hospitals" and before the period insert "; creating a new section; and adding a new section to chapter 46.61 RCW"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 227 as amended by the House was placed on final passage.

Mr. Charette spoke against passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 227 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 6; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—90.

Voting nay: Representatives Charette, Grant, Julin, Rosellini, Sawyer, Mr. Speaker—6.

Absent or not voting: Representatives Copeland, Goldsworthy, Savage—3.

Engrossed Senate Bill No. 227 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 522, by Senators Keefe, Day and Fleming:

Providing for transfer of certain funds to the Washington public employees' retirement system.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of Senate Bill No. 522 and the bill was ordered placed at the top of tomorrow's second reading calendar.

SENATE BILL NO. 68, by Senators Ridder, Stender, Bailey and Stortini:

Allowing vocational rehabilitation or retraining under industrial insurance coverage.

## MOTION

Mr. Morrison moved that the House refer Senate Bill No. 68 to the Committee on Labor and Employment Security.

Mr. Hubbard spoke in favor of the motion.  
The motion was carried.

HOUSE BILL NO. 881, by Representatives Flanagan, Moon, Haussler and Bledsoe:  
Providing for the method of assessment of livestock.  
The bill was read the second time.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

Mr. Bledsoe moved adoption of the following amendment:

Add a new section following section 1 to read as follows:  
"NEW SECTION. Sec. 2. There is added to chapter 84.36 RCW a new section to read as follows:

All unweaned calves within any herd of cattle shall be exempt from taxation under the provisions of this title."

Mr. Bledsoe spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Grant.

Mr. Grant: "Mr. Bledsoe, what is the fiscal impact of this amendment?"

Mr. Bledsoe: "There were three fiscal impacts submitted to the committee. One when the interpretation by the Department of Revenue was that this measure would include all calves up to one year of age. The fiscal impact, if I remember correctly, was in excess of two million dollars. Reworking this with the Department of Revenue, it then was refigured to be about three quarters of a million dollars if this bill were to pass averaging that inventory. At the present writing, many of these unweaned calves, because they are not in inventory on January 1st, because they are yet to be born, appear on no tax roll at all at this moment. Conceivably, with the bill passed, they could then."

Mr. Grant spoke in favor of the amendment by Mr. Bledsoe.

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Moon.

Mr. Moon: "Is there any threat that the beef industry might leave the state if this isn't passed?"

Mr. Bledsoe: "No, of course not. If you want to joust about it, there are some very fine people on a marginal standard of living who might find yet another tax, on top of those that they are now paying, rather difficult to support. You see, the individual who makes the marginal existence that many of our small farmers and ranchers do now, makes his living in a way that is little understood by many members of this House. They make their living by owning things—all of these things appearing on the tax rolls. Their tax burden in many cases is totally unrelated to any net income that they might receive or even any income at all. These obligations are still there. All this amendment suggests, Representative Moon, is not that the cattle business will leave this state, but rather that a distressed industry, about to be faced with yet a new area of taxation which it has not yet faced, is seeking to be put on an equity basis with other facets of agri-business or manufacturing, if you please."

Mr. Moon: "Thank you, Mr. Bledsoe. You just reassured me of my feeling of the agricultural community. I am sure they wouldn't threaten any such thing as other industries in the state would do."

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Van Dyk.

Mr. Van Dyk: "You had mentioned the nursing of calves and, being an animal nutritionist, the term 'weaning' is normally geared to those animals that get a large majority of their food from milk or milk products. In the dairy industry we usually do not use a nurse cow—we do feed milk. Now, is this amendment to pertain to all calves that use milk as

a primary source of food (which I would hope it would) or does it only pertain to the beef industry which uses a nurse cow?"

Mr. Bledsoe: "It would be my intention, sir—again as strictly a beef cow operator—that this was as far as my amendment intended to go. Were it to be the interpretation that calves on a bucket, in a dairy operation for instance, would be included also, I imagine that would have to be a matter of interpretation by the Department of Revenue."

Mr. Van Dyk: "As I read it, 'All unweaned calves within any herd of cattle . . . '—the dairy industry considers a grouping of animals as a herd, and they have their cattle there, and they are unweaned for a number of months, depending on how they raise it. Does the literal interpretation of that exclude it? You mentioned it was not your intent, but I would like to know if you feel it would exclude it?"

Mr. Bledsoe: "No sir, it would not. Again, the calf that is on a simple milk diet, and milk exclusively—this is the calf four months or younger, where he is not on supplemental rations—I'm quite sure would be included, in this case, of a suckling calf, whether it is on a rubber nipple, or whether it is one that mama packs to him."

Mr. Van Dyk spoke in favor of the amendment by Mr. Bledsoe.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Moon, this amendment pertains to tax exemption. Do you think it might be fitting and proper if you put your limitation date of 1977 on this amendment?"

Mr. Moon: "Mr. O'Brien, if you recall in House Bill No. 888, I had a limitation amendment on that bill and I withdrew it. I withdrew it because I had been assured by the members in power on the Rules Committee that House Joint Resolution No. 1 will shortly be before the House, and we will have an opportunity to vote on it. Because of this, I withdrew the amendment because I thought it would be much better for us to consider all amendments as a complete entity rather than to singly and individually mark them out, one at a time."

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Representative Moon, I wonder if you would tell me when you received the assurance that House Joint Resolution No. 1 would be out so that you withdrew your amendment?"

Mr. Moon: "It has been in Rules Committee now about a month, I think. And I started asking about it after it had been in there a week. I thought maybe they should have a week to consider it. I was given to understand not to worry about it because it would be forthcoming. And the next week, I again asked . . ."

#### ADMONITION BY THE SPEAKER

The Speaker: "Gentlemen, I don't think this pertains to the merits of this amendment. You are both out of order."

The amendment by Mr. Bledsoe was adopted.

On motion of Mr. Bledsoe, the following amendment to the title was adopted:

In line 1 of the title after the semicolon and before "and amending" insert "adding a new section to chapter 84.36 RCW;"

House Bill No. 881 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 881 was placed on final passage.

Mr. Moon spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 881, and the bill passed the House by the following vote: Yeas, 94; nays, 3; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland,

Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Grant, Hurley, Lysen—3.

Absent or not voting: Representatives Goldsworthy, Pardini—2.

Engrossed House Bill No. 881, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, April 15, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-FIFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 15, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Brown and Rosellini.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father James Boyle of All Saints Catholic Church of Puyallup.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 15, 1971.

HOUSE BILL NO. 681, regulating motor vehicle tow trucks, reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman; Adams, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Douthwaite, Gallagher, Gilleland, Hansey, Hubbard, Jastad, Jones, Martinis, McCormick, Perry, Rabel, Williams.

Passed to Committee on Rules and Administration for second reading.

April 14, 1971.

SUBSTITUTE SENATE BILL NO. 90, providing for the preservation of legislative records, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hurley, Kraabel, Marzano, Paris, Perry.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 14, 1971.

Mr. Speaker: The Senate has passed:

REENGROSSED SENATE BILL NO. 383,

ENGROSSED SENATE BILL NO. 415,

ENGROSSED SENATE BILL NO. 789,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1128, by Representatives Grant, Bledsoe, Eikenberry, May, Chatalas, Bagnariol, Barden and Lynch:

An Act relating to revenue and taxation; making changes in the taxation of wine; amending section 24A added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 158, Laws of 1935 as last amended by section 3, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.210; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 31, chapter 262, Laws of 1969 ex. sess. and RCW 82.08.020; amending section 82.08.150, chapter 15, Laws of 1961 as last amended by section 11, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.150; adding a new section to chapter 66.24 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Business and Professions.

HOUSE JOINT MEMORIAL NO. 22, by Representatives Mentor, Hansey, Costanti, Benitz, Paris, Schumaker, Hatfield, Brown, Polk, Hubbard, Smith, Wanamaker, Spanton, Beck, Haussler, Charette, Johnson, Kuehnle, Wolf, Cunningham, Farr, Kirk, Flanagan, Bledsoe, Morrison, Chatalas, Jueling, Lynch, Berentson, Hoggins, O'Brien, May, Conner, Rosellini, Randall, Charnley, Bauer, Bozarth, Ceccarelli, Martinis, Shinpoch and Wojahn:

Requesting Congress to reconsider the SST project.

On motion of Mr. Morrison, the rules were suspended, House Joint Memorial No. 22 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 22 was placed on final passage.

Mr. Mentor spoke in favor of passage of the memorial, and Mr. Ross spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 22, and the memorial passed the House by the following vote: Yeas, 84; nays, 6; absent or not voting, 9.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—84.

Voting nay: Representatives Blair, Hurley, Randall, Ross, Smythe, Zimmerman—6.

Absent or not voting: Representatives Amen, Brown, Copeland, Gallagher, Grant, Luders, North, Rabel, Rosellini—9.

House Joint Memorial No. 22, having received the constitutional majority, was declared passed.

#### EXPLANATION OF VOTE

I voted against HJM No. 22 because I just didn't feel that the points brought out in it could be supportable and I also felt that some of its conclusions were also in error. I do not agree when they say arguments have gone far beyond cold and hard facts, and that the segments of the legislative branch and press refuse to face reality, and that we will be put years behind Russia, France and England in research and development, and that it will cost the government \$350 million in payments and penalties. HAROLD S. (HAL) ZIMMERMAN, 17th District.

#### ADDITIONAL SPONSORS

At the request of Mr. Mentor, House Joint Memorial No. 22 was ordered held at the Chief Clerk's desk for five minutes so additional sponsors could be added.

#### PERSONAL PRIVILEGE

Mr. Bledsoe: "We have a unique opportunity in that Congressman Pelly is currently within the Chambers, in Representative Copeland's office. We possibly could get hand delivery of House Joint Memorial No. 22."

#### PERSONAL PRIVILEGE

Mr. Beck: "Tom Pelly and I started out in this political field together here in 1950. I would like to have the pleasure of going with my old campaign partner and delivering it to him."

## INTRODUCTION AND FIRST READING

REENGROSSED SENATE BILL NO. 383, by Senators Holman, Guess and Day:

An Act relating to institutions of higher education; amending section 17, chapter 15, Laws of 1970 ex. sess. and RCW 28B.50.140; amending section 28B.10.300, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.300; amending section 28B.15.500, chapter 223, Laws of 1969 ex. sess. and RCW 28B.15.500; and amending section 28B.50.330, chapter 223, Laws of 1969 ex. sess. and RCW 28B.50.330.

Referred to Committee on Higher Education.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-53, by Representatives Conner and Morrison:

BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to study the operations of the Employment Security Department to determine the extent to which employers in this state are participating in the programs, services and facilities provided by said department and the reasons for either participating or not participating in such programs, services and facilities.

BE IT FURTHER RESOLVED, That results of the study be reported to the House of Representatives by December 1, 1971, and that any recommendations made include, if found to be appropriate, those which would (1) improve mutual understanding between employers and said department and, (2) enhance utilization of said programs, services and facilities.

On motion of Mr. Conner, the resolution was adopted.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House Honorable Thomas M. Pelly, United States Representative from the First District, and requested that Representatives Copeland and Bottiger along with the Sergeant at Arms conduct him to a place on the rostrum.

The Speaker: "It is my pleasure to present to you and to our guests in the gallery for a few appropriate remarks, the Honorable Thomas M. Pelly."

Congressman Pelly: "Mr. Speaker, this is a very unusual occasion for me. This is the only Republican-controlled body that I have had the privilege to address for many years—in fact since 1953. In the House in Washington, we have had an imbalance which has meant for those of us in the minority a rather trying period. But I will say, in accordance with the tradition of our parliamentary system, I can't complain that I have ever been unfairly treated. And while I hope the time will come before I go into retirement when perhaps I can claim to be a committee chairman, actually I am a ranking Republican which is the same—only in the minority party, as you know. I hasten to add I was selected this year for the first time by secret ballot—separate and secret. And I found that there was only one member who voted against me, and I can assure you that it was myself.

"I do sympathize with the members of this House because of the fact that you have so much to do in such a short time. I would like you to know that the communications between the Capitol of our Country and the Capitol of our State have been close. Regardless of party, our delegation has worked in the interest, with the Governor and others. I do feel that in fairness, as the lone and lonely Republican in the House of Representatives, that this state has been represented, regardless of party, by all of us there. When we receive your memorials and communications from the heads of agencies of the government here and the Governor, we have given them the greatest sympathetic consideration that we can.

"Recently our state has sustained some pretty bad blows. Particularly, of course, I refer to the contract of Boeing over the SST. This is something that no one of either party could have worked harder for than the members of our delegation. I don't believe that any group of representatives could have worked harder, nor do I frankly think they could have won under such adverse conditions. But I know this much—the nation is the loser. Our state will overcome this blow we have had, and rise stronger than ever before, but it will set the supremacy that our country has had in the civilian air transport field back, perhaps not permanently, but at least for twenty years. And this is a sad day for our balance of payments because eighty percent of the world's planes were built by Boeing.

"Thank you for this great privilege, Mr. Speaker, of addressing my many friends here and those who have been working so diligently over such a long period of time. I appreciate the opportunity. It is a great honor, and I do now feel that the time has come—as we say in the House of Representatives, 'The time of the gentleman has expired.' Thank you."

The Speaker thanked Congressman Pelly and requested the Sergeant at Arms and the escort committee to escort the Honorable Thomas M. Pelly from the rostrum.

## SECOND READING

SENATE BILL NO. 522, by Senators Keefe, Day and Fleming:

Providing for transfer of certain funds to the Washington public employees' retirement system.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 31 after "employer to another." insert the following:

*"Employees of a political subdivision, maintaining its own retirement system, who have been transferred to a health district formed pursuant to chapter 70.46 RCW, but who have been allowed to remain members of the political subdivision's retirement system may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system.*

*Employees of a political subdivision, maintaining its own retirement system, heretofore transferred to a joint airport operation of two municipalities pursuant to chapter 182, Laws of 1945, may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system."*

The bill was read the second time.

On motion of Mr. Shera, the committee amendment was adopted.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Julin, Kraebel and Rosellini. Representative Julin was excused.

## SECOND READING

SENATE BILL NO. 522, by Senators Keefe, Day and Fleming:

Providing for transfer of certain funds to the Washington public employees' retirement system.

The House resumed consideration of Senate Bill No. 522 on second reading.

On motion of Mr. Merrill, the following amendment was adopted:

On page 1, section 1, line 10 after "subdivision" and before "of the state" insert "*or association of political subdivisions*"

Mr. Merrill moved adoption of the following amendment:

On page 2, after section 1 insert a new section as follows:

"Sec. 2. Section 1, chapter 274, Laws of 1947 as last amended by section 1, chapter 128, Laws of 1969 and RCW 41.40.010 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) 'Retirement system' means the state employees' retirement system provided for in this chapter.

(2) 'Retirement board' means the board provided for in this chapter to administer said retirement system.

(3) 'State treasurer' means the treasurer of the state of Washington.

(4) 'Employer' means every branch, department, agency, commission, board, and office of the state and any political subdivision or association of political subdivisions of the state admitted into the retirement system; and the term shall also include any labor guild, association, or organization the membership of a local lodge or division of which is comprised of at least forty percent employees of an employer (other than such labor guild, association, or organization) within this chapter.

(5) 'Member' means any employee included in the membership of the retirement system, as provided for in RCW 41.40.120.

(6) 'Original member' of this retirement system means:

(a) Any person who became a member of the system prior to April 1, 1949;

(b) Any person who becomes a member through the admission of an employer into the retirement system on and after April 1, 1949, and prior to April 1, 1951;

(c) Any person who first becomes a member by securing employment with an

employer prior to April 1, 1951, provided he has rendered at least one or more years of service to any employer prior to October 1, 1947;

(d) Any person who first becomes a member through the admission of an employer into the retirement system on or after April 1, 1951, provided, such person has been in the regular employ of the employer for at least six months of the twelve month period preceding the said admission date;

(e) Any member who has restored all his contributions that may have been withdrawn by him as provided by RCW 41.40.150 and who on the effective date of his retirement becomes entitled to be credited with ten years or more of membership service except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190 (4) shall not apply to the member;

(f) Any member who has been a contributor under the system for two or more years and who has restored all his contributions that may have been withdrawn by him as provided by RCW 41.40.150 and who on the effective date of his retirement has rendered eight or more years of service for the state or any political subdivision prior to the time of the admission of the employer into the system; except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190 (4) shall not apply to the member.

(7) 'New member' means a person who becomes a member on or after April 1, 1949, except as otherwise provided in this section.

(8) 'Compensation earnable' means salaries or wages earned during a payroll period for personal services and where the compensation is not all paid in money maintenance compensation shall be included upon the basis of the schedules established by the member's employer.

(9) 'Service' means periods of employment rendered to any employer for which compensation is paid, and includes time spent in office as an elected or appointed official of an employer. Full time work for ten days or more or an equivalent period of work in any given calendar month shall constitute one month of service. Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits. Service by a state employee officially assigned by the state on a temporary basis to assist another public agency, shall be considered as service as a state employee: PROVIDED, That service to any other public agency shall not be considered service as a state employee if such service has been used to establish benefits in any other public retirement system.

(10) 'Prior service' means all service of an original member rendered to any employer prior to October 1, 1947.

(11) 'Membership service' means:

(a) In the case of any person who first becomes a member through the admission of an employer into the retirement system on and after April 1, 1949, all service rendered after October 1, 1947, except as qualified by RCW 41.40.120;

(b) In the case of all other members, all service as a member.

(c) Service not to exceed six consecutive months of probationary service rendered after April 1, 1949, and immediately prior to becoming a member, in the case of any member, upon payment in full by such member, prior to July 1, 1971, of the total amount of the employer's contribution to the retirement fund which would have been required under the law in effect when such probationary service was rendered if the member had been a member during such period.

(12) 'Beneficiary' means any person in receipt of a retirement allowance, pension or other benefit provided by this chapter.

(13) 'Regular interest' means such rate as the retirement board may determine.

(14) 'Accumulated contributions' means the sum of all contributions for the purchase of annuities standing to the credit of a member in his individual account together with the regular interest thereon.

(15) 'Average final compensation' means the annual average of the greatest compensation earnable by a member during any consecutive two year period of service for which service credit is allowed; or if he has less than two years of service then the annual average compensation earnable during his total years of service for which service credit is allowed.

(16) 'Final compensation' means the annual rate of compensation earnable by a member at the time of termination of his employment.

(17) 'Annuity' means payments for life derived from accumulated contributions of a member. All annuities shall be paid in monthly installments.

(18) 'Pension' means payments for life derived from contributions made by the employer. All pensions shall be paid in monthly installments.

(19) 'Retirement allowance' means the sum of the annuity and the pension.

(20) 'Annuity reserve' means the present value, computed upon the basis of such mortality, and other tables, as shall be adopted by the retirement board, of all payments to be made on account of any annuity or benefits in lieu of any annuity granted to a member under the provisions of this chapter.

(21) 'Pension reserve' means the present value, computed upon the basis of such mortality, and other tables, as shall be adopted by the retirement board, of all payments to

be made on account of any pension, or benefits in lieu of any pension, granted to a member under the provisions of this chapter.

(22) 'Employee' means any person who may become eligible for membership under this chapter, as set forth in RCW 41.40.120.

(23) 'Contributions for the purchase of annuities' means amounts deducted from the compensation of a member, under the provisions of RCW 41.40.330, other than contributions to the retirement system expense fund.

(24) 'Actuarial equivalent' means a benefit of equal value when computed upon the basis of such mortality and other tables as may be adopted by the retirement board.

(25) 'Retirement' means withdrawal from active service with a retirement allowance as provided by this chapter.

(26) 'Eligible position' means:

(a) Any position which normally requires five or more uninterrupted months of service a year for which regular compensation is paid to the occupant thereof;

(b) Any position occupied by an elected official or person appointed directly by the governor for which compensation is paid.

(27) 'Ineligible position' means any position which does not conform with the requirements set forth in subdivision (26).

(28) 'Leave of absence' means the period of time a member is authorized by the employer to be absent from service without being separated from membership.

(29) 'Totally incapacitated for duty' means total inability to perform the duties of a member's employment or office or any other work for which the member is qualified by training or experience."

Renumber the remaining section consecutively.

On motion of Mr. O'Brien, the following amendment to the amendment by Mr. Merrill was adopted:

On page 1, line 21 of proposed section 2 on the printed amendment after "chapter," insert *"The term may also include any city of the first class that has its own retirement system."*

On motion of Mr. Haussler, the following amendment to the amendment by Mr. Merrill was adopted:

On page 2, line 35 of proposed section 2 on the printed amendment after "member" and before the period insert *" , and any additional service to the employer if the employer has paid the employer contributions for such service"*

The amendment by Mr. Merrill as amended by Representatives O'Brien and Haussler was adopted.

Mr. O'Brien moved adoption of the following amendment:

On page 2 add a new section as follows:

*"Sec. 3. Section 13, chapter 274, Laws of 1947, as last amended by section 5, chapter 128, Laws of 1969 and RCW 41.40.120 are each amended to read as follows:*

*Membership in the retirement system shall consist of all regularly compensated employees and appointive and elective officials of employers as defined in this chapter who have served at least six months without interruption or who are employed, appointed or elected on or after July 1, 1965, with the following exceptions:*

*(1) Persons in ineligible positions;*

*(2) Employees of the legislature except the officers thereof elected by the members of the senate and the house and legislative committees, unless membership of such employees be authorized by the said committee;*

*(3) Persons holding elective offices or persons appointed directly by the governor: PROVIDED, That such persons shall have the option of applying for membership and to be accepted by the action of the retirement board, such membership may become effective at the start of the initial or successive terms of office held by the person at the time application is made: AND PROVIDED FURTHER, That any such persons previously denied service credit because of any prior laws excluding membership which have subsequently been repealed, credit denied or lost because of the previous lack of authority: AND PROVIDED FURTHER, That any persons holding elective offices or persons appointed by the governor who are members in the retirement system and who have, prior to becoming such members, previously held an elective office, and did not at the start of such initial or successive terms of office exercise their option to become members, may apply for membership and be accepted by action of the retirement board, to be effective during such term or terms of office, and shall be allowed to recover or regain the service credit applicable to such term or terms of office upon payment of the employee and employer contributions therefor;*

*(4) Employees holding membership in, or receiving pension benefits under, any retirement plan operated wholly or in part by an agency of the state or political subdivision thereof, or who are by reason of their current employment contributing to or otherwise establishing the right to receive benefits from any such retirement plan: PROVIDED, HOWEVER, In any case where the state employees' retirement system has in existence an*

agreement with another retirement system in connection with exchange of service credit or an agreement whereby members can retain service credit in more than one system, such an employee shall be allowed membership rights should the agreement so provide: AND PROVIDED FURTHER, That an employee shall be allowed membership if otherwise eligible while receiving survivor's benefits as secondary payee under the optional retirement allowances as provided by RCW 41.40.190;

(5) Patient and inmate help in state charitable, penal and correctional institutions;

(6) 'Members' of a state veterans' home or state soldiers' home;

(7) Persons employed by an institution of higher learning or community college operated by an employer, primarily as an incident to and in furtherance of their education or training, or the education or training of a spouse;

(8) Employees of an institution of higher learning or community college operated by an employer during the period of service necessary to establish eligibility for membership in the retirement plans operated by such institutions;

(9) Persons rendering professional services to an employer on a fee, retainer or contract basis or as an incident to the private practice of a profession;

(10) Persons appointed after April 1, 1963 by the liquor control board as agency vendors.

(11) Employees of a labor guild, association, or organization: PROVIDED, That elective officials and employees of a labor guild, association, or organization which qualifies as an employer within this chapter shall have the option of applying for membership and to be accepted by the action of the retirement board.

(12) Persons hired in eligible positions on a temporary basis for a period not to exceed six months: PROVIDED, That if such employees are employed for more than six months in an eligible position they shall become members of the system.

(13) *Persons employed by or appointed or elected as an official of a first class city: PROVIDED, That if a member is elected to an office in such city, the member shall have the option of continuing his membership in this system in lieu of becoming a member of the city system. A member who so elects to maintain his membership shall make his contributions and the city shall pay the employer contributions at the rates prescribed by this chapter. Any city that becomes an employer under the provisions of this 1971 amendatory act shall not be required to have all employees covered for retirement under the provisions of this chapter.*

Representatives O'Brien and Shera spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Mentor.

Mr. Mentor: "Is this an announcement that the person who might fit under this amendment is going to retire or resign or something?"

Mr. O'Brien: "No, I don't think so, Mr. Mentor. I think this would enable somebody to continue his membership who has probably made contributions for a period of years. This would just enable him to do this."

The amendment by Mr. O'Brien was adopted.

On motion of Mr. Merrill, the following amendment to the title was adopted:

In line 2 of the title after the semicolon following "system" and before "amending" insert: "amending section 1, chapter 274, Laws of 1947 as last amended by section 1, chapter 128, Laws of 1969 and RCW 41.40.010;"

On motion of Mr. O'Brien, the following amendment to the title was adopted:

On line 4 of the title after "41.40.410;" insert "amending section 13, chapter 274, Laws of 1947 as last amended by section 5, chapter 128, Laws of 1969 and RCW 41.40.120;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 522 as amended by the House was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 522 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown,

Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representative Moon—1.

Absent or not voting: Representatives Backstrom, Hubbard, Julin, Kraabel, Rabel, Rosellini—6.

Senate Bill No. 522 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Morrison, the House recessed until 3:00 p.m.

### SECOND AFTERNOON SESSION

The Speaker called the House to order at 3:00 p.m.

The Clerk called the roll, and all members were present except Representatives Backstrom, Julin and Luders. Representatives Backstrom and Julin were excused.

### MESSAGES FROM THE SENATE

April 15, 1971.

Mr. Speaker: The President has signed SENATE JOINT MEMORIAL NO. 16, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE JOINT MEMORIAL NO. 16.

### SENATE AMENDMENTS TO HOUSE BILL

April 13, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 86 with the following amendments:

Strike all of the title and insert the following:

"An Act relating to education; amending section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010; amending section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020; amending section 3, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.030; amending section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040; amending section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050; amending section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060; amending section 7, chapter 176, Laws of 1969 ex. sess., as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070; amending section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080; amending section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090; amending section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100; amending section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110; amending section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120; amending section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130; amending section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140; amending section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160; amending section 17, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.170; amending section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180; amending section 20, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.190; amending section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220; amending section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended

by section 104, chapter 176, Laws of 1969 ex. sess and RCW 28A.24.080; amending section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050; amending section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060; amending section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070; amending section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080; amending section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090; amending section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 and RCW 28A.44.100; amending section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 and RCW 28A.60.186; amending section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100; amending section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding new sections to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW; repealing section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150; repealing section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230; repealing section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020; repealing section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040; repealing section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050; repealing section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060; repealing section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070; repealing section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080; repealing section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073; and declaring an emergency."

Strike everything after the enacting clause and insert the following:

"Section 1, Section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010 are each amended to read as follows:

It shall be the intent and purpose of this [1969 amendatory act] chapter to reorganize existing [offices of county superintendent of schools and county boards of education into] intermediate school district offices in order [that the territorial organization of the intermediate school districts may be more readily and efficiently adapted to the changing economic pattern and educational program in the state, so that the children in the state will be provided with equal educational opportunities] to:

(1) *Establish intermediate school district offices as regional educational service agencies which will provide cooperative and informational services to local school districts;*

(2) *Assist the superintendent of public instruction and the state board of education in the performance of their respective statutory or constitutional duties;*

(3) *Make the territorial organization of intermediate school district offices as such educational service agencies and the school districts more readily and efficiently adaptable to the changing economic pattern and educational programs within the state; and*

(4) *Provide the pupils within the state with equal educational opportunities.*

Sec. 2. Section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020 are each amended to read as follows:

[(1) On or before July 1, 1969, the state board of education shall create a system of intermediate school districts, the boundaries of each of which shall be compatible with the state-wide plan of potential intermediate districts heretofore adopted by the state board of education pursuant to section 3, chapter 139, Laws of 1965 and RCW 28.19.320. Prior to the creation of such system and the boundaries of the individual intermediate school districts, the state board may make such changes in that state-wide plan and those boundaries as it deems consistent with the purposes stated in RCW 28A.21.010. Prior to the creation of such system and districts the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

(2) The state board of education [may], at any time it deems advisable [,] or upon petition of any intermediate school district board [of education], may make [such] changes in the number and boundaries of the intermediate school districts, including an equitable adjustment and transfer of any and all property, assets, and liabilities among the intermediate school districts whose boundaries and duties and responsibilities are increased and/or decreased by such changes, consistent with the purposes of RCW 28A.21.010 [as now enacted or hereafter amended]: *PROVIDED, That no intermediate school district may be eliminated through consolidation with another district without the consent of the board of the intermediate school district which would be eliminated.* Prior to making any such changes, the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

The state board in [the formation of or] making any change in boundaries [as provided in subsections (1) and (2) above,] shall give consideration to, but not be limited by, the following factors: Size, population, topography, and climate of the proposed district.

[(3)] The [state] superintendent of public instruction shall furnish personnel, material, supplies, and information necessary to enable [county or] intermediate school district boards and superintendents to consider the [initial] proposed [plan as provided in subsection (1) above, its districts and] changes [thereto. Such personnel, material, supplies and information shall thereafter be furnished to intermediate school district boards of education and superintendents when proposed changes are in question.

Intermediate districts created pursuant to chapter 139, Laws of 1965 as amended shall be called intermediate school districts and shall be subject to all of the provisions of this 1969 amendatory act].

Except as otherwise provided in this section, in each intermediate school district there shall be an intermediate school district board [of education, which shall] consisting of seven members elected by the voters of the intermediate school district, one from each of seven intermediate school district board-member districts [, such]. Board-member district [to be] in districts reorganized under section 2 of this 1971 amendatory act, or as provided for in section 4 of this 1971 amendatory act and under this section, shall be initially determined by the state board of education [on or before July 1, 1969]. If a reorganization pursuant to section 2 of this 1971 amendatory act places the residence of a board member into another or newly created intermediate school district, such member shall serve on the board of the intermediate school district of residence until the next general school election at which time a new seven member board shall be elected. If the redrawing of board member district boundaries pursuant to this chapter shall cause the resident board member district of two or more board members to coincide, such board members shall continue to serve on the board until the next general school election at which time a new board shall be elected. The board-member districts shall be arranged so far as practicable on a basis of equal population, with consideration being given existing board members of existing intermediate school district boards. Each intermediate school district board member shall be elected by the [qualified] registered voters [in his] of the respective board member district [only]. [At least] Beginning in 1971 and every [four] ten years thereafter, intermediate school district boards shall review and, if necessary, shall change the boundaries of board-member districts so as to provide so far as practicable equal representation according to population of such board-member districts and to conform to school district boundary changes: PROVIDED, That all board-member district boundaries, to the extent necessary to conform with this chapter, shall be redrawn for the purposes of the next general school election immediately following the effective date of this 1971 amendatory act and the next general school election immediately following any reorganization pursuant to this chapter. Such district board [may], if failing to make the necessary changes prior to June 1 of the appropriate year, shall refer for settlement questions on board-member district boundaries to the state board of education, which, after a public hearing, [may] shall decide such questions.

Election of board members shall be held at the time of the general school election [commencing with the general school election of 1969]. Such election shall be called and notice thereof given by the county auditor of each county in the manner provided by law for giving notice of the election of school district directors and such election shall be conducted by the official who conducts the general school election for first class school districts.

Filing for candidacy for the intermediate school district board shall be with the county auditor of the headquarters county of the intermediate school district not more than sixty days nor less than forty-six days prior to the general school election, and the auditor shall certify the names of candidates to the officials conducting the elections in the board-member districts [, except that for the elections to be conducted in November, 1969, the filings shall be with the county auditor of the most populous county in the intermediate school district who shall make such certification].

The term of office for each board member shall be four years and until [his] a successor is duly elected and qualified. For the first election or an election following reorganization, board-member district positions numbered one, three, five, and seven in each intermediate school district shall be for a term of four years and positions numbered two, four, and six shall be for a term of two years.

Any intermediate school district board may elect by resolution of the board to increase the board member size to nine board members. In such case positions numbered eight and nine shall be filled at the next general school election, position numbered eight to be for a term of two years, position numbered nine to be for a term of four years. Thereafter the terms for such positions shall be for four years.

The term of every intermediate school district board member shall begin after the election returns have been certified, a certificate of election issued, and the oath of office taken [at which time the term of all existing county or intermediate district board members shall terminate and all duties of county board members affecting the county office shall be assumed by the new intermediate school district board serving those counties. Each intermediate school district board shall be organized at the first meeting of the board after the beginning of such term]. In the event of a vacancy in the board from any cause, such vacancy shall be filled by appointment of a person from the same board-member district by the intermediate school district board [of education]. In the event that there are more than three vacancies in a seven-member board or four vacancies in a nine-member board, the state board of education shall fill by appointment sufficient vacancies so that there shall be a quorum of the board serving. Each appointed board member shall serve until the next general school election, at which time there shall be elected a member to fill the unexpired term.

[After July 1, 1969, the then incumbent county and intermediate district board members who reside in the newly created intermediate school districts shall meet at the call of the then incumbent intermediate district superintendent or county superintendent of the most populous county in the newly created district, and elect from among their number board members for the new district, one from each board member district, to serve until the new intermediate school district board assumes office.]

No person shall serve as an *employee of a school district* or as a member of a board of directors of a common school district or as a *member of the state board of education* and as a member of an intermediate school district board at the same time.

**NEW SECTION.** Sec. 4. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Any intermediate school district board which elects under section 3 of this 1971 amendatory act to increase the size of the intermediate school district board from seven to nine members, after at least four years, may elect by resolution of the board to return to a membership of seven intermediate school board members. In such case the term of office of all existing intermediate school board members shall expire at the next general school election and seven intermediate school board members shall be elected in accordance with the provisions of section 3 of this 1971 amendatory act.

**NEW SECTION.** Sec. 5. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Absence of any intermediate school district board member from four consecutive regular meetings of the board, unless excused on account of sickness or otherwise authorized by resolution of the board, shall be sufficient cause for the members of the intermediate school district board to declare by resolution that such board member position is vacated.

Sec. 6. Section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040 are each amended to read as follows:

Every school district must be included entirely within a single intermediate school district [and within a single board member district thereof]. If the boundaries of any school district within an intermediate school district are changed in any manner so as to extend the school district beyond the boundaries of that intermediate school district, the state board shall change the boundaries of the intermediate school districts so affected [so that all of the school district as constituted by such change of boundaries shall be included within one intermediate school district] *in a manner consistent with the purposes of section 1 of this 1971 amendatory act and this section.*

Sec. 7. Section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050 are each amended to read as follows:

Every *candidate* for member of the intermediate school district board [of education] shall be a [qualified] *registered* voter and a resident of the board-member district for which [he] *such candidate* files [, and shall not be an employee of any school district]. On or before the date for taking office, every member shall make an oath or affirmation to support the Constitution of the United States and the state of Washington [,] and to faithfully discharge the duties of [his] *the* office according to the best of [his] *such member's* ability. The members of the board shall not be required to give bond *unless so directed by the state board of education.* At the first meeting after each general school election and after the qualification for office of the newly elected members, each intermediate school district board shall reorganize by electing a chairman and a vice chairman. A majority of all of the members of the board shall constitute a quorum.

Sec. 8. Section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060 are each amended to read as follows:

[All members of the intermediate school district board of education shall be reimbursed for their travel expenses and subsistence while engaged in the performance of their duties under this 1969 amendatory act in accordance with expenses allowable under RCW 43.03.050 and 43.03.060, as now or hereafter amended.] *The actual expenses of intermediate school board members in going to, returning from and attending meetings called or held pursuant to district business or while otherwise engaged in the performance of their duties under this chapter shall be paid up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended:* all such claims shall be approved by the intermediate school district board [of education] and paid from the budget of the intermediate school district.

Sec. 9. Section 7, chapter 176, Laws of 1969 ex. sess. as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070 are each amended to read as follows:

Every intermediate school district board [of education] shall appoint and set the salary of an intermediate school district superintendent who shall be employed by a written contract for a term to be fixed by the board but not to exceed four years, and who may be discharged for sufficient cause. [The appointment of the first superintendent under this section shall take effect at the end of the terms of all existing county and intermediate district superintendents in each intermediate school district. All existing county and intermediate district superintendents shall continue in office until the end of their respective terms of office. While holding such positions of the existing superintendents within the intermediate school district shall continue to receive the salary of that office as prescribed by law existing immediately prior to April 25, 1969 to be paid by such intermediate school district. Unless all positions of county and intermediate school district superintendents

within an intermediate school district shall become vacant before the expiration of the existing terms of office, no vacancies shall be filled, but the intermediate school district board shall designate another such superintendent within the district to serve in that vacant position for the duration of that term of office. Prior to the assumption of office by the appointive superintendent, if there shall be more than one elected superintendent in office within a district, the intermediate school district board shall designate one of the superintendents to be chairman of the county and intermediate district superintendents within the district and, thereafter, such chairman shall represent such superintendents in matters of concern to the intermediate school district.]

Sec. 10. Section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080 are each amended to read as follows:

To be eligible for appointment to the office of intermediate school district superintendent, in addition to *any other requirements under other provisions of the law*, a candidate must have completed five years of regular, accredited work in one or more recognized institutions of higher learning; have a valid principal's or a superintendent's credential of the state of Washington, and have three or more years' experience in educational administration in the common schools or in the office of a county or intermediate district superintendent or office of an intermediate school district superintendent, *or meet other criteria specifically established by the state board of education as representing appropriate training and qualification for the office of intermediate school district superintendent*; but anyone serving as a legally qualified county or intermediate district superintendent or deputy county or intermediate district superintendent in the state of Washington on April 25, 1969 may be deemed qualified to hold the office of intermediate school district superintendent.

*NEW SECTION.* Sec. 11. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) Comply with rules or regulations of the state board of education and the superintendent of public instruction.

(2) If the district board deems necessary, establish and operate for the schools within the boundaries of the intermediate school district a depository and distribution center for films, tapes, charts, maps, and other instructional material as recommended by the school district superintendents within the service area of the intermediate school district.

(3) Establish cooperative service programs for school districts within the intermediate school district: PROVIDED, That on matters relating to cooperative service programs the board and superintendent of the intermediate school district shall seek the prior advice of the superintendents of local school districts within the intermediate school district.

*NEW SECTION.* Sec. 12. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) If the district board deems necessary, hold each year one or more teachers' institutes as provided for in RCW 28A.71.100 and one or more school directors' meetings.

(2) Cooperate with the state supervisor of special aid for handicapped children as provided in chapter 28A.13 RCW and the state supervisor of recreation as provided in chapter 28A.14 RCW.

(3) Apportion such school funds other than state funds as otherwise authorized by law in a manner not in conflict with state or federal law or rules and regulations relating to the distribution and apportionment of such school funds.

(4) Certify statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

(5) Perform such other duties as may be prescribed by law or rule or regulation of the state board of education and/or the superintendent of public instruction as provided in sections 29 and 30 of this 1971 amendatory act.

Sec. 13. Section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090 are each amended to read as follows:

*In addition to other powers and duties as provided by law, every intermediate school district board [of education] shall [have the following additional powers and duties]:*

(1) Advise with and pass upon the recommendations of the intermediate school district superintendent in the preparation of [manuals, courses of study, and] rules and regulations for the circulating libraries *established pursuant to RCW 27.16.010.*

(2) [Adopt rules and regulations as it shall deem necessary for the schools of the intermediate school district, not inconsistent with the code of public instruction or with the rules and regulations of the state board of education or the superintendent of public instruction.

(3)] Approve the budgets of the intermediate school district [, and certify to the board or boards of county commissioners the amount needed from county funds and to the state board of education the estimates of special service funds needed] *in accordance with the procedures provided for in this chapter.*

[(4)] (3) Meet regularly according to the schedule adopted at the organization meeting and in special session upon the call of the chairman [,] or a majority of the board [, or the intermediate school district superintendent].

[(5) Assist the intermediate school district superintendent in] (4) Approve the

selection of *intermediate school district* personnel and clerical staff as provided in [RCW 28A.21.100] *section 16 of this 1971 amendatory act.*

[(6)] (5) Fix the amount of and approve the *bonds for those intermediate school district [superintendent's bond] employees designated by the board as being in need of bonding.*

[(7)] Exercise careful supervision over the common schools of the district and see that all provisions of the common school laws are observed and followed by teachers, supervisors, superintendents and school officers.

(8) Hear and decide all disputes concerning conflicting or incorrectly described school district boundaries.

(9) Hear and act upon appeals as provided in RCW 28A.88.020.]

(6) *Keep in the intermediate school district office a full and correct transcript of the boundaries of each school district within the intermediate school district.*

[(10)] (7) Acquire by purchase, lease [or], *devise, bequest, and gift and otherwise[,] contract for real and personal property necessary for the operation of the intermediate school district and to the execution of the duties of the board and superintendent thereof [,] and [to] sell, lease, or otherwise dispose of that property not [so] necessary for district purposes: PROVIDED, That no real property shall be acquired or alienated without the prior approval of the state board of education.*

[(11)] (8) Adopt such bylaws [,] and rules and regulations for its own [government] *operation as it deems necessary or appropriate.*

[(12)] (9) Enter into contracts, *including contracts with common and intermediate school districts for the joint financing of cooperative service programs conducted pursuant to section 11 (3) of this 1971 amendatory act,* and employ consultants and legal counsel relating to any of the duties, functions, and powers of the intermediate school districts.

*NEW SECTION.* Sec. 14. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties prescribed by law every intermediate school district board shall be authorized to:

(1) Pay the expenses of its members in accordance with law for attendance at state-wide meetings of intermediate school district board members.

*NEW SECTION.* Sec. 15. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Each intermediate school district board, by written order filed in the headquarters office, may delegate to the intermediate school district superintendent any of the powers and duties vested in or imposed upon the board by this 1971 amendatory act or rule or regulation of the state board of education and/or the superintendent of public instruction. Such delegated powers and duties shall not be in conflict with rules or regulations of the superintendent of public instruction or the state board of education and may be exercised by the intermediate school district superintendent in the name of the board.

Sec. 16. Section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100 are each amended to read as follows:

The intermediate school district superintendent may appoint with the consent of the intermediate school district board of education assistant superintendents, and such other professional personnel and clerical help as may be necessary to perform the work of [his] the office at such salaries as may be determined by the intermediate school district board of education [,] and shall pay such salaries out of the budget of the district. [All assistant intermediate school district] *The assistant superintendent[s] shall qualify in the same manner as the intermediate school district superintendent; and in the absence of the intermediate school district superintendent the assistant superintendent shall perform the duties of the office. The intermediate school district superintendent shall have the authority to appoint [a qualified deputy] on an acting basis an assistant superintendent to perform any of the duties of the office.*

Sec. 17. Section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110 are each amended to read as follows:

*In addition to other powers and duties as provided by law, each intermediate school district superintendent shall:*

(1) Serve as chief executive officer of the intermediate school district and secretary of the intermediate school district board.

(2) Visit the *public* schools in [his] the intermediate school district, counsel with directors and [teachers] staff, and assist in every possible way to advance the educational interest in [his] the intermediate school district.

(3) [Distribute promptly all reports, laws, forms, circulars, and instructions which he may receive for the use of the schools and the teachers, and execute the instructions, rules and regulations, and decisions of the superintendent of public instruction, as provided by law; enforce any outline course of study adopted by the state board of education or course of study adopted by any other lawful authority, and enforce any rules and regulations promulgated therefor] *Perform such record keeping, including such annual reports as may be required, and liaison and informational services to local school districts and the superintendent of public instruction as required by rule or regulation of the superintendent of public instruction or state board of education: PROVIDED, That the superintendent of public instruction and the state board of education may require some or all of the school districts to report information directly when such reporting procedures are deemed desirable or feasible.*

(4) [Keep on file and preserve in his office the biennial reports of the superintendent of public instruction and such other reports pertinent to the operation of his intermediate district.

(5) Keep records of [his] official acts [and those] of the intermediate school district board and superintendents in accordance with section 18 of this 1971 amendatory act.

[(6)] (5) Preserve carefully all reports of school officers and teachers and [at the close of his term of office] deliver to [his] the successor of the office all records, books, documents, and papers belonging to the office either personally [,] or through [his] a personal representative, taking a receipt for the same, which shall be filed in the office of the county auditor in the county where [his] the office is located.

[(7)] (6) Administer oaths and affirmations to school directors, teachers, and other persons on [all] official matters connected with or relating to schools, when appropriate, but not make or collect any charge or fee for so doing.

[(8)] Suspend any teacher who may be teaching in his district, against whom he files charges; in case of any such suspension he shall immediately notify the superintendent of public instruction of his action and shall clearly and fully state his reasons for his action.

(9) Keep an official record of all persons under contract to teach in the schools of his intermediate school district, showing the number of the school district, the date of the contract, the names of the contracting parties, and the date of the expiration of the teacher's certificate and the kind thereof, the salary paid, and the date of commencing school with the length of term in days.

(10) Make an annual report to the superintendent of public instruction on the first day of August of each year, for the school year ending June 30th, next preceding. The report shall contain an abstract of the reports made to him by the district clerks and such other matters as the superintendent of public instruction shall direct.

(11) Keep in his office a full and correct transcript of the boundaries of each school district in the intermediate school district, including joint districts. In case the boundaries of the districts are conflicting or incorrectly described, he shall change, harmonize and describe them, and at their next regular meeting he shall certify his action to the county commissioners of the county in which the affected districts are located, and shall file with them a complete transcript of the boundaries of all school districts therein affected by his action, which shall be entered upon the journal of that board and become a part of its records. In the event of a dispute over such boundaries, the intermediate school district board shall hear and decide the matter. The intermediate school district superintendent shall, on request, furnish school district clerks with descriptions of the boundaries of their respective districts.

(12) Apportion school funds in the manner not in conflict with state law or the rules or regulations relating to distribution and apportionment of school funds.

(13) Conduct such examination of teachers and make such records thereof as may be prescribed by law. He shall give ten days' notice of each examination by publication in some newspaper of general circulation published in each county in his district, or if there be no newspaper, then by posting up handbills, or otherwise.

(14) Hold teachers' institutes according to law, and conduct such other meetings of the teachers of his intermediate school district as may be for the best interests of the schools; and attend other meetings and conferences which may be of benefit to the schools of his intermediate school district.

(15) Hold at his option each year, one or more school directors' meetings.

(16) Furnish free of charge teachers' registers, clerks' record books, and other materials received free of charge from the superintendent of public instruction to all districts of his intermediate school district.

(17) Counsel with school boards on selection of school sites and whenever any board of directors of a school district of the third class shall be authorized, by the electors of that district, to erect a school building. It shall be the duty of such board, before entering into any contract for the erection of any building, to obtain the approval of the intermediate school district superintendent, of the plans and specifications for the building to be erected, and the superintendent shall give special attention to the provisions made therein for heating, lighting and ventilation.

(18) Require all reports of school district officers, teachers and others to be made promptly as required by law.

[(19)] (7) Require the oath of office of all school district officers be filed in [his] the intermediate school district office [,] and [shall] furnish a directory of all such officers to the county auditor and to the county treasurer of the county in which the school district is located [, upon blanks furnished by the superintendent of public instruction,] as soon as the election or appointment of such officers is determined and their oaths placed on file.

[(20)] Prepare an annual budget for the district for approval by the intermediate school district board of education.

(21) Serve as a member of the transportation commission as provided by RCW 28A.24.080.

[(22)] (8) Assist the school districts in preparation of their budgets as provided in chapter 28A.65 RCW.

[(23)] Cooperate with the state supervisor of special aid for handicapped children and with school districts in administering the educational program for handicapped children as provided in RCW 28A.13.020.

[(24)] Cooperate with the state supervisor of recreation and with school districts in administering the recreation program as provided in RCW 28A.14.020.

(25)] (9) Enforce the provisions of the compulsory attendance law as provided in chapters 28A.27 and [chapter] 28A.28 RCW.

[(26) Certify certain statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

(27)] (10) Perform duties relating to capital fund aid by nonhigh districts as provided in chapter 28A.56 RCW.

[(28)] (11) Carry out the duties and issue orders creating new school districts and transfers of territory as provided in chapter 28A.57 RCW.

[(29)] (12) Perform all other duties prescribed by law [or] and the intermediate school district board.

Sec. 18. Section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120 are each amended to read as follows:

The intermediate school district board [of education] shall designate the headquarters office of the intermediate school district. The board of county commissioners in each county shall provide the intermediate school district superintendent and employees with suitable quarters and office for the operations of the intermediate school district. Official records of the intermediate school district board and superintendent, [and of] including each of the county superintendents [of counties within the intermediate school district, shall prior to January 1, 1971, be transferred to and thereafter] abolished by chapter 176, Laws of 1969 ex. sess., shall be kept by the intermediate school district superintendent. [Where a county is divided into two or more intermediate school districts] Whenever the boundaries of any of the intermediate school districts are reorganized pursuant to section 2 of this 1971 amendatory act, the state board of education shall supervise the transferral of such records so that each intermediate school district superintendent shall receive those records relating to school districts within [his] the appropriate intermediate school district.

Sec. 19. Section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130 are each amended to read as follows:

For all actual and necessary travel in the performance of [his] official duties and while in attendance upon meetings and conferences, each intermediate school district superintendent and [his necessary assistants] employee shall be [allowed] reimbursed for their actual traveling expenses and subsistence [in accordance with] up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended. All claims shall be approved by the intermediate school district board [of education] and paid from the funds budgeted by the district. Each intermediate school district superintendent and employee may be advanced sufficient sums to cover their anticipated expenses in accordance with rules and regulations promulgated by the state auditor and which shall substantially conform to the procedures provided in RCW 43.03.150 through 43.03.210.

NEW SECTION. Sec. 20. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

The superintendent of public instruction by rule and regulation shall adopt budgeting procedures for intermediate school districts modeled after the statutory procedures for school districts as provided in chapter 28A.65 RCW.

Sec. 21. Section 17, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.170 are each amended to read as follows:

The biennial budget request of [the] each intermediate school district shall be approved by the respective intermediate school district board [of education. The budget shall] and then [be] forwarded to the [state board of education] superintendent of public instruction for [its] revision and approval as provided in section 22 of this 1971 amendatory act. [Moneys received from the state superintendent of public instruction shall be paid to the county treasurer in the county wherein the intermediate school district headquarters office is located to be credited to intermediate school district special service fund, and the county treasurer of that county shall be the custodian of the fund, and the auditor of that county shall keep a record of receipts and disbursements, and shall draw and the county treasurer shall honor and pay the warrants.]

Sec. 22. Section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140 are each amended to read as follows:

The [state board of education] superintendent of public instruction shall examine and revise the biennial budget request of each intermediate school district and shall fix the amount to be [allocated thereto from] requested in state funds [and certify to the state superintendent of public instruction the amount of state funds needed] for the intermediate school district [budgets as approved by the state board of education,] system from the legislature. Once funds have been appropriated by the legislature, the superintendent of public instruction shall fix the annual budget of each intermediate school district and shall [require the state superintendent of public instruction to] allocate [this amount from the current state school fund or] quarterly the state's portion from funds [otherwise] appropriated for that purpose to the county treasurer of the headquarters county of the intermediate school district for deposit to the credit of the intermediate school district [special service] general expense fund.

In each intermediate school district, there [is hereby created] shall be an intermediate school district [special service] general expense fund into which there shall be deposited such moneys as are allocated by the superintendent of public instruction under provisions of this [1969 amendatory act] chapter, and such moneys as are [not specifically] allocated from the county current expense funds, the county institute funds, the county circulating library funds and other funds of the intermediate school district, and such moneys shall be

expended [by warrants drawn by the county auditor of the headquarters county of the intermediate school district upon vouchers approved] *according to the method used by first or second class school districts, whichever is deemed most feasible by the intermediate school district board* [, except as otherwise provided in this 1969 amendatory act]. No vouchers for warrants other than moneys being distributed to the school districts [,] shall be approved for expenditures not budgeted by the intermediate school district board.

Sec. 23. Section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160 are each amended to read as follows:

[By January 11, 1971.] All funds under the control of the office of each [county superintendent or county board of education of each county combined into an] intermediate school district shall be combined into *the intermediate school district general expense fund[s]* and deposited in the office of the county treasurer of the county in which the intermediate school district headquarters office is located [, except that where a county becomes a part of two or more intermediate school districts, then only a portion of the funds of the office of county superintendent and county board of education shall be combined into the funds of each intermediate school district. The portion of such funds to be combined shall be determined as follows:

(1) Of the current expense fund of the county superintendent, that amount representing the same proportion as the assessed valuation of the property for tax purposes of the portion of the county being combined into the intermediate school district is to the assessed valuation of all county property.

(2) Of the county superintendent's special service fund, an amount determined by the state board of education.

(3) Of the county institute fund, the amount representing the same proportion as the number of teachers employed by school districts in the portion of the county being combined into the intermediate district is to the number of teachers employed by all school districts in the entire county not maintaining a separate institute fund]. *The superintendent of public instruction, by rule or regulation, shall provide by an established formula for the proper distribution of moneys received from the county current expense fund, the county institute fund, and the county circulating library fund in those counties which are a part of two or more intermediate school districts. In case the boundaries of any of the intermediate school districts are changed, the superintendent of public instruction shall order an equitable transfer of such funds from one intermediate school district to another which the superintendent of public instruction deems necessary to adjust for the increase and decrease in the operating costs of the respective districts for the balance of the fiscal year and shall certify to the county commissioners of the affected counties a new ratio for the appropriation of funds to the general expense funds of two or more intermediate school districts under section 24 of this 1971 amendatory act.*

Sec. 24. Section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180 are each amended to read as follows:

The county commissioners of each county for those elections held prior to July 1, 1974 shall pay the election costs of intermediate school board elections and shall pay each year prior to 1974 from their county current expense fund to the intermediate school district [current] general expense fund of the intermediate school district or districts in which the county is located not less than the amount which the county appropriated to the budget of the county superintendent and/or intermediate district [superintendent] or districts and/or intermediate school district or districts for the year 1969, and for calendar year 1974 this payment shall be reduced to one-half the previous year's payment and shall be paid prior to July 1, 1974. [Where only a portion of a county is a part of an intermediate school district, the amount to be paid by the county commissioners to the intermediate school district shall be based on an amount not less than that appropriated to the budget of the county or intermediate district superintendent for the year 1969 and determined by a ratio as described in RCW 28A.21.160 (1).] *In addition the county commissioner of each county shall pay prior to July 1, 1974 for services other than those of the county treasurer, auditor, and prosecutor provided to any county and/or intermediate district or districts and/or intermediate school district or districts for the year 1969 but not included in the 1969 budget of any county and/or intermediate district or districts and/or intermediate school district or districts. The county treasurers, auditors, and prosecutors shall provide their services prior to July 1, 1974 without charge to the intermediate school districts.*

*The superintendent of public instruction and the governor shall request from the 1973 and 1975 legislatures sufficient state funds to replace those county funds and services no longer mandated by this 1971 amendatory act. The joint committee on education shall present to the 1973 legislature necessary legislation to divorce intermediate school districts from financial and legal ties to counties by July 1, 1974.*

NEW SECTION. Sec. 25. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Possession and title to any and all personal property or equity in such property purchased in whole or part with county, state, school district, or federal funds, or any combination of the above, for the use or direct benefit of an office of county superintendent or intermediate district and used and/or in the possession of such office fifty percent or more of the time during the period of January 1, 1969 through July 1, 1969, shall immediately be transferred to and vested in the intermediate school district encompassing the largest percentage of the common school students in the respective county. In the event of dispute regarding the transfer of property, the county board of

commissioners or the intermediate school district board, within thirty days after the effective date of this 1971 amendatory act, may require the governor to form an arbitration committee to decide the dispute within sixty days of the request. Decisions of the arbitration committee shall be final. The committee membership shall consist of one member appointed by the governor, who shall serve as chairman of the arbitration committee and shall call its first meeting; one member appointed by the affected board of county commissioners; and one member appointed by the affected intermediate school district board: *PROVIDED*, That no member of the arbitration committee shall be a member of the appointing boards: *PROVIDED FURTHER*, If necessary to order an equitable transfer of property or equity in such property, the arbitration committee may waive any of the provisions of this section regarding use or possession of such property.

Sec. 26. Section 20, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.190 are each amended to read as follows:

The prosecuting attorney for the county in which the headquarters office of the intermediate school district office is located [shall], if required by law to devote full time to the duties of his office, as a part of his duties, shall serve upon request as legal advisor to the intermediate school district board and superintendent in all matters relating to their official business. When requested by such board or superintendent, [he] *the prosecuting attorney* shall draw all instruments, give legal advice, and represent such board or superintendent with respect to all such matters and business: *PROVIDED*, That if the prosecuting attorney of the headquarters county is not required by law to devote full time to the duties of his office, then the prosecuting attorney of the county with the greatest population within the intermediate school district and who is by law required to devote full time to his duties shall act as the legal advisor to the district board and superintendent. The prosecuting attorneys of other counties within an intermediate school district, if required by law to devote their full time to the duties of their office, shall be available to assist the headquarters county prosecuting attorney with respect to such matters and business: *PROVIDED*, That on matters deemed of state-wide concern by the superintendent of public instruction or the state board of education, the superintendent or board may request the attorney general to provide written legal opinions regarding any matter before any intermediate school district.

Sec. 27. Section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220 are each amended to read as follows:

The superintendents of all local school districts within an intermediate school district shall serve in an advisory capacity to the intermediate school district board and superintendent in matters pertaining to budgets, programs, policy, and staff.

*NEW SECTION*. Sec. 28. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW a new section to read as follows:

The superintendent of public instruction, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the superintendent of public instruction by law or by the Constitution of the state of Washington, upon such terms and conditions as the superintendent of public instruction shall establish. Such authority to assist the superintendent of public instruction shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

*NEW SECTION*. Sec. 29. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW a new section to read as follows:

The state board of education, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the state board of education by law, upon such terms and conditions as the state board of education shall establish. Such authority to assist the state board of education shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

Sec. 30. Section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100 are each amended to read as follows:

The intermediate school district [superintendent must] board may arrange each year for the holding of one or more teachers' institutes and/or workshops for in-service training [,] in such manner and at such time as [he] the board believes will be of benefit to the teachers [of] within the intermediate school district. [He] The board may provide such additional means of teacher in-service training as [he] it may deem necessary or appropriate and there shall be a proper charge against the intermediate school district institute funds and/or the intermediate school district general expense fund when approved by the intermediate school district board.

Intermediate school district [superintendents] boards of contiguous intermediate school districts, by mutual arrangements, may hold joint institutes and/or workshops, the expenses to be shared in proportion to the numbers of certificated personnel as shown by the last annual reports of the intermediate school districts [superintendents] holding such joint institutes or workshops.

In local school districts employing more than one hundred teachers, the school district superintendent [, in his discretion,] may hold a teachers' institute of [two, three, four or five] one or more days in such district, said institute when so held by the school district superintendent to be in all respects governed by the provisions of this code relating to teachers' institutes held by intermediate school district superintendents.

Sec. 31. Section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended by section 104, chapter 176, Laws of 1969 ex. sess. and RCW 28A.24.080 are each amended to read as follows:

School district transportation routes [,] for purposes of state reimbursement of transportation costs [,] shall be recommended by the [intermediate] school district transportation commission in each school district and approved by the [state] superintendent of public instruction pursuant to rules and regulations promulgated by the superintendent for that purpose. The commission shall be appointed by the superintendent of public instruction and shall consist of (1) a representative of the local board of directors, (2) a representative of the [state] superintendent of public instruction, and (3) a representative of the intermediate school district [superintendent] board.

Sec. 32. Section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050 are each amended to read as follows:

The intermediate school district [superintendent] board, after verifying such reports as provided for in RCW 28A.44.080 as hereinafter amended, shall certify, on or before the fifteenth day of August each year, to the appropriate county commissioners[, and to the county commissioners of such other counties as any high school district of his district may have claims against under the provisions of RCW 28A.44.045 through 28A.44.100,] the amount of each such high school district claim for the cost of educating nonresident high school pupils [, and]. Such county commissioners are [thereby] authorized to levy and shall levy a tax up to the amount permissible under RCW 84.52.050 [,] against all nonhigh school districts in their respective counties in the aggregate amount as certified to them by the intermediate school district [superintendent,] board. Such levy [to] shall be made at the same time and in the manner as other county levies for school purposes are made. In fixing the amount of any such claim by a high school district for educating nonresident high school pupils the intermediate school district [superintendent] board shall [take] compute the net difference between the cost per pupil per day of educating high school pupils in the given high school district and the apportionment per pupil per day to such high school district from the state [current school fund] and receipts from the real estate transfer tax as provided in chapter 28A.45 RCW, and such difference [to] shall be multiplied by the days of attendance of nonresident high school pupils in each case. Such amount, when ascertained and certified as provided in this section, shall constitute a valid claim against the high school district fund hereafter provided for in this section. The above tax shall be collected at the same time and in the same manner as other taxes are collected [,] and shall be segregated by the appropriate county treasurer into a fund which shall be designated as the high school district fund [and which]. Such fund shall be used only for reimbursing high school districts for the cost of educating nonresident high school pupils whose legal residence shall be in a nonhigh school district.

Sec. 33. Section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060 are each amended to read as follows:

The state board of education shall provide each intermediate school district [superintendent] board in the state with a copy of the rules and requirements for the classification of districts and [said board], on or before the first day of July of each year, shall certify to every intermediate school district [superintendent] board in the state a complete list of all high school districts in [his] the district.

Sec. 34. Section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070 are each amended to read as follows:

Each intermediate school district superintendent, on or before the first day of September, shall certify to the appropriate county assessors, the county treasurers, the county auditors, and the boards of county commissioners, a complete list of all high school districts and all nonhigh school districts in [his] the counties within the intermediate school district.

Sec. 35. Section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080 are each amended to read as follows:

The superintendent of every high school district [,] shall certify under oath, as a part of [his] an annual report to the intermediate school district [superintendent] board to be made on or before the fifteenth day of July [,] as required by law, the following facts as nearly as the same can be ascertained: [First, the]

(1) Name, post office address, county [and number of], resident school district [if obtainable,] and the days of attendance of each nonresident high school pupil [,] who is not a resident of another high school district [,] and is enrolled in the high school, or high schools, of [his] the district during the school year [, with the days of attendance of each such nonresident high school pupil. Second,]

(2) The cost per pupil per day of educating high school pupils for the school year in his district. For ascertaining such cost the following items of high school expenditure shall be used: Salaries of all high school teachers, supervisors, principals, special instructors, superintendent and assistants, janitors, clerks, and secretaries, stenographers, and all other employees; fuel, light, water, power, telephones, textbooks, office expenses, janitors' supplies, freight, express, drayage, rents for high school purposes, upkeep of grounds, upkeep of shops and laboratories, all materials used in instruction, insurance, current ordinary repairs of every nature, inspection, promotion of health, and such other current

expenditures as may be necessary to efficient operation of the high school, or high schools. Expenditures for real estate, construction of buildings, and for other permanent improvements and fixtures shall not be included in estimating high school expenditures for the purposes of this section. When any item [shall], as a necessary result of organization, covers both grade and high school work, it shall be prorated, as nearly as practicable, by the high school district superintendent.

Sec. 36. Section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090 are each amended to read as follows:

The intermediate school district [superintendent] board, on or before the first day of September, shall certify to the appropriate county treasurer the amounts due to each high school district in [his district] the county from the high school district fund [,] and [also] the amounts due to the high school district fund of other counties wherein high school districts may have educated pupils from nonhigh school districts of [his district] the county as certified by the intermediate school district [superintendent] board of such county to the appropriate county commissioners.

Sec. 37. Section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 and RCW 28A.44.100 are each amended to read as follows:

At the time of apportioning funds to school districts the county treasurer shall transfer to the credit of each high school district the amount due such district from the high school district fund [,] or such prorated portion thereof as may be in such fund at the time. [He shall] The county treasurer, at the same time, shall transfer to the credit of the high school district fund of other counties such amounts [, or prorated portions thereof as may be in the high school district fund of his county,] as may be due the high school district fund of such other county or prorated portions thereof as may be in the high school district fund of the county as certified by the intermediate school district [superintendent he is acting for] board.

Sec. 38. Section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 and RCW 28A.60.186 are each amended to read as follows:

Whenever any board of directors of school districts of the third class shall be authorized by the electors of their districts to erect a school building, [it shall be the duty of] such board, before entering into any contract for the erection of any such building, [to] shall obtain the approval of the intermediate school district [superintendent] board of the plans and specifications for the building to be erected, including approval of the heating, lighting, ventilating, and safety thereof.

Sec. 39. Section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010 are each amended to read as follows:

Any person, or persons, either severally or collectively, aggrieved by any decision or order of any school official or [school] board, within thirty days after the rendition of such decision or order, or of the failure to act upon the same when properly presented, may appeal the same to the [proper officer or board as hereinafter in this chapter provided] superior court of the county in which the school district or part thereof is situated, by filing with the secretary of the school board if the appeal is from board action or failure to act, otherwise with the proper school official, and filing with the clerk of the superior court, a notice of appeal which shall set forth in a clear and concise manner the errors complained of.

Appeals by teachers, principals, supervisors, superintendents, or other certificated employees from the actions of school boards with respect to discharge or other action adversely affecting their contract status, or failure to renew their contracts for the next ensuing term shall be governed by the appeal provisions of chapter 28A.58 RCW therefor and in all other cases shall be governed by this chapter 28A.88 RCW.

**NEW SECTION.** Sec. 40. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Within twenty days of service of the notice of appeal, the school board, at its expense, or the school official, at such official's expense, shall file the complete transcript of the evidence and the papers and exhibits relating to the decision for which a complaint has been filed. Such filings shall be certified to be correct.

**NEW SECTION.** Sec. 41. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Any appeal to the superior court shall be heard de novo by the superior court. Such appeal shall be heard expeditiously.

**NEW SECTION.** Sec. 42. Moneys in any intermediate school district special service fund on the effective date of this 1971 amendatory act shall be transferred to the intermediate school district general expense fund created in section 22 of this 1971 amendatory act by the appropriate county treasurer and after such date there shall be no intermediate school district special service fund.

**NEW SECTION.** Sec. 43. The following acts or parts of act are each hereby repealed:

- (1) Section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150;
- (2) Section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230;
- (3) Section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020;

- (4) Section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040;  
 (5) Section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050;  
 (6) Section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060;  
 (7) Section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48,  
 Laws of 1971 and RCW 28A.88.070;  
 (8) Section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080;  
 and

(9) Section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073.

*NEW SECTION.* Sec. 44. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

*NEW SECTION.* Sec. 45. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.”,  
 and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Hoggins moved that the House do not occur in the Senate amendments to Engrossed House Bill No. 86, and that the Senate be asked to recede therefrom.

Mr. Hoggins spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Brouillet.

Mr. Brouillet: “Do I understand then that the concern you have expressed is over the Senate amendments and not over the original bill that left the House?”

Mr. Hoggins: “That is correct, Representative Brouillet.”

Mr. Brouillet spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Beck.

Mr. Beck: “Would you yield and tell us, Mr. Hoggins: Are the amendments in our book, or what are the amendments?”

The Speaker: “Mr. Beck, the amendments are in your billbook on pink paper. Mr. Hoggins, do you want to expand on the amendments?”

Mr. Hoggins: “A couple of aspects—there are probably about ten Senate amendments to this bill that have an impact on it. One changes the funding procedure that would become effective in 1974, which has quite an impact. There are other provisions that deal with the intermediate school district association and it changes its function and operation. The technical errors that I mentioned to you have to be corrected, and there is a question of how to settle boundary disputes, which has been included in here which had been carefully worked out before. So it was these things that we needed to take a look at in conference committee.”

Mr. Beck: “I don’t know. There are thirty-six pages of amendments here. I don’t know if the best thing to do is send it to conference or send it to committee. I’m going to vote against this.”

The motion by Mr. Hoggins was carried.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

The House resumed consideration of Substitute House Bill No. 283 on second reading.

Mr. Grant moved adoption of the following amendment by Representatives Grant and Kiskaddon:

On page 11, line 32, following section 16 strike the remainder of the act and insert the following:

“*NEW SECTION.* Sec. 17. The legislature finds that our existing tax structure cannot provide adequate revenues to support vital services for the people of this state. It is

recognized that the only adequate source of revenue to meet these requirements is either a graduated net income tax or an increase in sales and use tax rates and the further extension of such taxes to services. It is the purpose of this enactment to provide such revenues by (1) Increasing the sales and use taxes from four and one-half to five and one-half percent, but providing that the rates be reduced to four and one-half percent upon judicial approval of a graduated net income tax; (2) extending the sales tax to several different types of business and professional activities, but to remove such extension upon such judicial approval; and (3) to obtain some degree of progressivity in our tax structure by eliminating the sales tax from food and medicine.

**NEW SECTION.** Sec. 18. Except as otherwise expressly provided or clearly appearing from the context, any term used in this chapter shall have the same meaning as when used in a comparable context in the internal revenue code. In addition, when used in this chapter, the terms defined in the following subsections shall have the meaning respectively ascribed to them.

(1) The term 'internal revenue code' means the Internal Revenue Code of 1954 of the United States, as amended, and in effect on the first day of January, 1971.

(2) The term 'corporation' includes associations, joint stock companies, insurance companies, and organizations, other than trusts.

(3) The term 'individual' means a natural person.

(4) The term 'taxpayer' means any person subject to a tax imposed by this chapter.

(5) The term 'taxable year' with respect to any taxpayer means the taxable year of such taxpayer as shown on his return required pursuant to the internal revenue code. The term 'taxable year' includes, in the case of a return required for a fractional part of a year under the provisions of this chapter or regulations prescribed by the department the period for which such return is made.

(6) The term 'federal income tax' means income tax paid or accrued to the United States by a taxpayer.

(7) The term 'resident' shall mean any individual who has resided in the state of Washington for more than one hundred eighty-two days in any taxable year.

(8) The term 'department' means the department of revenue of the state of Washington.

**NEW SECTION.** Sec. 19. A tax hereby is imposed for each taxable year on the taxable income of every individual resident, and upon that part of the taxable income of every individual not a resident which is derived from sources within the state of Washington; and such tax shall be computed at the following schedule of rates:

(1) Three thousand dollars or less, zero percent;

(2) Three thousand one dollars through eight thousand dollars, two percent;

(3) Eight thousand one dollars through thirteen thousand dollars, three percent;

(4) Thirteen thousand one dollars through eighteen thousand dollars, four percent;

(5) Eighteen thousand one dollars and up, five percent.

An individual not a resident, at his option, may be taxed in the same manner as a resident under this chapter.

**NEW SECTION.** Sec. 20. A joint return may be filed under the same conditions under which a joint return may be filed for purposes of the federal income tax. Where a joint return is made by husband and wife pursuant to the internal revenue code, a joint return shall be made pursuant to this chapter. In any case in which a joint return is filed pursuant to this section, the liability of the husband and wife shall be joint and several.

**NEW SECTION.** Sec. 21. The taxable income of an individual resident in the state of Washington shall be the amount of his gross income as recognized under the internal revenue code, including the taxpayer's distributive share of similar items from partnerships, trusts and estates, less those deductions taken into account in arriving at adjusted gross income, with the following modifications:

(1) Subtract interest income on the obligations of the United States, its possessions, and instrumentalities, if such income is exempt from taxation under this chapter by reason of federal law, and has not been previously excluded from gross income for federal tax purposes;

(2) Subtract the amount paid by a taxpayer or his spouse during the taxable year for necessary employee employment expenses, other than those expenses deducted in arriving at adjusted gross income, including but not limited to union or professional association dues, fees to secure employment, work tools and required uniforms;

(3) Add the amount excluded from gross income for federal income tax purposes under section 103(a)(1) of the internal revenue code;

(4) Make the modifications provided for in section 30 of this 1971 amendatory act;

(5) Subtract the amount of alimony paid by a taxpayer during the taxable year and allowed as a deduction for federal income tax purposes; and

(6) Subtract the amount of one thousand dollars (\$1,000) multiplied by the number of exemptions allowed to the taxpayer for the same taxable year under the internal revenue code.

**NEW SECTION.** Sec. 22. An individual resident in the state of Washington shall be allowed a credit against the taxes imposed by this chapter for net income taxes imposed by and paid or accrued to another state or to a foreign country or political subdivision thereof on income taxed under this chapter, subject to the following conditions:

(1) The credit shall be allowed only for taxes imposed by such other state or country on net income from sources within such state or country and taxed under the laws thereof.

(2) The amount of such tax credit shall be the smaller of the following two amounts:

(a) The amount of tax actually paid; or  
 (b) The product of the Washington tax times a fraction, the numerator of which is that portion of the taxpayer's adjusted gross income actually taxed by such other state or country, and the denominator of which is the taxpayer's adjusted gross income. For purposes of this section, adjusted gross income shall be adjusted gross income as modified by the provisions of subsections (1), (2), (3), and (4) of section 21 of this 1971 amendatory act.

(3) No amount shall be allowed as a credit against taxes imposed by this chapter for income taxes paid or accrued to a foreign country or political subdivision thereof to the extent such amount is allowed as a credit against federal income taxes.

**NEW SECTION.** Sec. 23. The taxable income of the nonresident individual shall be that portion of his adjusted gross income which is derived from sources within the state of Washington as defined in section 24 of this 1971 amendatory act, with the following modifications:

(1) Subtract the amount paid by a taxpayer or his spouse during the taxable year for necessary employee employment expenses incurred in connection with employment in this state, other than those expenses deducted in arriving at adjusted gross income including but not limited to union or professional association dues, fees to secure employment, work tools and required uniforms;

(2) Make the modifications provided for in section 27 of this 1971 amendatory act;

(3) Subtract an amount which is the product of the deduction computed under subsection (6) of section 21 of this 1971 amendatory act times a fraction, the numerator of which shall be that portion of a taxpayer's adjusted gross income from sources within this state and the denominator of which shall be the taxpayer's adjusted gross income, modified by the provisions of subsections (1), (2), (3) and (4) of section 21 of this 1971 amendatory act.

**NEW SECTION.** Sec. 24. Income of nonresident individuals from sources within the state for purposes of this chapter means:

(1) Compensation for labor and personal services performed in this state; and

(2) That part of a taxpayer's income allocable and apportionable to this state under section 29 of this 1971 amendatory act or under Article IV of RCW 82.56.010 (Multistate Tax Compact).

**NEW SECTION.** Sec. 25. (1) The tax imposed by this chapter on individuals shall apply to the taxable income of every resident trust and resident estate. For purposes of this section, resident trust means a trust of which the fiduciary is domiciled in the state of Washington, or a trust the administration of which is carried on in the state of Washington; resident estate means an estate, the domiciliary administration of which is carried on in the state of Washington; and wherever the term adjusted gross income appears in section 21 of this 1971 amendatory act, the term 'taxable income' shall be substituted therefor. Every resident trust and resident estate shall be entitled to a credit against taxes imposed by this section in the same manner as provided for resident individuals in section 21 of this 1971 amendatory act.

(2) The tax imposed by this chapter on individuals shall apply to the taxable income of every nonresident trust and estate having taxable income in this state. For purposes of this subsection, taxable income shall be that part of the total taxable income of such trust or estate apportioned and allocated to this state. For purposes of this subsection total taxable income shall be computed in accordance with subsection (3) of this section, and taxable income shall be allocated and apportioned in accordance with Article IV of RCW 82.56.010 (Multistate Tax Compact).

(3) For purposes of this section taxable income shall be federal taxable income computed in accordance with the applicable provisions of subchapter J of the internal revenue code, including the taxpayer's distributive share of similar items from partnerships, trusts and estates, with the following modifications:

(a) Subtract interest income on the obligations of the United States, its possessions, and instrumentalities, if such income is exempt from taxation under this chapter by reason of federal law, and has not been previously excluded from gross income for federal tax purposes;

(b) Add an amount equal to taxes based upon or measured by net income imposed by any state of the United States but only to the extent such amount is deducted or excluded by the taxpayer from gross income for federal income tax purposes;

(c) Add the amount excluded from gross income for federal income tax purposes under section 103(a)(1) of the internal revenue code; and

(d) Make the modifications provided for in section 27 of this 1971 amendatory act.

**NEW SECTION.** Sec. 26. A partnership as such shall not be subject to the income tax imposed by this chapter. Persons carrying on business as partners shall be liable for income tax only in their separate or individual capacities. The taxable income attributable to a taxpayer's interest in a partnership shall be computed in accordance with the provisions of subchapter K of chapter 1 of the internal revenue code, with the modifications contained in subsections (1) and (3) of section 5, and section 27 of this 1971 amendatory act.

**NEW SECTION.** Sec. 27. (1) In computing taxable income, there shall be subtracted from adjusted gross income, in the case of an individual, and from taxable income, in the case of a trust or estate:

(a) an amount equal to the portion of any gain included therein arising from the sale or exchange of property occurring prior to the effective date of this chapter;

(b) in the case of any property, acquired by gift prior to the effective date of this chapter, and sold or exchanged on or after the effective date of this chapter an amount equal to that portion of any excess of fair market value of the property on the effective date of this chapter over its adjusted basis for federal tax purposes included in taxable income in the case of a trust or estate, or in adjusted gross income in the case of an individual;

(c) any item or portion thereof included in adjusted gross income, in the case of an individual, and in taxable income, in the case of a trust or estate, because the amount thereof was allowed or allowable as a deduction or credit for purposes of computing federal income tax for a taxable year ending prior to the effective date of this chapter;

(d) an amount equal to that portion of amounts distributed to a beneficiary by a fiduciary during the current year and included in the beneficiary's adjusted gross income, in the case of an individual, and in taxable income, in the case of a trust or estate, for federal income tax purposes, with respect to which a tax has been paid or is payable by the fiduciary under this chapter for a prior taxable year.

(2) In computing taxable income, there shall be added to adjusted gross income, in the case of an individual, and to taxable income, in the case of a trust or estate, an amount equal to any amount allowed or allowable as a deduction for purposes of computing federal taxable income, in the case of a trust or estate, or adjusted gross income in the case of an individual, which is carried forward from a taxable year ending prior to the effective date of this chapter, other than a deduction arising in a taxable year ending after the effective date of this chapter but for federal income tax purposes carried to a year ending prior to the effective date of this chapter.

(3) The modification provided for in this section shall be made in the computation of a partner's distributive share of partnership income.

**NEW SECTION. Sec. 28.** (1) To the extent that an organization is exempt from income taxation for a taxable year under the provisions of subchapter F of chapter 1 of subtitle A of the internal revenue code, it shall be exempt under this chapter for such taxable year.

(2) Except as hereinafter provided the tax imposed by this chapter shall not apply to insurers, other than title insurers, holding valid certificates of authority issued by the insurance commissioner of this state: PROVIDED, That the provisions of this subsection shall not exempt any person engaging in the business of representing any insurer, whether as general or local agent, or acting as broker for one or more insurers: AND PROVIDED, That the provisions of this subsection shall not exempt from the tax imposed by this chapter the taxable income of an insurer derived from investments which do not constitute eligible investments for such insurers under chapter 48.18 RCW.

(3) This chapter shall not apply to a regulated investment company or real estate investment trust as defined in the internal revenue code, except to the extent that such company or trust has taxable income for federal tax purposes.

**NEW SECTION. Sec. 29.** Any taxpayer having income from business activity which is taxable both within and without the state as a financial organization or as a public utility, which activity is not taxable under the provisions of chapter 82.16 RCW, shall allocate and apportion his net income in accordance with regulations to be promulgated by the department, which regulations shall be, insofar as practicable, in conformity with the provisions of sections 1 through 17 of Article IV of RCW 82.56.010 (Multistate Tax Compact).

**NEW SECTION. Sec. 30.** Every employer making a payment of wages or salaries earned in this state shall deduct and withhold a tax in such amount as shall be prescribed in tables promulgated by the department, which tables shall in no event provide for a deduction greater than the amounts indicated in section 19 of this 1971 amendatory act, and which shall be computed by the department in such a manner as to result as closely as possible in annual withholding of the taxpayer's annual tax liability. Every employer making a deduction and withholding as outlined above, shall furnish to the employee a record of the amount of tax withheld from such employee on forms to be prescribed upon request and furnished by the department. Remittance of taxes withheld shall be made at such times and in such manner as are prescribed by regulations to be prescribed by the department, which regulations insofar as practicable shall be in conformity with the provisions of the internal revenue code and regulations adopted thereunder.

**NEW SECTION. Sec. 31.** Every employer or any other person required under any provisions of the internal revenue code to deduct and withhold taxes from wages or salaries making payments of wages or salaries earned in this state, regardless of the place where such payment is made, shall be liable for the payment of the tax required to be deducted and withheld under section 30 of this 1971 amendatory act and shall not be liable to any individual for the amount of any such payment.

**NEW SECTION. Sec. 32.** Every person required to make a return under the provisions of the internal revenue code shall at the same time (including any extensions of time granted by the internal revenue service or allowed by the internal revenue code) render to the department a return setting forth the following:

(1) The amount of tax due, if any, or overpayment of tax, if any, as reported on returns filed with the internal revenue service;

(2) The amount of tax due under this chapter, if any, less credit claimed against tax;

(3) Such other information for the purpose of carrying out the provisions of this chapter as may be prescribed by the department.

The return shall contain a written declaration that it is made under the penalty of

perjury, and the department may prescribe forms accordingly, and such statement shall entail the penalties of perjury.

**NEW SECTION.** Sec. 33. Any taxpayer, may be required by the department to furnish to the department a true and correct copy of any federal tax return which he has filed and any report or other document filed with the internal revenue service or received from the internal revenue service relating to the computation of or adjustment to the taxpayer's federal income tax liability.

**NEW SECTION.** Sec. 34. The time and manner of the payment of the tax imposed by this chapter shall be in accordance with the provisions of the internal revenue code (including the provisions relating to installment payments of estimated income tax) and the regulations promulgated thereunder providing for the time and manner of the payment of the federal income tax: PROVIDED, That the department by regulation may make such modifications and exceptions to such provisions as it deems necessary to facilitate the prompt and efficient collection of the tax.

**NEW SECTION.** Sec. 35. (1) The department is authorized to credit or refund all overpayments of taxes, all taxes erroneously or illegally assessed or collected, all penalties collected without authority, and all taxes that are found unjustly assessed or excessive in amount, or in any manner wrongfully collected. The department shall by means of rules and regulations specify the manner in which claims for credits or refunds shall be made, prescribe limitations and give notice of allowance or disallowance. These rules and regulations shall be based upon the provisions of sections 6401, 6402, 6403, and 6511 of the internal revenue code insofar as such provisions are consistent with other provisions in this chapter, but in no event shall the period of limitations with respect to filing a claim for credit for or refund of an overpayment of the tax imposed by this chapter be less than three years from the time the return was filed or two years from the time the tax was paid, whichever of such period expired later, or if no return was filed by the taxpayer, within two years from the time the tax was paid.

(2) The department shall utilize the administrative provisions prescribed in chapter 82.32 RCW as now or hereafter amended for the enforcement of and the collection of taxes under this chapter; and all remedies, procedures, and penalties prescribed therein shall have full force and binding effect upon all taxpayers and upon the department as though set forth at length in this chapter: PROVIDED, That no person falling exclusively within the class of employee shall be required to register with the department pursuant to RCW 82.32.030.

**NEW SECTION.** Sec. 36. The same period of limitation upon the assessment and collection of taxes imposed under this chapter and the same exceptions thereto shall apply as are provided under sections 6501(a), 6501(c), and 6502(a) of the internal revenue code: PROVIDED, HOWEVER, That if a taxpayer fails to report pursuant to section 33 of this 1971 amendatory act, a change or correction increasing his federal taxable income, or fails to report a change or correction which is treated in the same manner as if it were a deficiency for federal income tax purposes, an assessment may be made at any time: AND PROVIDED FURTHER, That the running of the statute of limitations shall be suspended for the period pending final determination of litigation of or hearing on a taxpayer's federal income tax return: AND PROVIDED FURTHER, That in the event a report of change or correction increasing federal taxable income is made pursuant to section 33 of this 1971 amendatory act, the running of the statute of limitations shall be suspended for a period of one year after such report is made.

**NEW SECTION.** Sec. 37. Any person required to collect, truthfully account for, and pay over any tax imposed by this chapter who wilfully fails to collect such tax, or truthfully account for and pay over such tax, or wilfully attempts in any manner to evade or defeat any such tax or the payment thereof, shall, in addition to other penalties provided by law, be liable to a penalty equal to the total amount of the tax evaded, or not collected, or not accounted for and paid over.

**NEW SECTION.** Sec. 38. In the event that the first taxable year of any taxpayer with respect to which a tax is imposed by this chapter ends prior to December 31st of the calendar year in which this chapter becomes effective (hereinafter referred to as a fractional taxable year), the taxable income for such fractional taxable year shall be the taxpayer's taxable income, computed in accordance with the otherwise applicable provisions of this chapter, for the entire taxable year, adjusted as follows:

(1) Such taxable income shall be multiplied by a fraction, the numerator of which is the number of days in the fractional taxable year and the denominator of which is the number of days in the entire taxable year; or

(2) If the taxpayer so elects, such taxable income shall be adjusted, in accordance with rules of the department, so as to include only such income and be reduced only by such deductions as are attributable to such fractional taxable year, as can be clearly determined from the permanent records of the taxpayer.

Sec. 39. Section 82.08.020, chapter 15, Laws of 1961 as last amended by section 31, chapter 262, Laws of 1969 ex. sess. and RCW 82.08.020 are each amended to read as follows:

There is levied and there shall be collected a tax on each retail sale in this state equal to [four] five and one-half percent of the selling price: [PROVIDED, That upon and after the effective date of the provisions of this amendatory act which impose a tax upon net income, the tax imposed by this section shall be equal to three and one-half percent of the selling price.] PROVIDED, That the rate of tax herein imposed shall be reduced from five and

*one-half percent to four and one-half percent on the first day of January next following a judicial determination by the supreme court of this state that the provisions of this act imposing a graduated net income tax are valid. The tax imposed under this chapter shall apply to successive retail sales of the same property [and to the retail sale of intoxicating liquor by the Washington state liquor stores].*

Sec. 40. Section 82.12.020, chapter 15, Laws of 1961 as last amended by section 32, chapter 262, Laws of 1969 ex. sess. and RCW 82.12.020 are each amended to read as follows:

There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using within this state as a consumer any article of tangible personal property purchased at retail, or acquired by lease, gift, repossession, or bailment, or extracted or produced or manufactured by the person so using the same. This tax will not apply with respect to the use of any article of tangible personal property purchased, extracted, produced or manufactured outside this state until the transportation of such article has finally ended or until such article has become commingled with the general mass of property in this state. This tax shall apply to the use of every article of tangible personal property, including property acquired at a casual or isolated sale, and including byproducts used by the manufacturer thereof, except as hereinafter provided, irrespective of whether the article or similar articles are manufactured or are available for purchase within this state. Except as provided in subdivision (2) of RCW 82.12.030, payment by one purchaser or user of tangible personal property of the tax imposed by chapter 82.08 or 82.12 shall not have the effect of exempting any other purchaser or user of the same property from the taxes imposed by such chapters. The tax shall be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate of [four] five and one-half percent: [PROVIDED, That upon and after the effective date of the provisions of this amendatory act which impose a tax upon net income, the tax imposed by this section shall be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate of three and one-half percent.] *PROVIDED, That the rate of tax herein imposed shall be reduced from five and one-half percent to four and one-half percent on the first day of January next following a judicial determination by the supreme court of this state that the provisions of this act imposing a graduated net income tax are valid.*

Sec. 41. Section 82.04.050, chapter 15, Laws of 1961 as last amended by section 1, chapter 8, Laws of 1970 ex. sess. and RCW 82.04.050 are each amended to read as follows:

'Sale at retail' or 'retail sale' means every sale of tangible personal property (including articles produced, fabricated, or imprinted) to all persons irrespective of the nature of their business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property or for consumers other than a sale to a person who (a) purchases for the purpose or resale as tangible personal property in the regular course of business without intervening use by such person, or (b) installs, repairs, cleans, alters, imprints, improves, constructs, or decorates real or personal property of or for consumers, if such tangible personal property becomes an ingredient or component of such real or personal property without intervening use by such person, or (c) purchases for the purpose of consuming the property purchased in producing for sale a new article of tangible personal property or substance, of which such property becomes an ingredient or component or is a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale. The term shall include every sale of tangible personal property which is used or consumed or to be used or consumed in the performance of any activity classified as a 'sale at retail' or 'retail sale' even though such property is resold or utilized as provided, in (a), (b), or (c) above following such use. The term also means every sale of tangible personal property to persons engaged in any business which is taxable under RCW 82.04.280, subsection (2), and 82.04.290.

The term 'sale at retail' or 'retail sale' shall include the sale of or charge made for tangible personal property consumed and/or for labor and services rendered in respect to the following: (a) The installing, repairing, cleaning, altering, imprinting, or improving of tangible personal property of or for consumers, including charges made for the mere use of facilities in respect thereto, but excluding charges made for the use of coin operated laundry facilities when such facilities are situated in an apartment house, hotel, motel, rooming house, trailer camp or tourist camp for the exclusive use of the tenants thereof, and excluding services rendered in respect to live animals, birds and insects; (b) the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon, or above real property of or for consumers, including the installing or attaching of any article of tangible personal property therein or thereto, whether or not such personal property becomes a part of the realty by virtue of installation, and shall also include the sale of services or charges made for the clearing of land and the moving of earth excepting the mere leveling of land used in commercial farming or agriculture; (c) the sale of or charge made for labor and services rendered in respect to the cleaning, fumigating, razing or moving of existing buildings or structures, but shall not include the charge made for janitorial services; (d) the sale of or charge made for labor and services rendered in respect to automobile towing and similar automotive transportation services, but not in respect to those required to report and pay taxes under chapter 82.16; (e) the sale of and charge made for the furnishing of lodging and all other services by a hotel, rooming house, tourist court, motel, trailer camp, and the granting of any similar license to use real property, as distinguished from the renting or leasing of real property, and it shall be presumed that the

occupancy of real property for a continuous period of one month or more constitutes a rental or lease of real property and not a mere license to use or enjoy the same; (f) the sale of or charge made for tangible personal property, labor and services to persons taxable under (a), (b), (c), (d), and (e) above when such sales or charges are for property, labor and services which are used or consumed in whole or in part by such persons in the performance of any activity defined as a 'sale at retail' or 'retail sale' even though such property, labor and services may be resold after such use or consumption. Nothing contained in this paragraph shall be construed to modify the first paragraph of this section and nothing contained in the first paragraph of this section shall be construed to modify this paragraph.

The term 'sale at retail' or 'retail sale' shall include the sale of or charge made for personal business or professional services, including amounts designated as interest, rents, fees, admission, and other service emoluments however designated, received by persons engaging in the following business activities: (a) amusement and recreation businesses including but not limited to golf, pool, billiards, skating, bowling, ski lifts and tows and others; (b) abstract, title insurance and escrow businesses; (c) credit bureau businesses; (d) automobile parking and storage garage businesses.

The term shall also include the renting or leasing of tangible personal property to consumers.

The term shall not include the sale of or charge made for labor and services rendered in respect to the building, repairing, or improving of any publicly owned street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle which is used or to be used primarily for foot or vehicular traffic including publicly owned mass transportation vehicles of any kind, nor shall it include sales of feed, seed, fertilizer, and spray materials to persons for the purpose of producing for sale any agricultural product whatsoever, including milk, eggs, wool, fur, meat, honey, or other substances obtained from animals, birds, or insects but only when such production and subsequent sale are exempt from tax under RCW 82.04.330, nor shall it include sales of chemical sprays or washes to persons for the purpose of post-harvest treatment of fruit for the prevention of scald, fungus, mold, or decay.

[Upon and after the effective date of the provisions of chapter 262, Laws of 1969 ex. sess., as now or hereafter amended, which impose a tax upon net income, the term shall not include the sale of drugs or medicines either required by law to be dispensed or actually dispensed in accordance with the prescription of a licensed practitioner of one of the healing arts authorized by law to prescribe such drugs or medicines.]

*The term shall not include the sale of prescription drugs or medicines; nor shall it include the sale of food for human consumption off the premises of the seller.*

**NEW SECTION.** Sec. 42. There is added to chapter 15, Laws of 1961 and to chapter 82.08 RCW a new section to read as follows:

For purposes of this chapter, the term 'retail sale' shall mean, in addition to the meaning ascribed to that term in RCW 82.04.050, the charge made with respect to any business activity taxable pursuant to RCW 82.04.290, 82.04.255, subsection (7) of 82.04.260, and subsections (1), (3), (4), (5) and (6) of 82.04.280. For purposes of this section, 'selling price' shall be the gross income of the business, computed without regard to RCW 82.04.460. For purposes of this section, the term 'retail sale' shall not include the charge for professional services (including but not limited to engineering, architectural, legal, and consulting and accounting services) performed for clients located outside the state. For purposes of this section, a corporate client shall be deemed to be located outside the state if it has no business location within the state: PROVIDED, HOWEVER, That for purposes of determining location of a client for architectural, engineering, and land surveying services rendered with respect to construction, the client shall be deemed to be located at the place where the construction takes place.

For purposes of this section, the term 'retail sale' shall not include the charge made for personal business and professional services received by persons engaging in the following business activities: Funeral services.

**NEW SECTION.** Sec. 43. There is added to chapter 15, Laws of 1961 and to chapter 82.12 RCW a new section to read as follows:

There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using within this state the work product or services of a person engaging in the practice of architecture as defined in RCW 18.08.110, in the practice of engineering as defined in RCW 18.43.020, or in the practice of land surveying as defined in RCW 18.43.020. This tax will not apply with respect to the use of such work product or service produced or performed outside this state unless used in connection with any project, development, improvement, tangible property, facility, or structure, located or to be located within this state, or with respect to the use of work products or services if the production or performance thereof has been subjected to tax under chapter 82.08 RCW, and if such tax has been paid by the buyer of such work products or services.

**NEW SECTION.** Sec. 44. Sections 42 through 43 shall expire upon the date the provisions of this 1971 amendatory act which impose a tax upon net income become effective.

**NEW SECTION.** Sec. 45. It is the intent of the legislature that the tax imposed on incomes by this act shall be a tax on incomes only, and not a tax on property. Prior judicial decisions create uncertainty about the effect of sections of this act relating to the said tax, and it is in the public interest that such uncertainty be removed prior to the collection of taxes pursuant to those sections. Accordingly, the attorney general is authorized and

directed to immediately commence an action in the superior court of Thurston county to obtain a declaratory judgment of the validity of this act. All taxpayers of the state shall be deemed to be defendants. The court shall enter an order naming one or more residents of the state, who will apparently be subject to the income tax provisions of this act, to be representative of all taxpayers, and service upon the representative taxpayers shall be deemed service upon all taxpayers, except such as may intervene.

The court shall fix and allow reasonable attorneys' fees to be paid counsel who represent the representative taxpayers, and such fees and costs shall be taxed against the plaintiff. If the said superior court determines that any part of this act is invalid the attorney general shall perfect an expeditious appeal to the state supreme court, to the end that there may be a final determination of this act's validity or invalidity prior to January 1, 1972. Costs and reasonable attorneys' fees on appeal, incurred by the representative taxpayers as appellants or respondents, shall be taxed against the plaintiff: PROVIDED, That any taxpayer or prospective taxpayer may, at his own expense, intervene in the said action and be represented therein by his own counsel.

*NEW SECTION.* Sec. 46. The following acts or parts of acts are each repealed:

(1) Section 1, chapter 174, Laws of 1965 ex. sess., section 1, chapter 146, Laws of 1967 ex. sess., section 6, chapter 92, Laws of 1970 ex. sess. and RCW 84.54.010;

(2) Section 1, chapter 132, Laws of 1967 ex. sess., section 62, chapter 262, Laws of 1969 ex. sess. and RCW 84.36.128; and

(3) Section 3, chapter 8, Laws of 1970 ex. sess. and RCW 84.36.129.

*NEW SECTION.* Sec. 47. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

*NEW SECTION.* Sec. 48. (1) Sections 18 through 38 of this 1971 amendatory act shall take effect January 1, 1972;

(2) All other provisions of this 1971 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1971."

Renumber the remaining sections consecutively.

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, pursuant to Rule 32 of the Rules of the House, which is an adaptation of the Constitution designed to protect the people from mysterious amendments being enacted by the legislature, I would point out that House Bill No. 283 is an act pertaining to real property taxation. The amendment offered by Representative Grant and the amendments thereafter to the amendment evade the scope and object of Substitute House Bill No. 283 and expand it into the taxation of income, the taxation pertaining to sales tax and exemptions thereto, and grossly expand the scope and object of House Bill No. 283 or the amendments adopted thereto."

#### POINT OF ORDER

Mr. Grant: "Mr. Speaker, Substitute House Bill No. 283 is an act relating to revenue and taxation, not specifically relating to real property taxation. The original bill as it was introduced dealt with revenue and taxation. It was a title only bill when it was first introduced, and I would suggest that even the adoption of the substitute motion to Substitute House Bill No. 283 for the original bill would, by Mr. Bottiger's interpretation, expand the scope and object and would have been out of order."

#### POINT OF ORDER

Mr. Hoggins: "Before you rule, I would like to make a comment regarding a pending amendment to this bill and would ask if this be a part of the ruling—that you consider whether it would be possible for the House to act on a pending amendment before you rule on the scope and object, or if it would be possible for you to consider the pending amendment in your decision."

#### RULING BY THE SPEAKER

The Speaker: "I am afraid the Speaker will have to rule on points of order as they are made. The Speaker has examined the amendment in detail, and also the original bill which is Substitute House Bill No. 283. I, also, am aware of the number of amendments which have been adopted by this House to that particular measure, and am generally familiar with their scope and object. Under House Rule No. 32 and under Reed's interpretation of expanding scope and object, such as Rule No. 160, the title alone is not the sole criteria for whether a particular amendment expands the scope and object of the bill. It is the body of the bill and what it is intended to do. Regardless of whether any points of order were made to prior

amendments which have been adopted by this House, each one of those amendments did pertain in some measure to the matter of property, the matter of evaluation or appraisal thereof, and the matter of taxation of that property. Earlier in this session on March 3, and by reference I will refer to that ruling, I ruled out of order, on a tax measure dealing with the taxation of leasehold estates, one of the amendments which was subsequently adopted, or similar to an amendment adopted, to Substitute House Bill No. 283. I ruled that it was not germane at that particular time and expanded the scope and object of that bill. I relied in that ruling primarily on a ruling and precedent which has been established last session that an amendment dealing with the exemption of certain classes of people from the sales tax was not germane to a bill pertaining to interest on delinquent inheritance taxes—that to get into another area of taxation would be to expand the scope and object of the original bill. Based on that precedent and my ruling of March 3, 1971, and House Rule 32 and the interpretation of Mr. Reed on that House rule, I find that the point of order is well taken, and the amendment is not germane.”

Mr. Shera moved adoption of the following amendment by Representatives Shera and Pardini:

On page 11 add a new section following section 16 as follows:

“NEW SECTION, Sec. 17. A corporation, trust, or estate whose total net profits after taxes in 1970 or in its fiscal year ending in 1970 if its fiscal year is other than the calendar year from all sources whatsoever, did not exceed six thousand dollars shall for the purposes of sections 2 and 3 of this 1971 amendatory act be deemed to be a ‘qualified taxpayer’ as that term is defined in section 1 of this 1971 amendatory act and any real property used for the purposes of the corporation, trust, or estate shall be deemed to be a ‘qualified residence’ as that term is defined in section 1 of this 1971 amendatory act.”

Remember the remaining sections consecutively.

Representatives Shera and Pardini spoke in favor of the amendment, and Representatives Bottiger and Charette spoke against it.

The amendment by Representatives Shera and Pardini to Substitute House Bill No. 283 was not adopted.

Mr. Barden moved adoption of the following amendment:

On page 11, after section 16 add a new section as follows:

“NEW SECTION, Sec. 17. The department of revenue shall periodically review each county’s assessment ratios and shall require that all counties assess property at the same ratio.”

Mr. Barden spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. Wanamaker.

Mr. Wanamaker: “I will admit that you have a good idea, but how do you propose that you are going to enforce this any different from what has been going on in the past?”

Mr. Barden: “This amendment, Representative Wanamaker, will authorize and require the Department of Revenue to (as I shall read it): ‘. . . periodically review each county’s assessment ratios and shall require that all counties assess property at the same ratio.’ As you know the Department of Revenue in the state monitors the assessment or property taxes among and between the counties in this state, and has pointed out continuously the great disparity that exists. The department has this information, and this amendment grants it the authority to require that the taxes be levied at the same ratio.”

Mr. Flanagan spoke against adoption of the amendment, and Mr. Litchman spoke in favor of it.

The amendment by Mr. Barden was lost on a rising vote.

Mr. Bottiger moved adoption of the following amendment:

On page 12 following section 17 insert the following section:

“Sec. 18. Section 1, chapter . . . . (Engrossed House Bill No. 166), Laws of 1971 first extraordinary session, is hereby amended to read as follows:

Any person assessing real property for purposes of taxation and persons acting as assistants or deputies to a county assessor under RCW 36.21.011 as now or hereafter amended, shall have first:

(1) Graduated from an accredited high school or passed a high school equivalency examination;

(2) Had at least one year of experience in transactions involving real property, in appraisal of real property, or in assessment of real property, or at least one year of experience in a combination of the three;

(3) Become knowledgeable in repair and remodeling of buildings and improvement of land, and in the significance of locality and area to the value of real property; and

(4) Become knowledgeable in the standards for appraising property set forth by the department of revenue.

The department of personnel shall prepare with the advice of the department of revenue and administer an examination on the subjects of subsections (3) and (4), and no person shall assess real property for purposes of taxation without having passed said examination. A person passing said examination shall be certified accordingly by the director of the department of personnel: PROVIDED, HOWEVER, That this section shall not apply to any person who prior to the effective date of this act shall have either:

(1) Been certified as a real property appraiser by the department of personnel.

(2) Attended and satisfactorily completed the assessor's school operated jointly by the department of revenue and the Washington state assessors association."

Mr. Bottiger spoke in favor of adoption of the amendment.

On motion of Mr. Flanagan, the following amendment to the amendment by Mr. Bottiger was adopted:

On the last line of the amendment by Representative Bottiger following "association" insert " PROVIDE FURTHER, That the department of revenue shall be required to report to the 1973 legislature as to the extent of compliance to the provision of this section by each county within this state"

The amendment by Mr. Bottiger to Substitute House Bill No. 283 as amended by Mr. Flanagan was adopted.

Mr. McDermott moved adoption of the following amendment:

On page 12, line 16 following renumbered Sec. 19, insert a new section as follows:

"NEW SECTION. Sec. 20. Section 84.04.010 through 84.72.030, as amended or added to, of chapter 15, Laws of 1961 and RCW 84.04.010 through 84.72.030 are each repealed."

Mr. McDermott spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. McDermott yielded to question by Mr. Bottiger.

Mr. Bottiger: "It has become popular to ask what the fiscal impact of an amendment would be. Did you research that question?"

Mr. McDermott: "Yes, this amendment would bring to the state something in excess of 500 million dollars."

Mr. Bottiger: "Mr. McDermott, did you happen to get the subtractions? You have taken out the exemptions, and now that you have amended out all of the taxes as well, is there a loss?"

Mr. McDermott: "The bill that we just finished amending here, to the best information that I can get (and I take as my source Mr. Flanagan) is that we have now given away approximately fifty million dollars to school districts, counties, towns, etc. We have given some relief to the so-called little people that we talk about, but we have also passed out the back door a handfull of big bills to a lot of other people. So we have given that away, and I felt it was necessary to find some way to sort of balance it up a little bit."

Representatives Bottiger and Bledsoe spoke against adoption of the amendment.

The amendment by Mr. McDermott to Substitute House Bill No. 283 was not adopted.

Mr. Wolf moved adoption of the following title amendment by Representatives Sawyer, Wolf, Bottiger and Zimmerman:

On page 1, line 1 of the title, following "taxation;" insert: "amending section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030;"

On motion of Mr. Bauer, the following amendment by Representatives Bauer and Van Dyk to the title was adopted:

On page 1, line 1 of the title, following "taxation;" insert: "adding a new section to chapter 87, Laws of 1970 ex. sess. and to chapter 84.34 RCW;"

On motion of Mrs. Wojahn, the following amendment by Representatives Wojahn and McCormick to the title was adopted:

On line 5 of the title, following "84.48.080;" insert "amending section 84.69.020, chapter 15, Laws of 1961 as amended by section 1, chapter 224, Laws of 1969 ex. sess., and RCW 84.69.020;"

On motion of Mr. Eikenberry, the following amendment to the title was adopted:

In line 8 of the title after the semicolon following "84.48 RCW" and before "creating" insert "adding a new chapter to Title 84 RCW;"

On motion of Mr. Eikenberry, the following amendment to the title was adopted:

In line 15 of the title after the semicolon following "RCW 84.54.010" and before "and" insert "providing an effective date;"

On motion of Mr. Bottiger, the following amendment to the title was adopted:

On page 1, line 15 of the title after the semicolon insert "amending section 1, chapter . . . . (HB 166), Laws of 1971 ex. sess.;"

Substitute House Bill No. 283 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

### MOTIONS

On motion of Mr. Morrison, the House advanced to the tenth order of business.

On motion of Mr. Bledsoe, SUBSTITUTE HOUSE BILL NO. 152 was ordered placed at the top of today's third reading calendar.

### THIRD READING

SUBSTITUTE HOUSE BILL NO. 152, by Committee on Appropriations:

Enacting the capital budget.

Substitute House Bill No. 152 was read the third time and placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 152, and the bill passed the House by the following vote: Yeas, 69; nays, 26; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kirk, Knowles, Kopet, Kraabel, Lynch, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Mr. Speaker—69.

Voting nay: Representatives Bagnariol, Barden, Bauer, Beck, Bozarth, Bradley, Chatalas, Conner, Grant, Hoggins, Kibury, King, Kiskaddon, Kuehnle, Litchman, Lysen, Marsh, Merrill, Moon, Paris, Randall, Savage, Shinpoch, Williams, Wolf, Zimmerman—26.

Absent or not voting: Representatives Backstrom, Julin, Luders, Ross—4.

Substitute House Bill No. 152, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### EXPLANATION OF VOTE

I voted no on Substitute House Bill No. 152 because of the proposed deferment of \$230,000 for ocean beach access development. This is needed now. WILLIAM PARIS, 18th District.

## MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Friday, April 16, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-SIXTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 16, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Backstrom who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles A. Loyer of the Westminster United Presbyterian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 15, 1971.

ENGROSSED SENATE BILL NO. 164, providing for the undergrounding of utility wiring, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Mentor, Merrill, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

April 15, 1971.

ENGROSSED SENATE BILL NO. 188, establishing physician's trained mobile intensive care paramedics, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

April 15, 1971.

ENGROSSED SENATE BILL NO. 411, regulating outdoor music festivals, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1 after the enacting clause strike the remainder of the bill and insert the following:

"NEW SECTION. Section 1. The legislature hereby declares it to be in the public

interest, and for the protection of the health, welfare and property of the residents of the state of Washington to provide for the orderly and lawful conduct of outdoor music festivals by assuring that proper sanitary, health, fire, safety, and police measures are provided and maintained. This invocation of the police power is prompted by and based upon prior experience with outdoor music festivals where the enforcement of the existing laws and regulations on dangerous and narcotic drugs, indecent exposure, intoxicating liquor, and sanitation has been rendered most difficult by the flagrant violations thereof by a large number of festival patrons.

**NEW SECTION.** Sec. 2. All ordinances, regulations, and requirements promulgated by counties, cities and other political subdivisions of the state of Washington, insofar as they may now or hereafter provide for the regulation of outdoor music festivals, are hereby superseded by this act.

**NEW SECTION.** Sec. 3. For the purposes of this act the following words and phrases shall have the indicated meanings:

(1) 'Outdoor music festival' or 'music festival' or 'festival' means an assembly of persons gathered primarily for outdoor, live or recorded musical entertainment, where the predicted attendance is two thousand persons or more and where the duration of the program is five hours or longer: PROVIDED, That this definition shall not be applied to any regularly established permanent place of worship, stadium, athletic field, arena, auditorium, coliseum, or other similar permanently established places of assembly for assemblies which do not exceed by more than two hundred fifty people the maximum seating capacity of the structure where the assembly is held: PROVIDED, FURTHER, That this definition shall not apply to government sponsored fairs held on regularly established fairgrounds nor to assemblies required to be licensed under other laws or regulations of the state.

(2) 'Promoter' means any person or other legal entity issued a permit to conduct an outdoor music festival.

(3) 'Applicant' means the promoter who has the right of control of the conduct of an outdoor music festival who applies to the appropriate legislative authority for a license to hold an outdoor music festival.

(4) 'Issuing authority' means the legislative body of the local governmental unit where the site for an outdoor music festival is located.

(5) 'Participate' means to knowingly provide or deliver to the festival site supplies, materials, food, lumber, beverages, sound equipment, generators, or musical entertainment and/or to attend a music festival. A person shall be presumed to have knowingly provided as that phrase is used herein after he has been served with a court order.

**NEW SECTION.** Sec. 4. No person or other legal entity shall knowingly allow, conduct, hold, maintain, cause to be advertised or permit an outdoor music festival unless a valid permit has been obtained from the issuing authority for the operation of such music festival as provided for by this act. One such permit shall be required for each outdoor music festival. A permit may be granted for a period not to exceed sixteen consecutive days and a festival may be operated during any or all of the days within such period. Any person, persons, partnership, corporation, association, society, fraternal or social organization, failing to comply with the rules, regulations or conditions contained in this act shall be subject to the appropriate penalties as prescribed by this act.

**NEW SECTION.** Sec. 5. Application for an outdoor music festival permit shall be in writing and filed with the clerk of the issuing authority wherein the festival is to be held. Said application shall be filed not less than sixty days prior to the first scheduled day of the festival and shall be accompanied with a permit fee in the amount of two thousand five hundred dollars. Said application shall include:

(1) The name of the person or other legal entity on behalf of whom said application is made: PROVIDED, That a natural person applying for such permit shall be eighteen years of age or older;

(2) A financial statement of the applicant;

(3) The nature of the business organization of the applicant;

(4) Names and addresses of all individuals or other entities having a ten percent or more proprietary interest in the festival;

(5) The principal place of business of applicant;

(6) A legal description of the land to be occupied, the name and address of the owner thereof, together with a document showing the consent of said owner to the issuance of a permit, if the land be owned by a person other than the applicant;

(7) The scheduled performances and program;

(8) Written confirmation from the local health officer that he has reviewed and approved plans for site and development in accordance with rules, regulations and standards adopted by the state board of health. Such rules and regulations shall include criteria as to the following and such other matters as the state board of health deems necessary to protect the public's health:

(a) Submission of plans

(b) Site

(c) Water supply

(d) Sewage disposal

(e) Food preparation facilities

(f) Toilet facilities

(g) Solid waste

(h) Insect and rodent control

- (i) Shelter
- (j) Dust control
- (k) Lighting

(9) A written confirmation from the appropriate law enforcement agency from the area where the outdoor music festival is to take place, showing that traffic control and crowd protection policing have been contracted for or otherwise provided by the applicant meeting the following conditions:

(a) One person for each two hundred persons reasonably expected to be in attendance at any time during the event for purposes of traffic and crowd control.

(b) The names and addresses of all traffic and crowd control personnel shall be provided to the appropriate law enforcement authority: PROVIDED, That not less than twenty percent of the traffic and crowd control personnel shall be commissioned police officers or deputy sheriffs.

(c) During the hours that the festival site shall be open to the public there shall be at least one police officer for every one thousand persons in attendance and said officer shall be on duty within the confines of the actual outdoor music festival site: PROVIDED, That the local enforcement authority may authorize a lesser number of police officers to be in attendance at the festival site at such times or in such numbers as he deems necessary in keeping with the provisions of this act. The officers referred to by this subsection shall be counted as part of the twenty percent quota referred to in subsection (b) of subsection (9).

(d) All law enforcement personnel shall be charged with enforcing the provisions of this act and all existing statutes, ordinances and regulations.

(10) A written confirmation from the appropriate law enforcement authority that sufficient access roads are available for ingress and egress to the parking areas of the outdoor music festival site and that parking areas are available which are capable of accommodating one auto for every four persons in estimated attendance at the outdoor music festival site.

(11) A written confirmation from the department of natural resources, where applicable, and the office of the state fire marshal that all fire prevention requirements have been complied with.

(12) A written statement of the applicant that all state and local law enforcement officers, fire control officers and other necessary governmental personnel shall have free access to the site of the outdoor music festival.

(13) A statement that the applicant will abide by the provisions of this act.

(14) The verification of the applicant warranting the truth of the matters set forth in the application to the best of the applicant's knowledge, under the penalty of perjury.

**NEW SECTION. Sec. 6.** Within fifteen days after the filing of the application the issuing authority shall either approve or deny the permit to the applicant. Any denial shall set forth in detail the specific grounds therefor. The applicant shall have ten days after the receipt of such denial or such additional time as the issuing authority shall grant to correct the deficiencies set forth and the issuing authority shall within five days after receipt of such corrections either approve or deny the permit. Any denial shall set forth in detail the specific grounds therefor.

After the applicant has filed corrections and the issuing authority has thereafter again denied the permit, the applicant may within five days after receipt of such second denial seek judicial review of such denial by filing a petition in the superior court for the county of the issuing authority. The review shall take precedence over all other civil actions and shall be conducted by the court without a jury. The court shall, upon request, hear oral argument and receive written briefs and shall either affirm the denial or order that the permit be issued. An applicant may not use any other procedure to obtain judicial review of a denial.

**NEW SECTION. Sec. 7.** Any local agency requested by an applicant to give written approval as required by section 5 of this act may within fifteen days after the applicant has filed his application apply to the issuing authority for reimbursement of expenses reasonably incurred in reviewing such request. Upon a finding that such expenses were reasonably incurred the issuing authority shall reimburse the local agency therefor from the funds of the permit fee. The issuing authority shall prior to the first scheduled date of the festival return to the applicant that portion of the permit fee remaining after all such reimbursements have been made.

**NEW SECTION. Sec. 8.** After the application has been approved the promoter shall deposit with the issuing authority, a cash deposit or surety bond in the amount of fifty thousand dollars. The bond or deposit shall be used to pay any costs or charges incurred to regulate health or to clean up afterwards outside the festival grounds or any extraordinary costs or charges incurred to regulate traffic or parking. The bond or other deposit shall be returned to the promoter when the issuing authority is satisfied that no claims for damage or loss will be made against said bond or deposit, or that the loss or damage claimed is less than the amount of the deposit, in which case the uncommitted balance thereof shall be returned: PROVIDED, That the bond or cash deposit or the uncommitted portion thereof shall be returned not later than thirty days after the last day of the festival.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a liability insurance policy in an amount of not less than one hundred thousand dollars bodily injury coverage per person covering any bodily injury negligently caused by any officer or employee of the festival while acting in the performance of his or her duties. The policy shall name the issuing authority of the permit as an additional named insured.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a one hundred thousand dollar liability property damage insurance policy

covering any property damaged due to negligent failure by any officer or employee of the festival to carry out duties imposed by this act. The policy shall have the issuing authority of the permit as an additional named insured.

**NEW SECTION.** Sec. 9. Revocation of any permit granted pursuant to this act shall not preclude the imposition of penalties as provided for in this act and the laws of the state of Washington. Any permit granted pursuant to the provisions of this act to conduct a music festival shall be summarily revoked by the issuing authority when it finds that by reason of emergency the public peace, health, safety, morals or welfare can only be preserved and protected by such revocation.

Any permit granted pursuant to the provisions of this act to conduct a music festival may otherwise be revoked for any material violation of this act or the laws of the state of Washington after a hearing held upon not less than three days notice served upon the promoter personally or by certified mail.

Every permit issued under the provisions of this act shall state that such permit is issued as a measure to protect and preserve the public peace, health, safety, morals and welfare, and that the right of the appropriate authority to revoke such permit is a consideration of its issuance.

**NEW SECTION.** Sec. 10. No person, persons, partnership, corporation, association, society, fraternal or social organization to whom a music festival permit has been granted shall, during the time an outdoor music festival is in operation, knowingly permit or allow any person to bring upon the premises of said music festival, any narcotic or dangerous drug as defined by chapters 69.33 or 69.40 RCW, or knowingly permit or allow narcotic or dangerous drug to be consumed on the premises, and no person shall take or carry onto said premises any narcotic or dangerous drug.

**NEW SECTION.** Sec. 11. No music festival shall be operated in a location which is closer than one thousand yards from any schoolhouse or church, or five hundred yards from any house, residence or other human habitation unless waived by occupants.

**NEW SECTION.** Sec. 12. No person under the age of sixteen years shall be admitted to any outdoor music festival without the escort of his or her parents or legal guardian and proof of age shall be provided upon request.

**NEW SECTION.** Sec. 13. Any permit granted pursuant to this act shall be posted in a conspicuous place on the site of the outdoor music festival and such permit shall be not transferable or assignable without the consent of the issuing authority.

**NEW SECTION.** Sec. 14. Any person who shall violate any provision of this act or knowingly participate in a music festival, or who shall, having obtained a permit pursuant to this act, wilfully fail to comply with the rules, regulations and conditions set forth in this act or who shall aid or abet such a violation or failure to comply, shall be deemed guilty of a gross misdemeanor.

**NEW SECTION.** Sec. 15. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 16. Sections 1 through 15 of this act shall be added to Title 70 RCW.

**NEW SECTION.** Sec. 17. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 15, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SENATE BILL NO. 298,  
ENGROSSED SENATE BILL NO. 615,  
ENGROSSED SENATE BILL NO. 626,  
SUBSTITUTE SENATE BILL NO. 678,  
ENGROSSED SENATE BILL NO. 818,  
SENATE JOINT MEMORIAL NO. 14,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 15, 1971.

Mr. Speaker: The Senate has passed SENATE JOINT MEMORIAL NO. 17, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 15, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 251,  
ENGROSSED HOUSE BILL NO. 353,  
and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 251,  
HOUSE BILL NO. 353.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1129, by Representatives Douthwaite, Williams and Charnley:  
An Act relating to revenue and taxation; and amending section 83.56.040, chapter 15, Laws of 1961 and RCW 83.56.040.

Referred to Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 38, by Representative Copeland:  
Providing for the availability to courts of record of sound recordings of legislative debates.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 626, by Senators Scott and Gardner (by Office of Program Planning and Fiscal Management request):

An Act relating to state depositories; and amending section 43.85.060, chapter 8, Laws of 1965 as amended by section 17, chapter 193, Laws of 1969 ex. sess. and RCW 43.85.060; repealing section 43.85.240, chapter 8, Laws of 1965 and RCW 43.85.240; declaring an emergency; and providing an effective date.

Referred to Committee on Revenue and Taxation.

SENATE JOINT MEMORIAL NO. 14, by Senators Peterson (Ted), Scott and Peterson (Lowell):

Urging President of United States to seek to protect anadromous fish.

Referred to Committee on Natural Resources and Ecology.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-48, by Representatives Hoggins, Moon, Martinis, King, Kiskaddon and Backstrom:

WHEREAS, Noting her forty-one years in the field of education, of which twenty-four were spent as the superintendent of Intermediate School District 109; and

WHEREAS, She played an instrumental role in gaining better educational and rehabilitation opportunities for handicapped children; and

WHEREAS, She has served in positions of leadership in the County Superintendents Association, the Washington Education Association, the State School Needs Committee of the State Department of Natural Resources, the Natural Resources Forum, the Mt. Baker National Forest Advisory Council, and the Governor's Forest Area Use Council; and

WHEREAS, In addition to an outstanding career as an educator she has also held a great personal interest for the out-of-doors, having climbed every major peak in the Northwest and has hiked along two thousand miles of the Cascade Crest and related trails; and has encouraged similar interests among her students and friends; and

WHEREAS, The members of the Legislature wish to express their most sincere congratulations for such a distinguished public and personal career, and further wish to recognize her retirement on June 30th of this year;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That MRS. DOROTHY J. BENNETT be commended for her great achievements in education, aid to handicapped children, and the furtherance of interest in our natural resources; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to Mrs. Bennett by the Chief Clerk of the House of Representatives.

On motion of Mr. Hoggins, the resolution was adopted.

HOUSE RESOLUTION NO. 71-54, by Representatives O'Brien, Shipoch, Chatalas, Kilbury, Ceccarelli, Johnson, Ross, Maxie, Gilleland, Grant, Beck, Wolf, Blair, Jones, Paris and Litchman:

WHEREAS, Owing to recent events, such as defense and space cutbacks, concomitant

with the depressed state of the national economy, economic conditions in the State of Washington are severe and disastrously low; and

WHEREAS, There has resulted an enormously high rate of unemployment and as of February, 1971 there were 332,000 professional and technical workers on the unemployment rolls in the United States with a resulting high proportion of these workers in the State of Washington; and

WHEREAS, This unemployment is in no way due to the fault of workers, but rather due to congressional action on funding of the SST program and to Boeing's cutbacks in other areas; and

WHEREAS, We hope this situation to be temporary and are supporting all possible services both Federal and State to relieve the high rate of unemployment and to rescue the State's economy; and

WHEREAS, People who have maintained their homes for many years are now losing them because they are unable to meet the mortgage payments;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That members of the State of Washington congressional delegation, the national and regional offices of the Federal Housing Administration, the Congress and the President of the United States work out a moratorium whereby those persons who have been unemployed through no fault of their own shall have an extension of time to meet their mortgage payments; and

BE IT FURTHER RESOLVED, That the Federal Housing Administration insure private loans to eligible unemployed or underemployed persons to permit them to keep up mortgage payments, with interest rates to be set by the Secretary of Housing and Urban Development, and loans to be repaid over a period of ten years.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to the President of the United States and to the President of the Senate and the Speaker of the House of Representatives, and to members of the congressional delegation of the State of Washington and to the national and regional offices of the Federal Housing Administration.

On motion of Mr. O'Brien, the resolution was adopted.

#### MOTION

On motion of Mr. Morrison, the House recessed until 11:00 a.m.

#### SECOND MORNING SESSION

The Speaker called the House to order at 11:00 a.m.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:00 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:00 p.m.

The Clerk called the roll, and all members were present except Representatives Backstrom, Douthwaite, Hatfield, Paris, Ross and Zimmerman. Representatives Backstrom and Hatfield were excused.

#### SECOND READING

ENGROSSED SENATE BILL NO. 469, by Senators Sandison, Atwood, Foley, Holman and Gissberg:

Establishing an administrative procedures act for state institutions of higher education and providing for delegation of certain powers.

The bill was read the second time.

On motion of Mrs. Lynch, the following amendments by Representatives Lynch and Charette were adopted.

On page 12, section 17, line 33 of the printed bill, being page 13, section 17, line 5 of the engrossed bill, after "chapter" and before "and" strike "71, Laws of 1967 ex. sess." and insert "21, Laws of 1971"

On page 13, section 17, line 7 of the printed bill, being page 13, section 17, line 12 of

the engrossed bill, after "82.03.190." and before "All" at the beginning of the next line insert the following:

"The provisions of RCW 34.04.090 through 34.04.130 and the provisions of RCW 34.04.170 shall not apply to the denial, suspension or revocation of a driver's license by the department of motor vehicles."

In line 5 of the title, after "chapter" strike "71, Laws of 1967 ex. sess." and insert "21, Laws of 1971"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 469 as amended by the House was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 469 as amended by the House, and the bill passed the House by the following vote: Yeas, 86; nays, 4; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—86.

Voting nay: Representatives Eikenberry, Grant, Hubbard, May—4.

Absent or not voting: Representatives Backstrom, Conway, Copeland, Douthwaite, Hatfield, Paris, Ross, Smythe, Zimmerman—9.

Engrossed Senate Bill No. 469 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I was absent for the vote on Engrossed Senate Bill No. 469 as amended by the House because I was having lunch with Gene Hain, of the AWPPW, Chuck Gill of Oregon, and Representative Bill Paris and we were unable to get back in time. I would have voted "yes."  
HAROLD S. (HAL) ZIMMERMAN, 17th District.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 2, by Senators Atwood, Foley and Canfield (by Legislative Budget Committee request):

Providing for a study of a single distribution method for funds for the common schools.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Concurrent Resolution No. 2 was placed on final passage.

Mr. Goldsworthy spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 2, and the bill passed the House by the following vote: Yeas, 91; nays, 0; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Costanti, Cunningham, Curtis, Eikenberry,

Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—91.

Absent or not voting: Representatives Backstrom, Conway, Copeland, Douthwaite, Hatfield, Paris, Ross, Zimmerman—8.

Engrossed Senate Concurrent Resolution No. 2, having received the constitutional majority, was declared passed.

#### EXPLANATION OF VOTE

I was absent from the vote on Engrossed Senate Concurrent Resolution No. 2 because we were unable to get back from lunch where we were discussing the issue of Workmen's Compensation with Gene Hain of AWPPW, Chuck Gill of Oregon and Representative Bill Paris, I would have voted "yes." HAROLD S. (HAL) ZIMMERMAN, 17th District.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, by Committee on Medicine, Dentistry and Health Care, Air and Water Pollution:

Enacting the Uniform Controlled Substances Act.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 29, 1971, Eighteenth Day, Ex. Sess.)

The bill was read the second time.

Mr. Kopet moved adoption of the committee amendment.

On motion of Mr. Kopet, the following amendment to the committee amendment was adopted:

On page 6, line 25 section 69.50.201 after "26 RCW" insert the following new subsection:

"(f) The board shall exclude any nonnarcotic substance from a schedule if such substance may, under the Federal Food, Drug and Cosmetic Act and the laws of this state, be lawfully sold over the counter: PROVIDED, HOWEVER, The board may include in a schedule and control any substance excluded under the provisions of this subsection if the board makes a finding based on the criteria of (1) through (8) above and after a hearing conducted pursuant to the procedures of chapter 34.04 RCW."

The committee amendment as amended was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Second Substitute Senate Bill No. 146 as amended by the House was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 146 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 0; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—91.

Absent or not voting: Representatives Backstrom, Conway, Copeland, Douthwaite, Hatfield, Paris, Ross, Zimmerman-8.

Engrossed Second Substitute Senate Bill No. 146 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I was absent from the vote on Engrossed Second Substitute Senate Bill No. 146 as amended by the House because we were unable to get back from lunch where we were discussing the issue of Workmen's Compensation with Gene Hain of AWPPW, Chuck Gill of Oregon and Representative Bill Paris. I would have voted "yes." HAROLD S. (HAL) ZIMMERMAN, 17th District.

SENATE BILL NO. 125, by Senators Odegaard, Lewis and Talley (by Departmental request):

Providing changes in approval of persons for participation in work release programs.  
The bill was read the second time.

Mr. Kiskaddon moved adoption of the following amendment by Representatives Kiskaddon and Sawyer:

At the end of section 1 insert the following:

"NEW SECTION. Sec. 2. As used in this act the following terms shall have the following meanings:

'Department' means the department of social and health services.

'Secretary' means the secretary of the department of social and health services, or his designee.

NEW SECTION. Sec. 3. The secretary is authorized to grant furloughs to persons convicted of a felony and serving a sentence for a term of confinement in a state correctional institution, except those persons who are serving mandatory minimum terms of confinement as now or hereafter provided by law. Any furlough granted by the secretary shall authorize the release of the convicted person from confinement by the superintendent of a state correctional institution and may require the supervision of the prisoner by a state probation and parole officer at a place designated in the order of furlough within this state for a period not to exceed thirty days under such terms and conditions as the secretary may deem appropriate: PROVIDED, That no more than sixty days of furlough shall be granted in any one year.

NEW SECTION. Sec. 4. Any prisoner eligible to be granted a furlough by the secretary may make application to the superintendent of the state correctional institution of confinement upon forms supplied by the department. The application shall set forth the place of proposed residence of the applicant and the names of the persons with whom the applicant will be residing and the relationship to the applicant; a proposed plan or program to be followed during the period of furlough and the reasons why the applicant believes such plan or program will be of aid in his rehabilitation and enhance his prospects for a successful parole if granted by the board of prison terms and paroles. The application shall also include a statement to be executed by such prisoner that if his application be approved and he is granted a furlough, he agrees to abide by all terms and conditions of the furlough plan adopted for him. The application shall also contain such other information as the secretary may require. The superintendent of the state correctional institution to whom application has been made by a prisoner for a furlough shall review the prisoner's conduct, attitude and behavior within all of the institutions under the jurisdiction of the department, his criminal history and all other pertinent case history material and shall determine whether or not there is reasonable cause to believe that the prisoner will honor his trust if granted a furlough by the secretary. After having made such determination, the superintendent, in his discretion, may, subject to the concurrence of the secretary, deny the prisoner's application for a furlough or recommend to the secretary that the prisoner be granted a furlough.

NEW SECTION. Sec. 5. The secretary, after such investigation as he may deem necessary, may approve, reject, modify, or defer action on a recommendation for furlough. In the event of approval, the secretary shall adopt a furlough plan for the prisoner, and the terms and conditions of such furlough plan shall be set forth in the order of furlough with such other terms and conditions as may be deemed necessary and proper under the circumstances. The order of furlough may grant more than one furlough at such intervals and with such conditions as may be deemed appropriate and such furloughs may be granted on the basis of a single application. The order of furlough shall be signed by the prisoner under oath that he will faithfully abide by all terms and conditions of the order of furlough.

NEW SECTION. Sec. 6. At any time after approval has been granted for a furlough to any prisoner, such approval or order of furlough may be revoked, and if the prisoner has been released on an order of furlough, he may be returned to a state correctional institution, or the plan may be modified, in the discretion of the secretary. Any prisoner whose

furlough application is rejected may reapply for a furlough after such period of time has elapsed as shall be determined at the time of rejection by the superintendent or secretary, whichever person initially rejected the application for furlough, such time period being subject to modification.

*NEW SECTION.* Sec. 7. Any furloughed prisoner who wilfully fails to return to the designated place of confinement at the time specified in the order of furlough shall be deemed an escapee and fugitive from justice, and upon conviction shall be guilty of a felony and sentenced to a term of confinement of not more than ten years. The provisions of this section shall be incorporated in every order of furlough granted by the department.

*NEW SECTION.* Sec. 8. The department may provide or arrange for transportation for furloughed prisoners to the designated place of residence within the state and may, in addition, supply funds not to exceed forty dollars and suitable clothing, such clothing to be returned to the institution on the expiration of furlough.

*NEW SECTION.* Sec. 9. The secretary may enter into agreements with any agency of the state, a county, a municipal corporation or any person, corporation or association for the purpose of implementing furlough plans, and, in addition, may make such rules and regulations in furtherance of this act as he may deem necessary.

*NEW SECTION.* Sec. 10. The secretary may issue warrants for the arrest of any prisoner granted a furlough, at the time of the revocation of such furlough, or upon the failure of the prisoner to report as designated in the order of furlough. Such arrest warrants shall authorize any law enforcement, probation and parole or peace officer of this state, or any other state where such prisoner may be located, to arrest such prisoner and to place him in physical custody pending his return to confinement in a state correctional institution. Any state probation and parole officer, if he has reasonable cause to believe that a person granted a furlough has violated a condition of his furlough, may suspend such person's furlough and arrest or cause the arrest and detention in physical custody of the furloughed prisoner, pending the determination of the secretary whether the furlough should be revoked. The probation and parole officer shall report to the secretary all facts and circumstances and the reasons for the action of suspending such furlough. Upon the basis of the report and such other information as the secretary may obtain, he may revoke, reinstate or modify the conditions of furlough, which shall be by written order of the secretary. If the furlough is revoked, the secretary shall issue a warrant for the arrest of the furloughed prisoner and his return to a state correctional institution.

*NEW SECTION.* Sec. 11. This act shall become effective on July 1, 1971."

Mr. Kiskaddon spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Gladder.

Mr. Gladder: "I don't recall whether I read it or heard about it, but somewhere proposals are being made to give exconvicts preferential credit on state jobs and to give them credit in the state retirement system for time spent in institutions. Is there any truth to that?"

Mr. Kiskaddon: "I have not heard of any such proposals."

Mr. Gladder: "Is there anything in this amendment pertaining to additional privileges besides furloughs? I haven't had time to read it."

Mr. Kiskaddon: "No."

Mr. Eikenberry spoke against adoption of the amendment and Mr. Ross spoke in favor of it.

The amendment by Representatives Kiskaddon and Sawyer to Senate Bill No. 125 was adopted.

On motion of Mr. Kiskaddon, the following amendment to the title was adopted:

On page 1, line 1 of the title after "programs" insert "and furloughs" and on line 2 after "RCW 72.65.130" delete the period and insert "; and creating new sections and declaring an effective date."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 125 as amended by the House was placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 125 as amended by the House, and the bill passed the House by the following vote: Yeas, 79; nays, 14; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Beck, Berentson,

Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Barden, Bauer, Benitz, Costanti, Eikenberry, Gladder, Hubbard, Hurley, Kuehne, May, Polk, Randall, Schumaker, Spanton—14.

Absent or not voting: Representatives Backstrom, Conway, Copeland, Hatfield, Litchman, Smythe—6.

Senate Bill No. 125 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 5, by Senators Atwood, Dore and Canfield:

Providing for review of community college program costs.

The resolution was read the second time.

On motion of Mrs. Lynch, the following amendment by Representatives Lynch and King was adopted:

On page 2, line 1 after "education," strike the balance of the paragraph and insert "office of program planning and fiscal management, and the joint committee on higher education, shall conduct a further fiscal examination of community college costs, both operational and capital; and"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 5 as amended by the House was placed on final passage.

Mr. Goldsworthy spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 5 as amended by the House, and the resolution passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Backstrom, Copeland, Hatfield—3.

Senate Concurrent Resolution No. 5 as amended by the House, having received the constitutional majority, was declared passed.

#### PERSONAL PRIVILEGE

Mr. Benitz: "I note by the hometown newspaper that one of our House members, Representative Kilbury of Pasco, is having a difficult time. It indicates that he is not only homesick, but because of the wet Olympia climate he has developed rheumatism in his shoulders and hips, and he is unable, or at least it is very difficult for him to rise and take

the microphone as we once saw him do. I would suggest if we could help get him out of here we would be much better off."

#### PERSONAL PRIVILEGE

Mr. Kilbury: "Mr. Speaker, ladies and gentlemen of the House: I very much appreciate the concern of the gentleman from Benton about my health. I want to assure him if he makes very many more reports on the floor of the House like that, it will make it much easier for me to get up and down."

HOUSE BILL NO. 5, by Representatives Moon, Merrill, Adams, Bagnariol, Kilbury, Martinis, Van Dyk and Wojahn:

Including fiscal impact of tax exemptions, deductions, exclusions and credits in budget document.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 5 was placed on final passage.

Mr. Moon spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Julin.

Mr. Julin: "Representative Moon, does this act have a termination date of 1977?"

Mr. Moon: "No, the House Joint Resolution does."

Mr. Mentor spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Moon, what is the purpose of this bill in relation to House Joint Resolution No. 1? Does it implement House Joint Resolution No. 1? The purposes are apparently somewhat unrelated. Could you define the reason back of House Bill No. 5 in relation to House Joint Resolution No. 1?"

Mr. Moon: "Yes, Representative O'Brien. I thought these bills were fairly easily understood. House Bill No. 5 requires that the Governor, when he prepares the budget document, list in the budget the tax exemptions and total amount of money that is more or less handed out the backdoor, would we say, in the form of not appropriations but by way of exemptions. This would give the Appropriations Committee and the legislature an opportunity to know just what the level of our tax base is, whether it has been eroded a lot, or just a little. House Joint Resolution No. 1 deals with another matter. It deals with a method of reviewing the exemptions that would have to be listed in the budget under House Bill No. 5."

Mr. Kraabel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 5, and the bill passed the House by the following vote: Yeas, 81; nays, 13; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—81.

Voting nay: Representatives Amen, Bluechel, Bozarth, Eikenberry, Grant, Kuehnle, Mentor, O'Brien, Pardini, Paris, Shera, Zimmerman, Mr. Speaker—13.

Absent or not voting: Representatives Backstrom, Copeland, Douthwaite, Hatfield, Jueling—5.

House Bill No. 5, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted "no" on House Bill No. 5 because to do what this measure asks would be almost an incredibly difficult possibility. The extra bookwork makes it a very unworkable measure. While the aim is worthy, I think its implementation is most difficult. I think that we can get at this problem in some better way than passing a statute making this a requirement. I would hope we could do this through the Legislative Budget Committee's improved efforts that it already has done, and with the close working with OPP & FM. The language from lines 19 through 26 in my mind is unworkable. HAROLD S. (HAL) ZIMMERMAN, 17th District.

#### MOTION

On motion of Mr. Morrison, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 17, by Senators Mardesich, Clarke, Cooney, Day, Fleming, Foley, Gardner, Gissberg, Huntley, Keefe, Knoblauch, McDougall, Newschwander, Peterson (Lowell), Twigg, Walgren and Whetzel:

Requesting federal legislation exempting certain gas company mergers from the anti-trust laws.

On motion of Mr. Morrison, the rules were suspended, Senate Joint Memorial No. 17 was advanced to second reading and read the second time.

Mr. Barden moved adoption of the following amendment:

On page 3, line 3 after "legislation" strike everything down through "1960" on line 7 and insert "repealing all federal anti-trust statutes"

Mr. Barden spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Pardini: "I don't know whether you agreed with Representative Barden to allow him to stray this far from the amendment."

#### RULING BY THE SPEAKER

The Speaker: "His amendment is very, very broad. Since it virtually changes the whole intent of the memorial if it is adopted, I think we would have to grant his request to talk about the merits of the memorial. But Mr. Barden, you are straying quite far away from the measure itself."

Mr. Barden continued his remarks in favor of the amendment.

#### POINT OF ORDER

Mr. Grant: "Mr. Speaker, by your previous rulings, I think that the amendment is out of order because it broadens the scope and object."

#### RULING BY THE SPEAKER

The Speaker: "I don't think so, Mr. Grant. It deals with the same subject, but it does carry it a lot, lot farther."

#### POINT OF ORDER

Mr. Perry: "I also rise a point of order and would respectfully point out to the Speaker that we don't have any power to make any laws whatsoever for the United States government. Therefore Mr. Barden's amendment isn't even within the scope of reality."

## RULING BY THE SPEAKER

The Speaker: "I would be happy to recognize you to speak against it, Mr. Perry. Continue, Mr. Barden. You have about three more minutes."

Mr. Barden concluded his remarks in favor of the amendment to Senate Joint Memorial No. 17.

Mr. Curtis spoke against the amendment by Mr. Barden.

The amendment by Mr. Barden was not adopted.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 17 was placed on final passage.

Mr. Pardini spoke in favor of the memorial.

## POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Curtis, the only way that I know that any utility—electric utility or gas utility—can get a rate increase is to apply to the public utilities commission or the interstate commerce commission, whichever. There is no other way that it can be done, so I don't understand how you can say that this will increase the rates by 15 to 25 million dollars. This utility has to get a rate increase from the regulatory agency before they can raise their rates."

Mr. Curtis: "That is correct, Representative Flanagan, to the best of my knowledge. The problem with this is simply: There is approximately 170 million dollars in bonded indebtedness that El Paso has involved in this pipeline. If they are required to divest themselves, then whatever company is granted the right to assume that debt must then assume it at what would be a substantially higher rate of interest. First of all, El Paso is paying, I think, five and one-half percent on this bonded indebtedness. Today's market, coupled with a company without experience in this area, would probably be a minimum of eight and three-quarters, up to maybe nine or ten percent. In addition to that, a number of these companies that might possibly be interested are investment companies where they need to show an additional return on top of that. That puts them in an excellent position of then going to the Utilities Commission and saying, 'look, we can't make money on the rates as they are now.' The Utilities Commission has the right then to judge whether this is the case or not, and would undoubtedly say 'yes,' and would thus grant the rate increase."

Mr. Flanagan: "I don't think that is the basis for getting a rate increase, Representative Curtis. I think you have other factors involved in getting a rate increase. The fact of the matter is that El Paso Natural Gas has been trying to get rate increases for the last ten years all over the United States. They have had such great difficulty that this is the reason they are not making any money, and I don't think this is the basis for requesting a rate increase."

Representatives Barden and Julin spoke against final passage of the memorial.

Mr. Pardini closed debate, speaking in favor of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 17, and the memorial passed the House by the following vote: Yeas, 52; nays, 41; absent or not voting, 6.

Voting yea: Representatives Adams, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bozarth, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Curtis, Gallagher, Gladder, Harris, Haussler, Hoggins, Hurley, Johnson, Jones, Jueling, Kilbury, King, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, Newhouse, Pardini, Perry, Polk, Rosellini, Sawyer, Shera, Smythe, Spanton, Wojahn, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Amen, Anderson, Barden, Bauer, Blair, Bluechel, Bottiger, Bradley, Charette, Charnley, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Hubbard, Jastad, Julin, Kirk, Kiskaddon, Kraabel, Lysen, Marsh, Maxie, North, O'Brien, Paris, Rabel, Randall, Ross, Savage, Schumaker, Shipoch, Smith, Thompson, Wanamaker, Williams—41.

Absent or not voting: Representatives Backstrom, Douthwaite, Hatfield, McDermott, Moon, Van Dyk—6.

Senate Joint Memorial No. 17, having received the constitutional majority, was declared passed.

### SENATE AMENDMENTS TO HOUSE BILL

April 15, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 660 with the following amendments:

On page 1, section 1, line 13 of the printed and engrossed bill after "loan" and before "credit" strike "or" and insert "of" and on line 14 after "plan" and before "having" insert "including but not restricted to plans"

On page 1 of the printed bill strike the House Committee Amendment by the Committee on Financial Institutions to page 1, section 1, beginning on line 15, being lines 15 through 22 of the engrossed bill, and reinstate the original material under subsection (a) of section 1 of the printed bill.

On page 1, section 1, line 15 of the printed bill after "(a)" strike "Credit" and insert "Where credit"

On page 1, section 1, beginning on line 15 of the printed bill after "to" strike "written application therefor and to"

On page 1, section 1, line 19 of the printed bill after "into" and before "agreements" strike "written"

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 660.

Mr. Pardini spoke in favor of the motion.

The motion was carried.

### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 660 as amended by the Senate.

Mr. Pardini spoke in favor of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 660 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Backstrom, Hatfield, McDermott—3.

Engrossed House Bill No. 660 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MESSAGE FROM THE SENATE

April 16, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 415, and has passed the bill as amended by the

Conference Committee, and said bill together with the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF CONFERENCE COMMITTEE

April 16, 1971.

MR. SPEAKER:  
MR. PRESIDENT:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 415, providing for the investigation and control of pesticide poisoning, have had the same under consideration, and we recommend that the Senate recede from its amendment to page 2, section 4, line 33 of the printed House Committee amendment, and that the House concur with all other Senate amendments to the printed House Committee amendment.

Signed by Senators Jolly, Matson and Donohue; Representatives Amen, Van Dyk and Costanti.

#### MOTION

Mr. Morrison moved that the report of the Conference Committee on Engrossed House Bill No. 415 be adopted.

#### POINT OF ORDER

Mr. Grant: "Point of order, Mr. Speaker, Rule 88, adopted by this House, provides that the House shall have twenty-four hours from the time of receipt to consider reports from Free Conference committees. I think Representative Morrison's motion would require a suspension of that rule."

#### RULING BY THE SPEAKER

The Speaker: "Those are reports of Free Conference, Mr. Grant, if you will read the rule. This is a conference report. The Conference Committee has simply accepted some and rejected others of the amendments which were already placed on the bill by the two bodies. I would, however, appreciate explanatory remarks from a member of the Conference Committee."

Mr. Amen spoke in favor of the motion to adopt the report of the Conference Committee.

#### POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Julin.

Mr. Julin: "Representative Amen, one of the amendments deals with the taking of human tissue. Could you tell me whether or not the act as it now is, and with the proposed amendments, would insure and make it mandatory that the taking of human tissue be performed by someone who is medically qualified to do that?"

Mr. Amen: "Let me check the bill on this."

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Speaker would like to explain to the members of the House that the report of the Conference Committee deals only with acceptance or rejection of amendments that are already in your billbooks. Therefore no separate copy of the report has been distributed to you. Any reports from free conferences will of course be printed in full and distributed on your desks in the twenty-four hour period before action is taken on those."

Mr. Amen: "Your question, Representative Julin, was whether there be a guarantee that only a medical person would take this?"

Mr. Julin: "Representative Amen, to be assured that only properly-qualified medically trained personnel would be authorized under this act to take human tissue."

Mr. Amen: "I couldn't assure you of this, but when the department appeared before the committee, it was my understanding that this is what would be done if any samples would be taken. What they were talking about mostly was blood samples."

Mr. Julin: "Mr. Speaker, might we be at ease, or put this down for a bit so we will have a chance to check into this. I think this is an important item on which we ought to have assurance."

MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of the report of the Conference Committee on Engrossed House Bill No. 415, and it was ordered placed on the appropriate order of business for Monday.

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 151 with the following amendments:

Strike all of the title and insert the following:

"An Act relating to expenditures by state agencies for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; designating effective dates for certain appropriations; and declaring an emergency."

On page 1 after the enacting clause strike the remainder of the bill and insert the following:

"NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions set forth in the following sections the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973, except as otherwise provided, out of the several funds of the state hereinafter named: PROVIDED, That no moneys appropriated to agencies or departments of the state may be used or spent for any sabbatical leaves for any employee of the state or any subdivisions receiving state appropriations.

NEW SECTION. Sec. 2. FOR THE STATE LEGISLATURE

General Fund Appropriation

Senate Expenses and salaries of members.....	\$	3,465,000
House of Representatives Expenses and salaries of members.....	\$	5,185,675
Legislative Council: <i>Provided</i> , That those amounts included for Public Employees' Retirement contributions be used for that purpose only....	\$	417,074
Legislative Budget Committee:		
<i>Provided</i> , That those amounts included for Public Employees' Retirement contributions be used for that purpose only.....	\$	361,030
Joint Committee on Education.....	\$	255,029
Joint Committee on Higher Education.....	\$	153,356
Joint Committee on Nuclear Energy.....	\$	12,650

Motor Vehicle Fund Appropriation

Joint Committee on Highways.....	\$	128,050
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NEW SECTION. Sec. 3. FOR THE PUBLIC PENSION COMMISSION

General Fund Appropriation.....	\$	93,350
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NEW SECTION. Sec. 4. FOR THE PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation.....	\$	2,014,331
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NEW SECTION. Sec. 5. FOR THE SUPREME COURT

General Fund Appropriation: <i>Provided</i> , That funds appropriated for the Supreme Court may be used for authorized expenses incurred in perfecting appellate review of indigent cases but not to exceed \$324,686....	\$	1,748,000
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NEW SECTION. Sec. 6. FOR THE LAW LIBRARY

General Fund Appropriation.....	\$	440,000
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NEW SECTION. Sec. 7. FOR THE COURT OF APPEALS

General Fund Appropriation.....	\$	1,679,361
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NEW SECTION. Sec. 8. FOR THE COURT ADMINISTRATOR

General Fund Appropriation.....	\$	258,762
General Fund Appropriation for Superior Court Judges.....	\$	2,115,918
General Fund Appropriation		
Judges' Retirement Fund Contributions.....	\$	328,575
Additional Judges' Retirement Fund Contributions in accordance with RCW 2.12.060.....	\$	144,445

**NEW SECTION. Sec. 9. FOR THE JUDICIAL COUNCIL**

General Fund Appropriation..... \$ 93,164

**NEW SECTION. Sec. 10. FOR THE OFFICE OF THE GOVERNOR**

General Fund Appropriation

Executive Operations ..... \$ 752,369  
 Investigation and Emergency Purposes—To be distributed on vouchers approved by the governor..... \$ 20,000  
 Extradition Expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives when approved by the Governor (including prior claims)..... \$ 50,000  
 Mansion Maintenance ..... \$ 52,000

**NEW SECTION. Sec. 11. FOR THE LIEUTENANT GOVERNOR**

General Fund Appropriation..... \$ 60,385

**NEW SECTION. Sec. 12. FOR THE SECRETARY OF STATE**

General Fund Appropriation: *Provided*, That expenditures should only be used for the purpose of carrying out his statutory or constitutional duties: *Provided*, That \$360,038 shall be available only for initiative and referendum, voters' and candidates' pamphlet, and related legal and other advertising purposes..... \$ 1,330,878

**NEW SECTION. Sec. 13. FOR THE STATE TREASURER**

General Fund Appropriation..... \$ 794,853  
 General Fund—Investment Reserve Account Appropriation..... \$ 620,111  
 Motor Vehicle Fund Appropriation..... \$ 12,476

**NEW SECTION. Sec. 14. FOR THE STATE AUDITOR**

General Fund Appropriation

For Operations ..... \$ 2,167,632  
 Payment of supplies and services furnished in previous biennia..... \$ 250,000  
 Criminal cost bills..... \$ 30,000  
 Motor Vehicle Fund Appropriation..... \$ 101,746

**NEW SECTION. Sec. 15. FOR THE ATTORNEY GENERAL**

General Fund Appropriation..... \$ 1,045,934  
 General Legal Services Revolving Fund Appropriation..... \$ 5,502,936  
 General Fund—Federal ..... \$ .....  
 General Fund—Appropriation for Washington Organized Crime Intelligence System ..... \$ .....

**NEW SECTION. Sec. 16. FOR THE OFFICE OF PROGRAM PLANNING AND FISCAL MANAGEMENT**

General Fund Appropriation..... \$ 3,613,291  
 Motor Vehicle Excise Fund Appropriation..... \$ 136,585

**NEW SECTION. Sec. 17. FOR THE DEPARTMENT OF PERSONNEL**

Personnel Service Revolving Fund Appropriation:

*Provided*, That \$15,000 shall be available for administration and for payment of Employees' Suggestion Awards..... \$ 3,214,137

**NEW SECTION. Sec. 18. FOR THE CAPITOL COMMITTEE**

General Fund—Capital Building Construction

Account Appropriation ..... \$ 20,000  
 Motor Vehicle Fund Appropriation..... \$ 10,000

**NEW SECTION. Sec. 19. FOR THE FINANCE COMMITTEE**

General Fund—Investment Reserve Account Appropriation..... \$ 248,153  
 General Fund—Water Pollution Control Facilities Account Appropriation.. \$ 22,700  
 General Fund—State Building and Higher Education Construction Account Appropriation ..... \$ 40,200  
 General Fund—Outdoor Recreation Account Appropriation..... \$ 27,450  
 Motor Vehicle Fund Appropriation..... \$ 103,725  
 Motor Vehicle Fund—Urban Arterial Trust Account Appropriation..... \$ 79,975

**NEW SECTION. Sec. 20. FOR THE DEPARTMENT OF REVENUE**

General Fund Appropriation: *Provided*, That funds received as reimbursements pursuant to Chapter 84.41 RCW are hereby appropriated to the Department of Revenue in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1973 may be allotted in advance of receipts..... \$ 13,218,788

**NEW SECTION. Sec. 21. FOR THE TAX APPEALS BOARD**

General Fund Appropriation..... \$ 385,208

**NEW SECTION. Sec. 22. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

General Fund Appropriation: *Provided*, That \$707,000 shall be allocated to the Division of Banking..... \$ 3,912,053

Department of General Administration Facilities and Services Revolving Fund Appropriation ..... \$ 4,302,979

**NEW SECTION. Sec. 23. FOR THE INSURANCE COMMISSIONER**

General Fund Appropriation: *Provided*, That \$722,654 shall be available solely for the support of the Fire Safety and Regulation Program..... \$ 3,065,541

**NEW SECTION. Sec. 24. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST**

Highway Bond Retirement Fund Appropriation..... \$ 57,903,394

Public School Building Bond Redemption Fund 1955 (1965 Refunded) Appropriation ..... \$ 30,525

Public School Building Bond Redemption Fund 1957 Appropriation..... \$ 9,176,200

Public School Building Bond Redemption Fund 1959 Appropriation..... \$ 4,727,900

Public School Building Bond Redemption Fund 1961 Appropriation..... \$ 7,136,495

Public School Building Bond Redemption Fund 1963 Appropriation..... \$ 8,607,673

Public School Building Bond Redemption Fund 1965 Appropriation..... \$ 2,397,812

Common School Building Bond Redemption Fund Appropriation..... \$ 5,825,445

University of Washington Bond Retirement Fund Appropriation..... \$ 3,550,303

Washington State University Bond Retirement Fund Appropriation..... \$ 2,018,335

Central Washington State College Bond Retirement Fund Appropriation... \$ 484,508

Eastern Washington State College Bond Retirement Fund Appropriation... \$ 548,553

Western Washington State College Bond Retirement Fund Appropriation... \$ 1,121,360

Institutional Building Bond Redemption Fund 1957 Appropriation..... \$ 3,450,180

State Building Construction Bond Redemption Fund Appropriation..... \$ 8,414,555

State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation ..... \$ 8,314,838

State Building and Higher Education Bond Redemption Fund 1967 Appropriation ..... \$ 6,982,405

Juvenile Correctional Institutional Building Bond Redemption Fund Appropriation ..... \$ 603,585

General Administration Bond Retirement Fund Appropriation..... \$ 729,336

State Building and Parking Bond Redemption Fund Appropriation..... \$ 2,261,380

State Building Construction Bond Redemption Fund 1967 Appropriation... \$ 603,110

War Veterans' Compensation Bond Retirement Fund Appropriation..... \$ 3,149,180

World Fair Bond Redemption Fund Appropriation..... \$ 1,631,625

Outdoor Recreational Bond Redemption Fund 1963 Appropriation..... \$ 912,507

Water Pollution Control Bond Redemption Fund Appropriation..... \$ 2,025,000

Community College Bond Retirement Fund Appropriation..... \$ 8,746,045

Outdoor Recreational Bond Redemption Fund 1967 Appropriation..... \$ 1,915,000

**NEW SECTION. Sec. 25. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION**

General Fund Appropriation for fire insurance premiums tax distribution.. \$ 1,110,150

General Fund Appropriation for public utility district excise tax distribution ..... \$ 9,787,200

General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution..... \$ 99,118

Liquor Excise Tax Fund Appropriation for liquor excise tax distribution.. \$ 16,400,000

Motor Vehicle Excise Tax Fund Appropriation for motor vehicle excise tax distribution ..... \$ 18,140,882

Motor Vehicle Fund Appropriation for motor vehicle fuel tax and over-load penalties distribution.....	\$110,417,254
State School Equalization Fund Appropriation for Mass Transit Assistance Distribution .....	\$ 6,935,900
Liquor Board Revolving Fund Appropriation for liquor profits distribution..	\$ 31,574,808

**NEW SECTION. Sec. 26. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION**

Forest Reserve Fund Appropriation for forest reserve fund distribution....	\$ 29,069,506
General Fund Appropriation for federal flood control funds distribution....	\$ 25,475
General Fund Appropriation for federal grazing fees distribution.....	\$ 14,204

**NEW SECTION. Sec. 27. FOR THE STATE EMPLOYEES' INSURANCE BOARD**

State Employees' Insurance Fund Appropriation.....	\$ 29,680
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**NEW SECTION. Sec. 28. FOR THE WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

Retirement System Expense Fund Appropriation: <i>Provided</i> , That \$130,480 shall be available only for fees paid retained investment counsel.....	\$ 1,435,469
Washington Law Enforcement Officers' and Fire Fighters' Retirement System Fund for administration: <i>Provided</i> , That \$9,000 shall be available only for fees paid retained investment counsel.....	\$ 227,958

**NEW SECTION. Sec. 29. FOR THE WASHINGTON LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM**

General Fund Appropriation for payment of benefits.....	\$ 1,242,543
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**NEW SECTION. Sec. 30. FOR THE MUNICIPAL RESEARCH COUNCIL**

Motor Vehicle Excise Fund Appropriation.....	\$ 460,000
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**NEW SECTION. Sec. 31. FOR THE UNIFORM LEGISLATION COMMISSION**

General Fund Appropriation.....	\$ 7,830
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**NEW SECTION. Sec. 32. FOR THE PRESIDENTIAL ELECTORS**

General Fund Appropriation.....	\$ 325
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**NEW SECTION. Sec. 33. FOR THE ACCOUNTANCY BOARD**

General Fund Appropriation.....	\$ 187,300
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**NEW SECTION. Sec. 34. FOR THE ATHLETIC COMMISSION**

General Fund Appropriation.....	\$ 26,391
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**NEW SECTION. Sec. 35. FOR THE CEMETERY BOARD**

General Fund for Cemetery Account Appropriation: <i>Provided</i> , That \$17,000 shall be available solely for legal services provided by the Attorney General .....	\$ 40,247
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**NEW SECTION. Sec. 36. FOR THE HORSE RACING COMMISSION**

Racing Commission Fund Appropriation: <i>Provided</i> , That if there are more than 364 racing days during the 1971-73 biennium, the Governor is hereby authorized to allocate such additional funds as may be required \$	878,008
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**NEW SECTION. Sec. 37. FOR THE LIQUOR CONTROL BOARD**

Liquor Board Revolving Fund Appropriation.....	\$ 25,106,532
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**NEW SECTION. Sec. 38. FOR THE PHARMACY BOARD**

General Fund Appropriation: <i>Provided</i> , That if chapter ....., Laws of 1971 (House Bill 411) be adopted by the Legislature this amount shall be increased to appropriate the additional income generated for the activities of the board: <i>Provided further</i> , That \$100,000 shall be made	
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available to the Narcotics and Drug Division of law enforcement agencies in cities above 500,000..... \$ 304,201

NEW SECTION. Sec. 39. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation..... \$ 5,225,629

NEW SECTION. Sec. 40. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation..... \$ 46,574

NEW SECTION. Sec. 41. FOR THE LAW ENFORCEMENT OFFICERS' TRAINING COMMISSION

General Fund Appropriation..... \$ 163,391

NEW SECTION. Sec. 42. FOR THE DEPARTMENT OF CIVIL DEFENSE

General Fund Appropriation..... \$ 887,718

NEW SECTION. Sec. 43. FOR THE MILITARY DEPARTMENT

General Fund Appropriation..... \$ 2,097,108

Armory Fund Appropriation..... \$ 978,201

NEW SECTION. Sec. 44. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—OFFICE OF THE SECRETARY

General Fund Appropriation..... \$ 940,222

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
VETERANS' SERVICES

General Fund Appropriation..... \$ 782,000

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF HEALTH

General Fund Appropriation: *Provided*, That the Secretary of the Department of Social and Health Services is authorized to allocate up to \$300,000 from state sources for support of local Kidney Centers: *Provided*, That not more than \$2,500,000 shall be provided for support of county tuberculosis programs during this biennium: *Provided further*, That notwithstanding the provisions of RCW 66.08.180, that during the 1971-73 biennium the allocations to the University of Washington and Washington State University shall be reduced by \$300,000 and \$200,000 respectively and these additional funds transferred to the general fund for use by the Division of Health, Department of Social and Health Services, to carry out the purposes of RCW 70.96.085 as now or hereafter amended ..... \$ 24,198,119

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF INSTITUTIONS

General Fund Appropriation: *Provided*, That inter-program transfers may be made among the amounts listed below to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget..... \$172,656,540

Headquarters ..... \$ 5,252,752

Juvenile Rehabilitation: *Provided*, That it is the intent that the facilities at Fort Worden shall continue to serve its residents to June 30, 1973..... \$ 31,159,049

Adult Corrections ..... \$ 31,783,885

Mental Health: *Provided*, That \$9,799,304 shall be utilized only to continue operation of Northern State Hospital: *Provided*, That it is the intent that the facilities at Olympic Center shall continue to serve its residents to June 30, 1973 ..... \$ 49,571,082

Developmental Disabilities ..... \$ 49,978,458

Veterans' Homes ..... \$ 4,911,322

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
 DIVISION OF PUBLIC ASSISTANCE

General Fund Appropriation..... \$731,553,261

The Department of Social and Health Services is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payments if necessary, and to effect all economies possible in the administration of such programs during the 1971-73 biennium: *Provided*, That of the total amount appropriated herein \$373,968,211 shall be the state share, and \$357,585,050 shall be the federal share: *Provided*, That not more than \$96,000,000 shall be expended for administration during the 1971-73 biennium: *Provided*, That the Department of Social and Health Services shall make not more than \$1,082,200 available to the University of Washington for the payment of physicians services and fees at King County Hospital: *Provided*, That of this appropriation \$3,235,881 of which \$1,620,713 shall be in state funds shall be used exclusively for the purpose of increasing payment rates to Class I Nursing Homes at \$11.12 and Class II Nursing Homes at \$8.69 and Intermediate Care Facilities at \$6.58 for the 1971-73 biennium: *Provided*, That responsibility for fraud investigation and referral shall be centralized in a single administrative unit which shall be directly responsible to an Assistant Secretary of the Department of Social and Health Services: *Provided*, That the Department shall investigate the practices employed by the State of Oregon for possible use in Washington: *Provided*, That a person referred to and accepted by the Division of Vocational Rehabilitation for rehabilitation under an approved plan, which plan includes maintenance payments, shall not be eligible to receive general assistance: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty percent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That the Division of Public Assistance in conjunction with the Office of Program Planning and Fiscal Management and in cooperation with the Department of Highways, the Planning and Community Affairs Agency, the Department of Commerce and Economic Development and such other state agencies as it is deemed necessary develop and present to the legislature prior to January 1, 1972 a detailed master plan including methods of implementing and financing the plan which will provide employment for at least 200 public assistance recipients in community-based work training programs: *Provided*, That notwithstanding the provisions of section 97 of this act federal matching funds received in the month of July, 1971, may be credited to the 1969-1971 biennium to the extent necessary to fund expenditures for the 1969-1971 biennium: *Provided*, That the Dental Profession, through its nonprofit corporation of participating dentists, continue to serve as the fiscal intermediary of the dental program at a maximum administration fee of 4.22% of moneys expended (2.32% of moneys expended to be available from moneys appropriated for dental care) with services to be performed detailed in contract form for the biennium commencing July 1, 1971, and ending June 30, 1973: *Provided further*, That during the biennium a comparative study, by a mutually agreed, outside agency, be made of the total true costs that would be experienced if the department furnished the same services presently performed by the fiscal intermediary expressed as a percentage of moneys expended. The study to be financed equally by the dental fiscal intermediary and the department, and a report of the study to be made to the 1973 Legislature: *Provided*, That if any part of this act shall be found to be in conflict with Federal requirements which are a prescribed condition to the allocation of Federal funds to the State, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet Federal requirements which are a necessary condition to the receipt of Federal

funds by the State: *Provided*, That of this amount \$500,000 or so much thereof as shall be necessary shall be utilized to establish demonstration projects providing twenty-four hour day care services: *Provided*, That of this amount \$28,363,608 shall be used exclusively to update standards of which the state share shall be \$15,130,584: *Provided*, That the Secretary of the Division of Public Assistance shall select for a two year term three (3) public assistance recipients to serve in an advisory capacity to the State Public Assistance Advisory Board. The three people must be selected from a list of ten (10) names submitted by the Washington State Welfare Rights Organization, two (2) of whom will be from Western Washington and one (1) of whom must be from Eastern Washington: *Provided, further*, That said advisory board group shall meet at least six (6) times per year, and the three (3) recipients selected shall receive actual expenses as provided for in RCW 43.03.050 and 43.03.060 for such meetings.

- General Fund Appropriation: *Provided*, That this appropriation shall be utilized exclusively for the purpose of implementing the first phase of the recommendation of Touche, Ross and Company made to the Legislative Budget Committee in their December 1970 report relative to resystemization which shall consist of the complete detailed systems design necessary for the centralization and automation of the process up to the point of actual computer programming and implementation: *Provided further*, That this appropriation shall be for the period up to January 31, 1972..... \$ 250,000
- General Fund Appropriation for medical services and supplies including adjustment of hospital costs not in excess of the unexpended balance of the 1969-1971 appropriation or allotment for this purpose..... \$ 4,000,000

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF VOCATIONAL REHABILITATION

- General Fund Appropriation: *Provided*, That not more than \$3,976,245 is from state sources: *Provided*, That it is the intent of the Legislature that special attention be given to clients referred by the Division of Public Assistance and that payments for maintenance by the Division of Vocational Rehabilitation to these clients are specifically authorized: *Provided*, That it is the intent of the Legislature that emphasis be given to a cooperative use of resources between the Division of Vocational Rehabilitation, the Division of Institutions, the Department of Labor and Industries and the Department of Employment Security: *Provided further*, That not more than \$198,000 from state sources shall be available for services in connection with maintenance and operation of programs for artificial kidney centers and kidney transplants..... \$ 19,209,578
- General Fund Appropriations for medical services and supplies including adjustments of hospital costs not in excess of the unexpended balance of the 1967-1969 appropriation or allotment for this purpose..... \$ 25,000

NEW SECTION. Sec. 45. FOR THE OFFICE OF ECONOMIC  
OPPORTUNITY

- General Fund Appropriation: *Provided*, That \$870,000 shall be available for support or supplementation of Head Start projects approved for Federal Funds ..... \$ 3,366,753

NEW SECTION. Sec. 46. FOR THE PLANNING AND COMMUNITY  
AFFAIRS AGENCY

- General Fund Appropriation: *Provided*, That the Legislative Budget Committee shall conduct a quarterly review of the priorities and funding levels being set by the State Committee on Law and Justice..... \$ 24,985,260

NEW SECTION. Sec. 47. FOR THE BOARD AGAINST DISCRIMI-  
NATION

- General Fund Appropriation..... \$ 830,923

NEW SECTION. Sec. 48. FOR THE BOARD OF INDUSTRIAL  
INSURANCE APPEALS

- Accident Fund Appropriation..... \$ 978,723

Medical Aid Fund Appropriation.....	\$	978,723
NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES		
General Fund Appropriation.....	\$	2,233,916
General Fund—Electrical License Account Appropriation.....	\$	1,988,936
General Fund—Industrial Relations Account Appropriation.....	\$	191,341
Accident Fund Appropriation.....	\$	11,215,499
Medical Aid Fund Appropriation.....	\$	13,748,479
NEW SECTION. Sec. 50. FOR THE BOARD OF PRISON TERMS AND PAROLES		
General Fund Appropriation.....	\$	633,488
NEW SECTION. Sec. 51. FOR THE EMPLOYMENT SECURITY DEPARTMENT		
General Fund Appropriation.....	\$	9,584,612
Unemployment Compensation Administration Fund Appropriation.....	\$	34,588,744
Administrative Contingency Fund Appropriation.....	\$	200,000
NEW SECTION. Sec. 52. FOR THE OCEANOGRAPHIC COMMISSION OF WASHINGTON		
General Fund Appropriation.....	\$	87,688
NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF ECOLOGY		
General Fund Appropriation.....	\$	10,225,544
General Fund—Reclamation Revolving Account Appropriation.....	\$	320,156
Basic Data Fund Appropriation.....	\$	160,714
General Fund—Water Pollution Control Facilities Account Appropriation..	\$	5,581,969
NEW SECTION. Sec. 54. FOR THE POLLUTION CONTROL HEARINGS BOARD		
General Fund Appropriation.....	\$	137,370
NEW SECTION. Sec. 55. FOR THE THERMAL POWER PLANT SITE EVALUATION COUNCIL		
General Fund Appropriation.....	\$	103,167
NEW SECTION. Sec. 56. FOR THE PARKS AND RECREATION COMMISSION		
General Fund Appropriation: <i>Provided</i> , That \$717,774 shall be used for payment of rental on state trust lands reserved for park purposes: <i>Provided</i> , That \$20,000 of this sum shall be used in full payment for the historical ferry San Mateo to the highway department.....	\$	11,392,420
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within the state parks.....	\$	862,335
NEW SECTION. Sec. 57. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION		
General Fund—Outdoor Recreation Account Appropriation: <i>Provided</i> , That not to exceed \$558,108 will be used for administrative expenses: <i>Provided</i> , That funds herein appropriated may be used for the improvement or construction of swimming pools.....	\$	16,373,642
NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT		
General Fund Appropriation: <i>Provided</i> , That the department of commerce and economic development shall provide necessary administrative assistance to the oceanographic commission and the thermal power plant site evaluation council.....	\$	1,811,200
Motor Vehicle Fund Appropriation—For Tourist Promotion.....	\$	774,800
NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF FISHERIES		
General Fund Appropriations:		
(1) General operations: <i>Provided</i> , That priority in available funding		

shall be given to maintaining and increasing hatchery program fish production .....	\$ 9,320,696
(2) Patrol and Law Enforcement.....	\$ 1,156,277
(3) Stream Improvement .....	\$ 821,188
(4) Fisheries Advisory Committee.....	\$ 4,000
General Fund—Lewis River Hatchery Account Appropriation.....	\$ 26,640

**NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF GAME**

Game Fund Appropriation.....	\$ 17,417,164
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**NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF NATURAL RESOURCES**

General Fund Appropriation.....	\$ 8,819,860
General Fund Appropriation—Emergency Fire Suppression costs: <i>Provided</i> , That the funds hereby appropriated shall be allocated and transferred to the Contingency Forest Fire Suppression account appropriation only as actually needed for purposes of paying emergency forest fire suppression costs .....	\$ 575,000
General Fund—Contingency Forest Fire Suppression Account Appropriation	\$ 1,000,000
General Fund—Forest Development Account Appropriation.....	\$ 2,616,188
General Fund—Resource Management Cost Account Appropriation.....	\$ 15,126,517

**NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF AGRICULTURE**

General Fund Appropriation.....	\$ 4,482,222
General Fund Appropriation—for Predator Control.....	\$ 25,000
General Fund—Expenses of implementing Chapter ....., Laws of 1971, 1st ex. sess. (SSB No. 446): <i>Provided</i> , That not to exceed \$50,000 of this amount shall be allocated from General Fund-State resources.....	\$ 100,000
General Fund—Commercial Feed Account Appropriation.....	\$ 175,391
General Fund—Commission Merchants Account Appropriation.....	\$ 100,508
General Fund—Egg Inspection Account Appropriation.....	\$ 258,123
General Fund—Feeds and Fertilizer Account Appropriation.....	\$ 8,386
General Fund—Agricultural Mineral and Lime Account Appropriation.....	\$ 179,980
General Fund—Nursery Inspection Account Appropriation.....	\$ 130,828
General Fund—Seed Account Appropriation.....	\$ 306,721
Grain and Hay Inspection Fund Appropriation.....	\$ 2,701,010

**NEW SECTION. Sec. 63. FOR THE AERONAUTICS COMMISSION**

General Fund—Aircraft Search and Rescue, Safety and Education Account Appropriation .....	\$ 47,790
General Fund—Aeronautics Account Appropriation.....	\$ 574,442

**NEW SECTION. Sec. 64. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

General Fund—Puget Sound Pilotage Account Appropriation.....	\$ 7,832
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**NEW SECTION. Sec. 65. FOR THE WASHINGTON STATE PATROL**

Motor Vehicle Fund Appropriation.....	\$ 35,876,830
General Fund Appropriation.....	\$ 1,918,434

**NEW SECTION. Sec. 66. FOR THE VEHICLE EQUIPMENT SAFETY COMMISSION**

Motor Vehicle Fund Appropriation.....	\$ 5,700
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**NEW SECTION. Sec. 67. FOR THE TRAFFIC SAFETY COMMISSION**

Highway Safety Fund Appropriation: <i>Provided</i> , That not to exceed \$81,980 will be used for administrative expenses.....	\$ 2,536,095
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**NEW SECTION. Sec. 68. FOR THE DEPARTMENT OF MOTOR VEHICLES**

General Fund Appropriation.....	\$ 2,881,729
General Fund Appropriation for State Board of Chiropractic Examiners and the Chiropractic Disciplinary Board.....	\$ 19,000
General Fund—Architect's License Account Appropriation.....	\$ 94,439

General Fund—Commercial Automobile Driver Training Schools Account Appropriation .....	\$	3,052
General Fund—Optician's Account Appropriation.....	\$	3,210
General Fund—Optometry Account Appropriation.....	\$	17,121
General Fund—Professional Engineer's Account Appropriation.....	\$	197,552
General Fund—Real Estate Commission Account Appropriation.....	\$	1,122,564
General Fund—Sanitarians' Licensing Account Appropriation.....	\$	8,604
General Fund—Board of Psychological Examiners' Account Appropriation	\$	7,551
Highway Safety Fund Appropriation.....	\$	12,382,054
Motor Vehicle Fund Appropriation.....	\$	9,626,369

NEW SECTION. Sec. 69. FOR THE UNIVERSITY OF WASHINGTON

General Fund Appropriation: *Provided*, That \$385,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council for Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided further*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional three percent may be waived in 1971-72 and 1972-73: *Provided*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided*, That of this amount \$60,000 or so much thereof as shall be necessary shall be employed exclusively for the purpose of maintaining the 1971-73 expenditure level for the Institute of Forest Products: *Provided*, That the University of Washington shall expend from any funds that may be available to it the sum of \$650,000 for a medical family practice program, including not less than \$250,000 to be expended at off-campus locations: *Provided further*, That the increase in tuition shall be phased over a three year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year..... \$123,703,001

Accident Fund Appropriation.....	\$	351,000
Medical Aid Fund Appropriation.....	\$	351,000
General Fund Appropriation for the continuing operation of Harborview Medical Center as a teaching resource for the University of Washington	\$	4,700,000

NEW SECTION. Sec. 70. FOR THE WASHINGTON STATE UNIVERSITY

General Fund Appropriation: *Provided*, That \$155,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses;

(2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional three percent may be waived in 1971-72 and 1972-73: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided further*, That the increase in tuition shall be phased over a three year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year: *Provided further*, That \$3,750,000, in addition to the other amounts included in this appropriation, shall be made available for the following purposes: \$2,250,000 for Agricultural Research, \$1,250,000 for Cooperative Extension Services, and \$250,000 for Engineering Research

\$ 67,734,230

NEW SECTION. Sec. 71. FOR THE EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation: *Provided*, That \$70,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional

three percent may be waived in 1971-72 and 1972-73: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided further*, That the increase in tuition shall be phased over a three year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year .....

\$ 18,396,202

**NEW SECTION. Sec. 72. FOR THE CENTRAL WASHINGTON STATE COLLEGE**

General Fund Appropriation: *Provided*, That \$75,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, and Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional three percent may be waived in 1971-72 and 1972-73: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided further*, That the increase in tuition shall be phased over a three year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year .....

\$ 20,428,484

**NEW SECTION. Sec. 73. FOR THE EVERGREEN STATE COLLEGE**

General Fund Appropriation: *Provided*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional three percent may be waived in 1971-72 and 1972-73: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students.....

\$ 8,938,786

NEW SECTION. Sec. 74. FOR THE WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation: *Provided*, That \$100,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition and fees, incidental, and special fees in whole or in part, comprising three percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional three percent may be waived in 1971-72 and 1972-73: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not be limited to the number and amount of waiver for nonresident students: *Provided further*, That the increase in tuition shall be phased over a three year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year

\$ 23,505,215

NEW SECTION. Sec. 75. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (Including Board of Education)

General Fund Appropriation: Office of the Superintendent of Public Instruction and Board of Education, including \$150,000 for the Pacific Science Center: *Provided*, That not less than \$157,462 shall be exclusively available for drug education: *Provided further*, That this amount includes federal Civil Rights Grants of \$171,859, Civil Defense Grants of \$68,895 and Follow-Through Grants of \$15,787.....

\$ 5,699,132

General Fund Appropriation For General Apportionment: *Provided*, That the weighting schedule to be used in computing the apportionment of funds for each district for 1971-73 shall be based on the following factors: Each full time equivalent student enrolled—1.0; Each full time equivalent student, grades 7-12, an added—.3; Each full time equivalent student enrolled in vocational education in grades 9-12 when excess costs are documented for the class and where the class is approved by the state Superintendent, an added—1.0: *Provided*, That for the 1971-73 biennium the present method of determining excess costs shall be continued subject to review upon completion of a study of vocational education as provided for in Senate Concurrent Resolution No. 2, which study includes defining excess cost of all vocational education programs and pending the completion of such study and an analysis of its results by the Legislative Budget Committee the sum of \$10,147,000 of this appropriation, representing the current weighting for vocational education for 1972-73 shall not be allotted by the Office of Program Planning and Fiscal Management, nor any portion thereof, without the approval of a 60 percent majority of the

Legislative Budget Committee; Each identified culturally disadvantaged child receiving an approved program, an added—.1. The factor established by the Superintendent of Public Instruction for use in the 1969-71 biennium designed to reimburse each district for costs resulting from staff education and experience greater than the minimum in the average salary schedule in use by Washington school districts shall be used. For school districts enrolling fewer than 250 students in grades 9-12, for nonhigh districts judged remote and necessary by the State Board of Education and which enroll fewer than 100 students, and for small school plants which are judged remote and necessary within school districts by the state board of education shall be in accordance with the weighting factors used during the 1970-71 school year: *Provided*, That a school district formed after July 1, 1971 and which formerly consisted of one or more school districts qualifying during the preceding school year for additional weighting under the 'remote and necessary' provision or 'fewer than 250 students in grades 9-12' provision shall receive for a period of four years following consolidation such additional weighting as accrued to the qualifying district or districts for the school year preceding consolidation. Full time equivalent students residing on tax exempt property (chapter 130, Laws of 1969), an added—.25; Full time equivalent students in an approved inter-district cooperative program (chapter 130, Laws of 1969), an added —.25: *Provided*, That not to exceed \$400,000 is included for use by the Superintendent for School District emergencies: *Provided*, That not to exceed \$11,788,569 is included for the five vocational-technical institutes: *Provided*, That not to exceed \$272,800 is included for adult education in vocational-technical institutes: *Provided*, That no portion of these funds shall be allocated to a school district which expends or anticipates expending, moneys in excess of their certified budget or budget extensions thereto as filed with the Office of the Superintendent of Public Instruction and Board of Education: *Provided*, That a subsequent special or regular session of the legislature may modify the appropriation as a result of economic or demographic changes which affect the total number of students to be served or the availability of local finances: *Provided*, That for purposes of distributing general fund appropriations for general apportionment, through the school equalization formula, the amount of adjusted local property tax revenues computed for any school district shall not exceed the amount of the revenues that would be produced using the indicated ratio used by the district in the previous year by more than five percent: *Provided further*, That \$100,000 shall be allocated from this appropriation to the Dupont School District for the 1971-73 biennium.. \$491,438,718

General Fund Appropriation for Maintenance of Previously Mandated Salary Increases: *Provided*, That it is the intent of the Legislature that this sum is to be made available to the Superintendent of Public Instruction to be allocated for the school years 1971-72 and 1972-73 to local school districts to be employed exclusively for the purpose of maintaining previously granted salary increases to all certificated and classified personnel who received salary increases during the 1969-71 biennium and such funds shall be distributed during 1971-72 and 1972-73 on the basis of each district's average 1968-69 average certificated salary level and average classified salary level improved by seven percent in 1969-70 and improved by an additional four percent in 1970-71 in order to fund the maintenance of the improved level throughout 1971-73: *Provided*, That the sums provided to each school district for this purpose shall be reduced by the amount calculated in each district which would result from reducing the salary levels of employees earning more than \$15,000 per year in accordance with the following schedule:

\$15,001 to \$20,000.....	2% reduction
\$20,001 to \$25,000.....	4% reduction
\$25,001 to \$30,000.....	6% reduction
\$30,001 to \$35,000.....	8% reduction
\$35,001 and above.....	10% reduction:

*Provided*, That in making such calculation it shall be made so that

no one shall be reduced below the level of \$15,000 who is currently earning more than that sum: <i>Provided further</i> , That the Superintendent of Public Instruction shall establish rules and regulations to carry out the intent of the Legislature for the distribution of the funds contained in this appropriation including that the calculations shall be made utilizing only average base salaries exclusive of extra stipends	\$ 90,942,765
General Fund Appropriation for state matching of federal food service funds, as required by P.L. 91-248 and for continuation of salary increases granted during 1969-71.....	\$ 2,444,000
General Fund Appropriation for state contributions to participating school districts to fund employee health benefits: <i>Provided</i> , That these funds shall be distributed to those participating districts on an equal amount per staff full time equivalent: <i>Provided further</i> , That the distribution for the first two months of the 1971-73 biennium shall continue on the level of distribution during the 1970-71 school year.....	\$ 5,907,078
General Fund Appropriation of two mills of property tax to be distributed in accordance with chapter 216, Laws of 1969 ex. sess., as amended....	\$ 80,907,000
General Fund Appropriation of state forest funds to be distributed.....	\$ 750,000
General Fund Appropriation for allocation to Intermediate School Districts	\$ 1,457,506
General Fund Appropriation:	
Supplementary Education and Cultural Enrichment: <i>Provided</i> , That \$50,000 of this appropriation shall be allocated to the Pacific Northwest Indian Center in Spokane.....	\$ 650,000
State Institutions .....	\$ 5,388,162
Distribution to counties for school districts: Handicapped Children-Excess Costs: <i>Provided</i> , That \$5,023,718 shall be utilized to aid only that category of handicapped children who are identified as being totally unserved (first priority) in the joint report of the Superintendent and the Division of Institutions, December 4, 1970..	\$ 50,986,732
Cerebral Palsy Center.....	\$ 391,698
Elementary and Secondary Education Act of 1965, of which \$2,329,086 is for administration.....	\$ 37,480,086
To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958), of which \$60,409 is for administration.....	\$ 1,500,409
Education of Indian Children, of which \$120,071 is for administration..	\$ 2,100,071
Adult Basic Education, of which \$98,421 is for administration.....	\$ 773,421
School Lunch and School Milk Programs, of which \$78,737 is for administration .....	\$ 12,778,737
Grants to Teachers of the Handicapped, of which \$35,432 is for administration .....	\$ 250,432
Staff Development, of which \$36,431 is for administration.....	\$ 586,431
Assistance to Blind Students (RCW 28B.10.215).....	\$ 5,000
Urban, Racial, and Rural Disadvantaged: <i>Provided</i> , That up to, but not to exceed \$350,000 may be utilized to fund the Supplementary Education and Cultural Enrichment Program where related to efforts of this Urban, Racial and Rural Disadvantaged Program: <i>Provided further</i> , That none of the funds appropriated herein shall be distributed for use in transporting any child whose parents or guardian have, in writing, informed the State Superintendent that they have an objection to having their child so transported.....	\$ 8,655,314
Environmental Education: <i>Provided</i> , That \$40,000 is for the continued operation of the Northwest Environmental Education Center pilot project for the purpose of building environmental education models which will provide for:	
(1) New and improved curricula at the elementary and secondary levels in environmental education	
(2) The new and improved in-service and pre-service programs of teacher training in environmental education; this appropriation will also	
(3) Enable the planning of ecological study centers, and	
(4) Direct the establishment of inter-institutional relationships to support a state plan in environmental education.....	\$ 220,000
Gifted Program .....	\$ 230,000
General Fund—Traffic Safety Education Account Appropriation, of which \$346,185 is for administration.....	\$ 7,438,885

NEW SECTION. Sec. 76. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriation: For administrative expenses of the Board: *Provided*, That \$738,000 shall be available exclusively for the minority affairs programs of the State Board of which \$540,000 shall be from state funds and \$198,000 from federal funds. Such programs shall be developed through a process that insures that all minority groups are represented and included in the planning of such programs..... \$ 1,946,386

For Distribution to the Community Colleges in accordance with Chapter 28B.50 RCW: *Provided*, That not more than \$3,129,620 is to be allocated to the State Board on or before January 1, 1972, for the 1972-73 fiscal year for distribution to the community colleges, as certified by the Governor as meeting the requirements thereof, and approved by a sixty percent majority of the Legislative Budget Committee, with the allocation to be based on the findings of the staff of the Legislative Budget Committee as to the appropriate weighting factor to be used in computing faculty staffing requirements for the vocational-technical enrollments as opposed to a factor of 1.0 for academic transfer enrollments, such study to be based on the definitions and procedures outlined by the Council on Higher Education: *Provided*, That it is the intent of the Legislature that of the 4,118 additional full time equivalent students budgeted to be served in fall quarter 1971 as compared to fall quarter 1970, and of the 4,076 additional full time equivalent students budgeted to be served in fall quarter 1972 as compared to fall quarter 1971, not less than two-thirds shall be enrolled in courses classified as 'occupational' by the state board: *Provided*, That \$845,000 of this appropriation shall be administered by the State Board and used only to develop and implement new and innovative educational programs in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental or innovative academic and vocational programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present such programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds, shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education and the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That \$1,479,764 shall be available to the State Board for Community College Education of which \$1,396,781 is contained in this appropriation and \$82,983 shall be provided to the Olympia School District to complete 1970-71 school year obligations and the \$1,396,781 is to be used exclusively to finance vocational education programs and courses, defined as a planned series of learning experiences, the specific objective of which is to prepare persons to enter, continue or upgrade themselves in gainful employment, including the work of the home, in occupations not requiring a baccalaureate or higher degree, operated at the Olympia Vocational Technical Institute and distributed on the basis of \$1,032 per full-time equivalent student (900 clock hours accumulated attendance per year): *Provided*, That tuition and fees, in whole or in part, comprising two percent of total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and two percent in 1972-73, shall

be waived for needy and economically disadvantaged students, and an additional three percent may be waived in 1971-72 and 1972-73: *Provided*, That an additional one percent of total tuition and fees, incidental, and special fees shall be waived each year for students enrolled in courses leading to the obtaining of a high school certificate: *Provided further*, That the State Board for Community Colleges shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided*, That not more than \$50,000 shall be expended for legal services rendered or for expenses incurred by the Office of the Attorney General: *Provided further*, That no community college shall suffer any reduction in allotments for the 1971-72 and 1972-73 below those established for 1970-71 except in those cases where an institution's projected F.T.E. enrollment declines..... \$115,396,486

**NEW SECTION. Sec. 77. FOR THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION**

General Fund Appropriation..... \$ 45,000

**NEW SECTION. Sec. 78. FOR THE COMPACT FOR EDUCATION**

General Fund Appropriation: *Provided*, That \$1,500 shall be available exclusively for travel and expenses of the commissioners..... \$ 22,500

**NEW SECTION. Sec. 79. FOR THE COUNCIL ON HIGHER EDUCATION**

General Fund Appropriation: *Provided*, That \$1,700,000 of this appropriation shall be used to aid Washington residents attending private institutions of higher education on a full-time basis: *Provided further*, That \$1,376,700 shall be used for the purposes of the state student financial aid program authorized by RCW 28B.10.800 through 28B.10.824 \$ 3,752,738

**NEW SECTION. Sec. 80. FOR THE COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION AND ADVISORY COUNCIL FOR OCCUPATIONAL EDUCATION**

General Fund Appropriation: *Provided*, That during each of the 1971-72 fiscal year and the 1972-73 fiscal year the same number of training hours for volunteer firemen shall be continued as were conducted during the 1970-71 fiscal year..... \$ 17,651,384

**NEW SECTION. Sec. 81. FOR THE TEACHERS' RETIREMENT SYSTEM**

Teachers' Retirement Fund Appropriation: *Provided*, That \$135,000 shall be available only for fees paid retained investment counsel..... \$ 968,774

**NEW SECTION. Sec. 82. FOR THE HIGHER EDUCATION PERSONNEL BOARD**

Higher Education Personnel Board Service Fund Appropriation..... \$ 509,744

**NEW SECTION. Sec. 83. FOR THE STATE LIBRARY**

General Fund Appropriation..... \$ 4,724,390

**NEW SECTION. Sec. 84. FOR THE ARTS COMMISSION**

General Fund Appropriation: *Provided*, That not more than \$72,413 shall be from state sources..... \$ 367,413

**NEW SECTION. Sec. 85. FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

General Fund Appropriation..... \$ 248,967

**NEW SECTION. Sec. 86. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

General Fund Appropriation..... \$ 171,074

## NEW SECTION. Sec. 87. FOR THE STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation: <i>Provided</i> , That \$5,000 shall be a reappropriation for the George W. Bush Exhibit.....	\$	150,342
General Fund—State Capitol Historical Association Museum Account Appropriation .....	\$	40,000

## NEW SECTION. Sec. 88. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

## General Fund Appropriation:

Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: <i>Provided</i> , That \$450,000 may be allotted by the Governor for surveys and installations.....	\$	980,000
For allocation by the governor only to those state agencies who demonstrate that agency operations would be seriously impaired by the necessity of absorbing the 6 percent employers contribution to the public employees retirement system.....	\$	750,000
Interstate Nuclear Compact.....	\$	20,000
Advisory Commission on Intergovernmental Relations.....	\$	2,000
Council of State Government.....	\$	56,360
For support of data processing activities to be allocated after consultation with the Data Processing Advisory Committee.....	\$	48,000
For payment of unemployment compensation to state employees pursuant to chapter 3, Laws of 1971, to be allotted to those agencies whose employees are all or in part funded within the General Fund	\$	1,080,000
For additional state contribution to employees health insurance to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board, institutions of higher education and local school districts as provided by law: <i>Provided</i> , That payments from these funds shall be utilized to provide up to \$15 per state employee per month, up to \$15 per certificated school employee per month and up to \$15 per month per employee of the state institutions of higher education.		
General Fund Appropriation.....	\$	9,410,096
General Fund—Commercial Feed Account Appropriation.....	\$	916
General Fund—Commission Merchants Account Appropriation.....	\$	734
General Fund—Egg Inspection Account Appropriation.....	\$	2,054
General Fund—Electrical License Account Appropriation.....	\$	11,376
General Fund—Feed and Fertilizer Account Appropriation.....	\$	56
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation .....	\$	1,284
General Fund—Forest Development Account Appropriation.....	\$	16,350
General Fund—Investment Reserve Account Appropriation.....	\$	9,036
General Fund—Lewis River Hatchery Account Appropriation.....	\$	158
General Fund—Nursery Inspection Account Appropriation.....	\$	1,174
General Fund—Reclamation Revolving Account Appropriation.....	\$	1,270
General Fund—Seed Account Appropriation.....	\$	2,348
General Fund—Aeronautics Account Appropriation.....	\$	1,330
General Fund—Search and Rescue Account Appropriation.....	\$	116
General Fund—Resources Management Cost Account Appropriation.....	\$	94,948
General Fund—Traffic Safety Education Account Appropriation.....	\$	1,137
General Fund—Outdoor Recreation Account Appropriation.....	\$	2,816
Game Fund Appropriation.....	\$	112,488
Grain and Hay Inspection Fund Appropriation.....	\$	23,488
Motor Vehicle Fund Appropriation.....	\$	1,113,322
Public Service Revolving Fund Appropriation.....	\$	28,552
Armories Fund Appropriation.....	\$	4,442
Insurance Companies Reimbursement Fund Appropriation.....	\$	1,196
Horse Racing Commission Fund Appropriation.....	\$	1,200
Unclaimed Personal Property Fund Appropriation.....	\$	634
General Legal Services Revolving Fund Appropriation.....	\$	29,330
Department of Personnel Service Fund Appropriation.....	\$	15,467
Higher Education Personnel Board Service Fund Appropriation.....	\$	1,904
Liquor Board Revolving Fund Appropriation.....	\$	192,644
Retirement System Expense Fund Appropriation.....	\$	7,916

Accident Fund Appropriation.....	\$	7,500
Medical Aid Fund Appropriation.....	\$	101,040
Teachers Retirement Fund Appropriation.....	\$	4,600
Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$	318

**NEW SECTION. Sec. 89. FOR THE STATE TEACHERS' RETIREMENT SYSTEM FUND:**

*Provided*, That the State Teachers' Retirement System shall use interest earnings on accumulated state contributions and the amount appropriated by this section to pay pensions due for the 1971-73 biennium. Funds appropriated by this section shall be used only to the extent that interest earnings on accumulated state contributions are not sufficient to make pension payments under Chapter 41.32 RCW. For the 1971-73 biennium, the state shall not be required to appropriate funds for the 'normal contribution' nor for the 'unfunded liability contribution' required by RCW 41.32.401. The board of trustees shall determine pension payments, interest earning on accumulated state contributions, and the portion of funds appropriated by this section necessary for each quarter, and shall notify the state treasurer of the transfers necessary from the general fund to the teachers' retirement fund in accordance with RCW 41.32.401: *Provided further*, That this section shall not affect member contributions under Chapter 41.32 RCW:

General Fund Appropriation.....	\$	29,400,000
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**NEW SECTION. Sec. 90. FOR THE WASHINGTON LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM FUND:**

*Provided*, That the Washington Law Enforcement Officers' and Fire Fighters' Retirement System Retirement Board shall use interest earnings on accumulated contributions and the amount appropriated by this section to pay pensions due for the 1971-73 biennium. Funds appropriated by this section shall be used only to the extent that interest earnings are not sufficient to make required pension and refund payments under Chapter 41.26 RCW. For the 1971-73 biennium, the state shall not be required to appropriate funds for the current service liability nor for the prior service liability required by RCW 41.26.080(3). The Retirement Board shall determine pension payments, refunds, interest earnings, and the portion of the funds appropriated by this section necessary for each quarter and shall notify the state treasurer of the amounts to be transferred from the general fund to the Washington law enforcement officers' and fire fighters' retirement system fund: *Provided further*, That this section shall not affect employee and employer contributions under RCW 41.26.080 nor any contributions made by employers for administrative costs of the system:

General Fund Appropriation.....	\$	1,357,457
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**NEW SECTION. Sec. 91. FOR THE STATE TREASURER—TRANSFERS**

General Fund—Investment Reserve Account Appropriation for Transfer to the General Fund on or before June 29, 1973 pursuant to Chapter 50, Laws of 1969.....	\$	5,000,000
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**Motor Vehicle Fund Appropriation:**

For transfer to the Tort Claims Revolving Fund for claims paid on the behalf of the Department of Highways and the Washington State Patrol during the period July 1, 1971 through June 30, 1973..

\$	1,300,000
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**NEW SECTION. Sec. 92. FOR THE STATE TREASURER—TRANSFER**

**Motor Vehicle Fund Appropriation:**

For transfer to the Tort Claims Revolving Fund for claims paid on the behalf of the Department of Highways and the Washington State Patrol during the period July 1, 1969 through June 30, 1971, the effective date of this section is the effective date of this act....

\$	756,500
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**NEW SECTION. Sec. 93. The word 'agency' used herein means and includes every**

state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

The phrase 'agencies headed by elective officials' used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above-named officials serve.

**NEW SECTION.** Sec. 94. In order to carry out the provisions of these appropriations and the state budget, the director of the office of program planning and fiscal management with the approval of the governor, may:

(1) Allot all of any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: *Provided*, That the director of the office of program planning and fiscal management shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Washington State Apple Advertising Commission; Washington State Fruit Commission, Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of Chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: *Provided*, That the director of the office of program planning and fiscal management may alter the allotment requests of state colleges and universities in the following cases: (a) When necessary to reflect legislative intent as set forth in the executive budget as accepted or modified by the legislature in the Senate or House Journals or in any formal communication from the Legislative Budget Committee; (b) When necessary to limit total state expenditures to available revenues as required by RCW 43.88.110(2); (c) When an agency proposes the expenditure of a resource not disclosed in the budget request submitted to the Governor and Legislature: *Provided, however*, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

(3) Prescribe procedures and forms to carry out the above.

(4) Allot funds from appropriations in this act in advance of July 1, 1971; for the sole purpose of authorizing agencies to order goods, supplies, or services for delivery after July 1, 1971: *Provided*, That no expenditures may be made from the appropriations contained in this act, except as otherwise provided, until after July 1, 1971.

**NEW SECTION.** Sec. 95. The Legislative Budget Committee shall review the methods and procedures used by the state's colleges, universities, community colleges, and the state board for community college education in determining and reporting student enrollments to the office of program planning and fiscal management and the council on higher education. The Legislative Budget Committee shall also, each fiscal year, make periodic field audits of the accuracy of such procedures and information.

**NEW SECTION.** Sec. 96. For the public four-year colleges and universities and community colleges, it is the intent of the legislature that the minimum average weekly faculty classroom contact hours beginning academic year 1971-72 equal the following:

State Universities .....	10
State Colleges .....	12
Community Colleges .....	15

It is further the intent of the legislature that the average weekly faculty classroom contact hours for all faculty at the rank of assistant professor and above shall be increased by at least five percent between academic year 1970-71 and 1972-73 at each state university, state college, and community college. It shall be the responsibility of the Council on Higher Education to develop uniform definitions and guidelines to

carry out the provisions of this section and to report during the interim to the Legislative Budget Committee on the status of its report. The Council shall submit a comprehensive report to the 1973 session of the legislature concerning the implementation of these provisions on faculty classroom contact hours.

**NEW SECTION.** Sec. 97. Any receipts from federal sources, gifts or grants, or other sources in excess of those estimated in the budget may be received by the governor and deposited in the state treasury or other depository provided by law. Any proposal to expend moneys from an appropriated fund or account in excess of appropriations provided by law, based on the receipt of unanticipated revenues, shall be submitted to the state legislature, if it is in session, or to the legislative budget committee during the interim between legislative sessions. The legislative budget committee may authorize the expenditure of unanticipated receipts during the legislative interim arising from federal sources, gifts or grants, by a majority of the members of the committee. Whenever possible, unanticipated federal or other revenues which were not anticipated by the governor's budget or in the appropriations enacted by the legislature shall be used to support regular agency programs instead of using funds appropriated from state taxes or similar revenue sources.

**NEW SECTION.** Sec. 98. In the event that receipts shall be less than those estimated in the budget from any source expenditures shall be limited to the amount received and allotments made as provided in section 94. Receipts for purposes of this section shall include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period.

**NEW SECTION.** Sec. 99. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

**NEW SECTION.** Sec. 100. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the director of the office of program planning and fiscal management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

**NEW SECTION.** Sec. 101. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

**NEW SECTION.** Sec. 102. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of the office of program planning and fiscal management which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

**NEW SECTION.** Sec. 103. In order to obtain maximum interagency use of aircraft, the Aeronautics Commission, in accordance with RCW 43.09.210 and chapter 39.34 RCW is hereby authorized to lease, purchase or otherwise acquire suitable aircraft which shall be utilized for the purposes of the Aeronautics Commission and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: *Provided*, That the Aeronautics Commission is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance and make such other provisions as necessary to provide aircraft and related services for multi-agency use: *Provided further*, That in order to achieve economy in the use of the appropriations contained within this act no state agency may purchase an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the Aeronautics Commission and without prior approval of the director of the office of program planning and fiscal management.

**NEW SECTION.** Sec. 104. All contract personal services contracts except those for medical and health care and such other contracts which the director of the office of program planning and fiscal management may exempt after consultation with the Legislative Budget Committee shall be filed with the Office of Program Planning and Fiscal Management and the Legislative Budget Committee prior to obligating any portion of the appropriations approved in this act.

**NEW SECTION.** Sec. 105. Within the rules and regulations of the Department of Personnel, as applicable, in the filling of vacant positions and in the filling of new positions of employment in state government, including the four-year institutions of higher learning and the community colleges and positions in the offices of elective officials, preference shall be given, where necessary, to nonwhite and Mexican-American applicants in order to attain the same minority employment ratio in each agency as obtains in the population of the state at large.

**NEW SECTION.** Sec. 106. All state agencies and institutions of higher education funded by appropriations made by this act shall on July 1, 1971 reduce employee salaries payable out of such appropriations by the percentage amounts set forth below as the percentages relate to the various salary ranges and the classification pay plan shall be revised by the Department of Personnel and the Higher Education Personnel Board to reflect the intent of this section: *Provided*, That no one who is earning more than \$15,000 at the present time shall be reduced below \$15,000 through the operation of this section:

\$15,001 to \$20,000.....	2% reduction;
\$20,001 to \$25,000.....	4% reduction;
\$25,001 to \$30,000.....	6% reduction;
\$30,001 to \$35,000.....	8% reduction;
\$35,001 and above.....	10% reduction;

*Provided*, That none of the provisions of this section shall apply to elected officials.

**NEW SECTION.** Sec. 107. It is the intent of the Legislature that no salary increase be granted in the same job classification to any individual in the employ of the state whose salary is funded by the provisions of this act, including those individuals employed by the six units of higher education, those employed by elected officials or those employed by the community colleges throughout the 1971-73 fiscal period.

**NEW SECTION.** Sec. 108. Each state agency, from its general fund appropriation, shall transmit each month to the Washington public employees' retirement system an amount equivalent to six percent of its total monthly expenditures for salaries and wages of employees covered by the Washington public employees' retirement system, such amount to constitute the employer contribution during the 1971-73 biennium: *Provided*, That in order to comply with the provisions of this section the following appropriations from the following funds and accounts, are hereby appropriated for the 1971-73 employer portion of the public employees' retirement system contributions:

(1) FOR THE JOINT COMMITTEE ON HIGHWAYS	
Motor Vehicle Fund Appropriation.....	\$ 1,850
(2) FOR THE OFFICE OF ECONOMIC OPPORTUNITY	
General Fund—Federal Appropriation.....	\$ 37,540
(3) FOR THE STATE TREASURER	
Investment Reserve Account Appropriation.....	\$ 21,699
Motor Vehicle Fund Appropriation.....	\$ 520
(4) FOR THE ATTORNEY GENERAL	
Legal Services Revolving Fund Appropriation.....	\$ 287,770
(5) FOR THE OFFICE OF PROGRAM PLANNING AND FISCAL MANAGEMENT	
Motor Vehicle Excise Appropriation.....	\$ 6,046
General Fund—Federal Appropriation.....	\$ 1,993
(6) FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY	
General Fund—Federal Appropriation.....	\$ 33,302
(7) FOR THE DEPARTMENT OF PERSONNEL	
Department of Personnel Service Revolving Fund Appropriation.....	\$ 123,618
(8) FOR THE FINANCE COMMITTEE	
Investment Reserve Account Appropriation.....	\$ 26,005
(9) FOR THE DEPARTMENT OF REVENUE	
Unclaimed Personal Property Appropriation.....	\$ 4,052

(10) FOR THE DEPARTMENT OF GENERAL ADMINISTRATION General Administration Facilities and Services Revolving Fund Approp- riation .....	\$	163,985
(11) FOR THE DIVISION OF INSTITUTIONS—HEADQUARTERS Probation Services Account Appropriation.....	\$	2,637
(12) FOR THE INSURANCE COMMISSION Insurance Company Reimbursement Appropriation.....	\$	4,787
(13) FOR THE AERONAUTICS COMMISSION Aeronautics Account Appropriation.....	\$	11,660
Search and Rescue Account Appropriation.....	\$	1,110
(14) FOR THE HORSE RACING COMMISSION Horse Race Commission Fund Appropriation.....	\$	5,074
(15) FOR THE INDUSTRIAL INSURANCE APPEALS BOARD Accident Fund Appropriation.....	\$	37,168
Medical Aid Fund Appropriation.....	\$	37,475
(16) FOR THE LIQUOR CONTROL BOARD Liquor Board Revolving Fund Appropriation.....	\$	976,901
(17) FOR THE PUGET SOUND PILOTAGE COMMISSION Puget Sound Pilotage Account Appropriation.....	\$	168
(18) FOR THE UTILITIES AND TRANSPORTATION COMMISSION Public Service Revolving Fund Appropriation.....	\$	218,860
(19) FOR THE BOARD FOR VOLUNTEER FIREMEN Volunteer Firemen Relief and Pension Fund Appropriation.....	\$	1,920
(20) FOR THE STATE PATROL Motor Vehicle Fund Appropriation.....	\$	424,245
(21) FOR THE TRAFFIC SAFETY COMMISSION Highway Safety Fund Appropriation.....	\$	3,968
(22) FOR THE DEPARTMENT OF CIVIL DEFENSE General Fund—Federal Appropriation.....	\$	20,454
(23) FOR THE DEPARTMENT OF LABOR AND INDUSTRIES General Fund—Federal Appropriation.....	\$	1,332
Electrical License Account Appropriation.....	\$	92,469
Industrial Relations Account Appropriation.....	\$	8,659
Accident Fund Appropriation.....	\$	162,238
Medical Aid Fund Appropriation.....	\$	616,462
(24) FOR THE DEPARTMENT OF MOTOR VEHICLES Architects License Account Appropriation.....	\$	2,657
Commercial Automobile Driver Training School Account Appropriation....	\$	19
Opticians Account Appropriation.....	\$	58
Optometry Account Appropriation.....	\$	347
Professional Engineers Account Appropriation.....	\$	6,244
Real Estate Commission Account Appropriation.....	\$	31,050
Sanitarian's Licensing Account Appropriation.....	\$	141
State Board of Psychological Examiners Account Appropriation.....	\$	149
Highway Safety Fund Appropriation.....	\$	360,392
Motor Vehicle Fund Appropriation.....	\$	157,632
(25) FOR THE MILITARY DEPARTMENT Armory Fund Appropriation.....	\$	26,949
(26) FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES General Fund—Federal Appropriation.....	\$	18,501
(27) FOR THE VETERANS' REHABILITATION DIVISION General Fund—Federal Appropriation.....	\$	29,986
(28) FOR THE DIVISION OF PUBLIC ASSISTANCE General Fund—Federal Appropriation.....	\$	3,233,838
(29) FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION General Fund—Federal Appropriation.....	\$	48,375
Traffic Safety Account Appropriation.....	\$	2,763
(30) FOR THE DIVISION OF VOCATIONAL EDUCATION General Fund—Federal Appropriation.....	\$	44,839

(31) FOR THE DIVISION OF VOCATIONAL REHABILITATION	
General Fund—Federal Appropriation.....	\$ 284,862
(32) FOR THE UNIVERSITY OF WASHINGTON	
General Local Fund Appropriation.....	\$ 1,300,372
(33) FOR THE WASHINGTON STATE UNIVERSITY	
General Local Fund Appropriation.....	\$ 25,312
(34) FOR THE EASTERN WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,169
(35) FOR THE CENTRAL WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,788
(36) FOR THE WESTERN WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,594
(37) FOR THE STATE LIBRARY	
General Fund—Federal Appropriation.....	\$ 28,853
General Fund—Local Appropriation.....	\$ 15,253
(38) FOR THE DEPARTMENT OF HIGHWAYS	
Motor Vehicle Fund Appropriation.....	\$ 2,530,393
(39) FOR THE COUNTY ROADS ADMINISTRATION BOARD	
Motor Vehicle Fund Appropriation.....	\$ 4,906
(40) FOR THE DEPARTMENT OF ECOLOGY	
General Fund—Federal Appropriation.....	\$ 21,600
Reclamation Account Appropriation.....	\$ 11,046
Basic Data Fund Appropriation.....	\$ 9,286
(41) FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION	
Outdoor Recreation Account Appropriation.....	\$ 19,721
(42) FOR THE DEPARTMENT OF FISHERIES	
General Fund—Federal Appropriation.....	\$ 99,344
(43) FOR THE DEPARTMENT OF GAME	
Game Fund Appropriation.....	\$ 644,339
(44) FOR THE DEPARTMENT OF NATURAL RESOURCES	
Forest Development Account Appropriation.....	\$ 103,802
Resources Management Cost Account Appropriation.....	\$ 447,891
Forest Insect District Fund Appropriation.....	\$ 891
Clarke-McNary Fund Appropriation.....	\$ 44,067
Forest Assessment Fund Appropriation.....	\$ 74,829
Log Patrol Revolving Fund Appropriation.....	\$ 3,410
State Forest Nursery Fund Appropriation.....	\$ 43,178
Slash Clearance Fund Appropriation.....	\$ 566
Forest Access Road Fund Appropriation.....	\$ 41,199
(45) FOR THE DEPARTMENT OF AGRICULTURE	
General Fund—Federal Appropriation.....	\$ 39,525
Commercial Feed Account Appropriation.....	\$ 5,610
Commission Merchants Account Appropriation.....	\$ 4,644
Egg Inspection Account Appropriation.....	\$ 11,400
Feeds and Fertilizer Account Appropriation.....	\$ 414
Agriculture, Mineral and Lime Account Appropriation.....	\$ 7,920
Nursery Inspection Account Appropriation.....	\$ 6,072
Seed Account Appropriation.....	\$ 12,720
Grain and Hay Inspection Fund Appropriation.....	\$ 132,090
Agricultural Local Fund Accounts Appropriation.....	\$ 49,745
Horticultural Districts Fund Appropriation.....	\$ 169,017
(46) FOR THE EMPLOYMENT SECURITY DEPARTMENT	
Unemployment Compensation Administration Fund Appropriation.....	\$ 2,312,538

**NEW SECTION.** Sec. 109. It is the intention of the legislature that the expenditure of funds for out of state travel by state employees in executive branch agencies be held to a minimum level consistent with economy, frugality and effectiveness in state government. No funds from appropriations to executive branch agencies made by this act shall be expended for out of state travel costs or related per diem expense of state employees other than elected state officials in executive branch agencies without the prior written approval of the Director of the Office of Program Planning and Fiscal

Management. The Director of the office of Program Planning and Fiscal Management shall grant such approval only on his finding that the proposed travel is consistent with the economic, efficient and effective management of state agencies and programs. For the purposes of this section, "out of state travel" does not include travel between the State of Washington and the contiguous states of Idaho and Oregon.

*NEW SECTION.* Sec. 110. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

*NEW SECTION.* Sec. 111. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

and the same is herewith transmitted. **BILL GLEASON**, Assistant Secretary.

#### MOTION

Mr. O'Brien moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 151.

Mr. O'Brien spoke in favor of the motion, and Mr. Goldsworthy spoke against it.

#### POINT OF INQUIRY

Mr. Charnley yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Representative Charnley, in your knowledgeable opinion about the Northwest Artificial Kidney Center, would you give us the impact this budget bears on that worthy expenditure?"

Mr. Charnley: "Thank you, Mr. Douthwaite. Ladies and gentlemen: The budget, as proposed, is some \$351,000 below the funds requested by this state's two outstanding kidney centers—in Seattle, the Northwest, and in Spokane. Approximately 75 people will be partially to totally affected by this present budget. Forty-three patients will have to be dropped from kidney transplants. This is critical because many patients do not do well on artificial kidneys and need to have this type of treatment. It is the best long-range treatment for them. Seventeen patients would not be able to receive needed medical and psychological services which are essential to helping them adjust to a life-long disease. Most critically, fifteen people in our state in the next two years will have to be denied any form of treatment. And this has only one answer—this is death for them. These will be primarily children, teenagers, and housewives without children. Kidney centers are unique among health care facilities. Cuts in other types of care result in hardships, of course, but cuts in kidney center care mean, simply, death. Currently there are 200 patients receiving treatment in our two centers. This treatment is on-going. When one's kidney fails, he does not receive treatment and go home well. He receives treatment for the rest of his life. Kidney treatment is also unique in one further respect. Every citizen can avail himself of this life-giving treatment as long as he can afford it. The only block he would have is financial. Citizens who are now productive members of our society and potentially productive citizens are now alive because of this treatment. I am very critically concerned that these funds are this short, thus denying these things to people in terms of life and death."

Mr. Douthwaite spoke against the motion by Mr. O'Brien.

#### POINT OF ORDER

Mr. Jueling: "I am having a difficult time understanding whether Mr. Douthwaite is for or against Mr. O'Brien's motion."

The Speaker: "It is a little unclear to me at this point. You might clarify that before you proceed, Mr. Douthwaite."

Mr. Douthwaite concluded his remarks in opposition to the motion to concur in the Senate amendments to Engrossed Substitute House Bill No. 151.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Barden.

Mr. Barden: "Representative Douthwaite, do you have any idea what the impact on the public assistance grants, or the University of Washington, or Superintendent of Public Instruction budget would be imposed by the proviso in this budget that six percent of all

moneys appropriated for salaries must be diverted to the public employees' retirement system?"

Mr. Douthwaite: "The obvious impact to me, Representative Barden, is that this is a six percent cut from these peoples' salaries. It is not stated explicitly as such. If I am in error about that, please correct me, but that is the way I interpret it."

Representative Barden spoke against the motion by Mr. O'Brien, and Representative Savage spoke in favor of it.

Mr. O'Brien closed debate, speaking in favor of the motion to concur in the Senate amendments to Engrossed Substitute House Bill No. 151.

The motion by Mr. O'Brien was lost, and the House refused to concur in the Senate amendments and asked the Senate to recede therefrom.

#### MOTION

On motion of Mr. Bledsoe, Engrossed Substitute House Bill No. 151 was ordered transmitted immediately to the Senate.

#### STATEMENT FOR THE JOURNAL

I wish it was possible for all of us to vote for this budget bill in order to finish up our legislative business and then go home, but for many reasons, due to the economy, regardless who is to blame for it, this budget is not the kind of budget which I have ordinarily supported in the past. Even though Senator Durkan and his committee have restored some of the cuts to public assistance recipients, I still feel, as I always have felt, that ratables to the poor is the worst human act any legislature should be responsible for. I am going to vote to concur with the Senate amendments to House Bill No. 151 because I am concerned as to what will happen to it if it goes to conference. WILLIAM (BILL) CHATALAS, 33rd District.

#### PERSONAL PRIVILEGE

Mr. Charette: "Mr. Speaker, ladies and gentlemen of the House: I would like to remind you that tomorrow is a very important day for a certain member of the House of Representatives. We on this side of the aisle would like to join with you in wishing Representative Tom Copeland a happy birthday."

#### PERSONAL PRIVILEGE

Mr. Copeland: "Thank you so much for the birthday accolades. Let me remind you that on the thirty-sixth day of the extraordinary session, we have now received the first copy of the Session Laws of the 1971 session. I think this is a very commendable document. Mr. Charette, as Chairman of the Statute Law Committee, and Mr. Richard White, the Code Reviser, and his group should be commended for producing this particular document thirty-six days after we complete our work. I did a small amount of research on this today, and as near as we can tell, it has always been about three or four months before we ever had session laws printed and published. So, Mr. Charette, you and your group, and Mr. White, are certainly to be congratulated for the fine work."

#### MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

#### SECOND READING

HOUSE JOINT RESOLUTION NO. 1, by Representatives Moon, Merrill, Kilbury, King, Luders, Martinis, McDermott and Wojahn:

Providing for periodic review of tax exemptions.

Committee recommendation: Majority, do pass with the following amendment:  
On page 1, line 17 after "statute" and before "such" strike "on" and insert "or"

The resolution was read the second time.

On motion of Mr. Moon, the committee amendment was adopted.

On motion of Mr. Moon, the following amendment was adopted:

On page 1, line 12 after "educational" and before "athletic" insert a comma

House Joint Resolution No. 1 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 1 was placed on final passage.

Mr. Moon spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Litchman.

Mr. Litchman: "Mr. Moon, I think this is a very commendable piece of legislation. The question that the people in my district are asking is: Assuming this bill passes, and we eliminate all the exemptions, how much money would the taxpayers in effect have in their coffers?"

Mr. Moon: "Mr. Litchman, this is something I can't answer. I don't know what the total financial impact would be, but it would be a very large one possibly. Because we eliminate these tax exemptions doesn't mean that we won't reenact them. There are many of our tax exemptions that are justifiable and there are many that I am sure the legislature in its wisdom will see fit to reenact. Specifically I think exemptions that are granted for religious, charitable and educational organizations will be reenacted. I think these are justifiable and we need them. These organizations do contribute considerably to the welfare of the state. We should give them every assistance that we can. There are other areas of tax exemption that have been granted in the past to special interests that no longer are justifiable. There is no way that we can find out what these exemptions are except to go through our statutes, bit-by-bit, and single these areas out and say, 'We don't think you need to be exempted from paying this tax anymore.' Then we have to justify why we take them off the tax rolls. What this will do is require special interests to come back and rejustify their tax credit or exemption. In my opinion anybody who has a justifiable tax exemption or tax credit granted to them will continue to get this. And I, for one, would very strongly support tax exemptions and credits for charitable, religious and educational organizations."

Representatives Litchman, Van Dyk and Haussler spoke in favor of the resolution, and Representative O'Brien spoke against it.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. Moon, under the provisions of House Joint Resolution No. 1 if enacted by the people, what would be the status of nursing homes on a founder fee basis—their exemption now—without legislative reenactment?"

Mr. Moon: "Their status, along with every other exemption, would continue until 1977. In 1977, if the legislature did not reenact this exemption, or if the legislature did not make some other provision for this, the exemption then would expire."

Mr. Bledsoe: "Another question, sir—in fact several: Pollution control tax credits, embarked upon by industrialists in this state on a long-time capital construction program (pollution control devices that were embarked upon but not complete by 1977)—if no legislative reenactment of that tax credit were forthcoming, what would then be the status of this state having entered into a quasi-contractual agreement with those who were installing those pollution control tax credits?"

Mr. Moon: "I don't think this legislature or any succeeding legislature could, in good faith, fail to reenact the contracts they have entered into with these businesses and corporations, eliminating the pollution control that they have started. I think that this certainly would be a justifiable continuation of the tax credit that they are granted. It might be possible that they would be a little reluctant to allow new credits granted for new purposes, but I can't see how any legislature in good faith could fail to reenact these exemptions until the expiration of the contract date."

Mr. Bledsoe: "One final question, sir. The exemption in the business and occupation tax dealing with agribusinessmen, stricken by your joint resolution—its status then, in 1977?"

Mr. Moon: "I think that the B & O tax exemption to agriculture is a justifiable exemption. And I think certainly agriculture would have no less of a hardship passing this continued exemption than the Boeing Company had passing theirs last week."

Representatives Bledsoe, Bluechel and Pardini spoke against House Joint Resolution No. 1, and Representatives Luders, Bottiger and Wolf spoke in favor of it.

#### POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Moon, one thing that worries me about this is what the definition is of 'tax exemption.' I think that one of the biggest areas of tax exemption is federal agencies—public agencies—that engage in various types of business or service that are also engaged in by private enterprise. Under our present law I don't think that public agencies are subject to taxation. I am afraid that under this bill we are not getting at one of the biggest areas of tax exemption—in other words, the various services or types of enterprise that are furnished by the federal government, public agencies, cities, counties and

various others where they engage in this type of business. In your opinion, are we getting at that type of exemption in House Joint Resolution No. 1?"

Mr. Moon: "Representative Flanagan, we will get at every type of exemption (at least get an opportunity to review any exemption) that does not apply, or is not in violation of the laws or Constitution of the United States. Federal agencies that are not subjected to taxation as a result of a federal law or as a result of our Federal Constitution of course can't be reviewed. But this is a constitutional amendment and will supersede any of our constitutional restrictions, and it will supersede any of our own laws. In my opinion, this is the first real step to any type of tax reform. It is impractical for us to single out individual special interests that have gotten through, one way or another, a tax exemption. We have got to reverse the burden of proof if we are going to do anything. A prime example of the singling out of a special group is what has happened in King County and what has happened in several of the other counties as far as property tax reassessment is concerned. Here we have taken one-fourth of the area and have singled it out and raised their taxes. This isn't the way to do it."

Mr. Flanagan: "Specifically, will this include a port district that is engaged in various types of activities that are business-type enterprises, or a city that is engaged in a residential development or something like that? Would this include that?"

Mr. Moon: "This would include port districts, yes."

Mr. Kraabel spoke in favor of the resolution.

Mr. Beck demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 1, and the resolution failed to pass the House by the following vote: Yeas, 62; nays, 33; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Benitz, Blair, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, Polk, Rabel, Randall, Savage, Sawyer, Shinpoch, Smith, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf-62.

Voting nay: Representatives Amen, Barden, Beck, Berentson, Bledsoe, Bluechel, Bozarth, Costanti, Cunningham, Curtis, Flanagan, Gladder, Goldsworthy, Harris, Hurley, Jones, Juelling, Kirk, Kuehnl, Litchman, Marsh, Mentor, O'Brien, Pardini, Paris, Rosellini, Ross, Schumaker, Shera, Smythe, Van Dyk, Zimmerman, Mr. Speaker-33.

Absent or not voting: Representatives Backstrom, Hatfield, McDermott, Perry-4.

Engrossed House Joint Resolution No. 1 having failed to receive the constitutional majority was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Van Dyk served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Joint Resolution No. 1 failed to pass the House.

#### EXPLANATION OF VOTE

I voted no on Engrossed House Joint Resolution No. 1 in order to be on the prevailing side to give notice of reconsideration since there were members absent who were in favor of the resolution. MICHAEL K. ROSS, 37th District.

#### EXPLANATION OF VOTE

I voted against Engrossed House Joint Resolution No. 1 when it first came up for final passage because it asks for a review of all exemptions in 1977, and I feel that this is an unjustified threat to institutions in long-range bonding programs, such as church retirement homes, church camps, scout camps, and a threat to others who are trying to make plans with some degree of assurance that they can count on these exemptions. Representative Bud Pardini and Representative Stu Bledsoe's comments were particularly persuasive. HAROLD S. (HAL) ZIMMERMAN, 17th District.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

April 16, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 151 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Durkan, Atwood and Dore.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 151.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Goldsworthy, Kopet and Brouillet as members of the Conference Committee on Engrossed Substitute House Bill No. 151.

#### MESSAGES FROM THE SENATE

April 16, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 86 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Francis, Odegaard and Newschwander.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House granted the request of the Senate for a conference on Engrossed House Bill No. 86.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Zimmerman, Brown and Hausler as members of the Conference Committee on Engrossed House Bill No. 86.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 12:00 noon, Monday, April 19, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRTY-NINTH DAY

## NOON SESSION

House Chamber, Olympia, Wash., Monday, April 19, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Haussler, Kilbury and Smith who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Pastor Earl Bradley of the Evangel Chapel of Lacey.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 16, 1971.

ENGROSSED SENATE BILL NO. 136, regulating the use of blue lights on emergency vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Adams, Anderson, Bauer, Beck, Blair, Charnley, Conner, Conway, Gallagher, Gilleland, Gladder, Hansey, Jastad, Jones, Kraabel, Martinis, Perry, Williams.

MINORITY recommendation: Do not pass. Signed by Representative Bradley.

Passed to Committee on Rules and Administration for second reading.

April 16, 1971.

ENGROSSED SENATE BILL NO. 144, providing for the segregation of taxes when property is acquired by a governmental unit, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Bauer, Beck, Blair, Bradley, Conner, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Jastad, Johnson, Jones, Martinis, Perry, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 16, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 372, establishing a state recreation and fire protection trail system, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 7, following line 1 of the engrossed bill, being line 2 of the printed bill, insert a new paragraph as follows:

“Organized competitive event” shall mean any competition, advertised in advance, sponsored by recognized clubs, and conducted at a predetermined time and place.”

On page 5, section 10, line 20 of the engrossed bill, being line 21 of the printed bill after “construed.” strike the remainder of subsection 3.

On page 5, section 10, line 24 of the engrossed bill, being line 25 of the printed bill after “operator” and before “lands” strike “of” and insert “or”

On page 5, section 10, beginning on line 28 of the engrossed bill, being line 29 of the printed bill, strike all of subsection 6 and insert a new subsection as follows:

“(6) Those two-wheeled vehicles with engines of fifty cubic centimeters or less displacement, on a wheelbase of forty-two inches or less, which are equipped with wheels of fourteen inches or less rim diameter.”

On page 8, section 16, beginning on line 1 of the engrossed bill, being line 2 of the printed bill strike “Ten percent each year for the first two years after the effective date of this 1971 amendatory act, and five” and insert “Twenty-five percent each year for the first two years after the effective date of this 1971 amendatory act, and twenty”

On page 8, section 16, line 15 of the engrossed bill, being line 16 of the printed bill strike “Seventy” and insert “Fifty-five”

On page 8, section 17, line 31 of the engrossed bill, being line 32 of the printed bill after “endanger the” strike “life or”

On page 9, section 17, line 13 of the engrossed bill, being line 14 of the printed bill after "bypass" insert "expansion chamber,"

On page 12, section 27, line 8 of the engrossed bill, being line 9 of the printed bill strike "seventy" and insert "fifty-five"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Blair, Charnley, Conway, Cunningham, Gallagher, Gilleland, Jastad, Jones, Kraabel, Martinis, Perry, Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Bradley, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 16, 1971.

SUBSTITUTE SENATE BILL NO. 401, allowing larger vehicles to use public highways, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Bradley, Conner, Conway, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Jones, Kraabel, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 16, 1971.

SENATE BILL NO. 629, providing for the emergency protection and restoration of highways, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Jones, Kraabel, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 16, 1971.

SENATE JOINT MEMORIAL NO. 15, petitioning for certain funds claimed by the state of Washington from the United States for compliance with outdoor advertising control along certain segments of the interstate highway, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Anderson, Bauer, Beck, Blair, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 16, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 24,

ENGROSSED SENATE BILL NO. 338,

ENGROSSED SENATE BILL NO. 612,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 660.

#### REPORT OF CONFERENCE COMMITTEE

April 16, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 415, providing for the investigation and control of pesticide poisoning, have had the same under consideration, and we recommend that the Senate recede from its amendment to page 2, section 4, line 33 of the printed House Committee amendment, and that the House concur with all other Senate amendments to the printed House Committee amendment.

Signed by Senators Jolly, Matson and Donohue; Representatives Amen, Van Dyk and Costanti.

The House resumed consideration of the Report of Conference Committee on Engrossed House Bill No. 415. The Speaker stated the question before the House to be the motion by Mr. Morrison that the House adopt the Report of the Conference Committee on Engrossed House Bill No. 415.

#### POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Julin.

Mr. Julin: "Representative Amen, when we considered this report on Friday, I raised a question concerning whether or not the taking of human tissue would be done by licensed medical professionals. I wonder if you are now in a position to give me assurance that that will be the case?"

Mr. Amen: "Yes, Mr. Julin. As you recall, I said I would not and could not speak for the department, but I have a letter here which I would like to read:

"The Honorable Otto Amen

Chairman

Agricultural Committee

House of Representatives

Olympia, Washington

Dear Mr. Amen:

In response to Representative Julin's question regarding H.B. 415, please be assured that any and all biopsies of tissue from human beings for purposes of implementation of that bill will be taken by physicians licensed to practice in this State.

Sincerely,  
WALLACE LANE, M.D.

Assistant Secretary

Department of Social and Health Services"

Mr. Julin: "That assurance allays any concern I had over the concurrence in the conference report."

The motion by Mr. Morrison was carried, and the report of the Conference Committee on Engrossed House Bill No. 415 was adopted.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY CONFERENCE COMMITTEE

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 415 as recommended by the Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 415 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 91; nays, 0; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Absent or not voting: Representatives Bledsoe, Brouillet, Haussler, Kilbury, Kopet, Lysen, Ross, Smith—8.

Engrossed House Bill No. 415 as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 39, by Representatives Smythe, Thompson, North, Haussler and Marsh:

Providing for advisory committee to study alternative statutory optional model county charters.

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 39 was advanced to second reading and read the second time.

Mr. Morrison moved that the rules be suspended, the second reading considered the third, and House Concurrent Resolution No. 39 be placed on final passage.

Mr. Smythe spoke in favor of the motion.

## MOTION

Mr. Grant moved that the House defer further consideration of House Concurrent Resolution No. 39 and the resolution be placed at the top of tomorrow's second reading calendar.

Representatives Grant and Smythe spoke in favor of the motion.

The motion was carried.

HOUSE CONCURRENT RESOLUTION NO. 40, by Representatives McDermott, Charette, Kraabel, Brouillet, Kilbury, Charnley, Douthwaite, Lysen, Knowles, Williams, Perry, Kiskaddon, Brown and Lynch:

Directing the department of employment security to establish a pilot program for retraining of certain employees.

Referred to Committee on Labor and Employment Security.

## MOTION

Mr. Morrison moved that, under the provisions of House Resolution No. 71-32, all Senate bills in possession of the House be read in and referred to committees for consideration.

The motion was carried.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 24, by Senator Guess:

An Act relating to education; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and providing penalties.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 42, by Senators Lewis and Jolly (by Legislative Council request):

An Act relating to forest protection; amending section 8, chapter 125, Laws of 1911 as last amended by section 1, chapter 82, Laws of 1965, and RCW 76.04.150; and amending section 1, chapter 223, Laws of 1927 as last amended by section 1, chapter 142, Laws of 1955, and RCW 76.04.170.

Referred to Committee on Natural Resources and Ecology.

REENGROSSED SENATE BILL NO. 98, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education and Executive request):

An Act relating to pupil conduct, discipline, and rights in the common schools; amending section 28A.58.101, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.101; and adding a new section to Title 28A RCW.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 108, by Senators Andersen, Odegaard and Walgren (by Departmental request):

An Act relating to crimes and punishment; and amending section 33, chapter 249, Laws of 1909 as amended by section 2, chapter 109, Laws of 1925 ex. sess. and RCW 9.92.080.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 153, by Senators Odegaard, Francis and Woodall (by Departmental request):

An Act relating to crimes and punishments; and amending section 4, chapter 42, Laws of 1955 as amended by section 47, chapter 81, Laws of 1971 and RCW 9.95.063.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 176, by Senators Wilson, Huntley and Peterson (Lowell):

An Act relating to municipal officers; and amending section 4, chapter 268, Laws of 1961 and RCW 42.23.030.

Referred to Committee on Local Government.

SENATE BILL NO. 185, by Senators Walgren and Elicker:

An Act relating to the powers of governmental units; providing for property conveyance by governmental units to counties or park and recreation districts for park or recreational purposes; creating a new section; and adding a new section to chapter 57.08 RCW.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 232, by Senators Ridder, Keefe and Stender:

An Act relating to public employees' labor relations; amending section 10, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.100; amending section 1, chapter 58, Laws of 1903 and RCW 49.08.010; and adding new sections to chapter 41.56 RCW.

Referred to Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 257, by Senators Fleming, Mardesich and Murray (by Departmental request):

An Act relating to social and health services; amending section 1, chapter 203, Laws of 1969 ex. sess. and RCW 74.32.100; and amending section 4, chapter 203, Laws of 1969 ex. sess. and RCW 74.32.130.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 259, by Senators Odegaard, Holman and Wilson:

An Act relating to institutions of higher education; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 277, by Senators Gissberg and Andersen:

An Act relating to the superior courts; and amending section 7, page 343, Laws of 1890 and RCW 2.08.030.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 298, by Senators Washington, Peterson (Ted) and Dore:

An Act relating to education and insurance or protection programs for certain college and university regents, trustees, school district board members, students and employees, and their dependents; amending section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 8, Laws of 1971 and RCW 28A.58.420; and amending section 28B.10.660, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 237, Laws of 1969 ex. sess. and RCW 28B.10.660.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 338, by Senators Sandison, Peterson (Lowell) and Clarke (by Departmental and Joint Committee on Governmental Cooperation request):

An Act relating to state government; establishing a Washington state board on geographic names; prescribing duties and responsibilities thereof; and for the use of geographic names.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 341, by Senators Peterson (Lowell), Day and Connor (by Joint Committee on Governmental Cooperation and Departmental request):

An Act relating to forests; providing for forest protection; and amending section 2, chapter 12, Laws of 1965 ex. sess. and RCW 76.04.251; adding new sections to chapter 76.04 RCW; and prescribing penalties.

Referred to Committee on Natural Resources and Ecology.

SENATE BILL NO. 353, by Senators Canfield and Jolly:

An Act relating to law enforcement officers' and fire fighters' retirement.

Referred to Committee on Financial Institutions and Insurance.

SENATE BILL NO. 369, by Senators Henry, Washington and Huntley:

An Act relating to motor vehicle warning devices; and amending section 46.37.440, chapter 12, Laws of 1961 and RCW 46.37.440.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 415, by Senators Durkan, Stender, Stortini, Greive and Ridder:

An Act relating to labor relations in health care activities.

Referred to Committee on Labor and Employment Security.

SENATE BILL NO. 454, by Senators Francis and Day:

An Act relating to prescription drugs; and amending section 2, chapter 28, Laws of 1939 and RCW 18.64.246.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 456, by Senator Durkan (by State Auditor request):

An Act relating to state government; transferring certain statutory duties of the state auditor; amending section 4, page 322, Laws of 1890 as amended by section 1, chapter 38, Laws of 1955 and RCW 2.04.031; amending section 1, chapter 144, Laws of 1953 as last amended by section 1, chapter 127, Laws of 1965 ex. sess. and RCW 2.04.090; amending section 6, chapter 221, Laws of 1969 ex. sess. and RCW 2.06.060; amending section 1, chapter 229, Laws of 1937 as amended by section 1, chapter 221, Laws of 1943 and RCW 2.12.010; amending section 2, chapter 229, Laws of 1937 and RCW 2.12.020; amending section 6, chapter 229, Laws of 1937, as last amended by section 2, chapter 243, Laws of 1957 and RCW 2.12.060; amending section 2, page 331, Laws of 1890 and RCW 2.32.350; amending section 9, chapter 259, Laws of 1957 and RCW 2.56.090; amending section 4, chapter 213, Laws of 1955 and RCW 8.04.090; amending section 10, chapter 74, Laws of 1891 and RCW 8.04.160; amending section 2, page 284, Laws of 1877 as amended by section 1291, Code of 1881 and RCW 10.85.025; amending section 49, chapter 256, Laws of 1961 and RCW 15.65.490; amending section 8, chapter 152, Laws of 1919 and RCW 17.12.080; amending section 11, chapter 119, Laws of 1935 and RCW 27.08.010; amending section 28A.04.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.110; amending section 42, chapter 130, Laws of 1943 and RCW 38.24.010; amending section 1, chapter 70, Laws of 1947 and RCW 41.04.020; amending section 2, chapter 208, Laws of 1957 and RCW 41.04.036; amending section 1, page 6, Laws of 1890 and RCW 44.04.040; amending section 1, page 3, Laws of 1890 and RCW 44.04.050; amending section 1, page 10, Laws of 1890 and RCW 44.04.060; amending section 2, chapter 173, Laws of 1941 and RCW 44.04.090; amending section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 ex. sess. and RCW 47.01.160; amending section 47.08.080, chapter 13, Laws of 1961 and RCW 47.08.080; amending section 47.08.090, chapter 13,

Laws of 1961 and RCW 47.08.090; amending section 47.08.100, chapter 13, Laws of 1961 and RCW 47.08.100; amending section 47.56.050, chapter 13, Laws of 1961 and RCW 47.56.050; amending section 47.56.180, chapter 13, Laws of 1961 and RCW 47.56.180; amending section 47.58.040, chapter 13, Laws of 1961 as last amended by section 64, chapter 56, Laws of 1970 ex. sess. and RCW 47.58.040; amending section 47.60.060, chapter 13, Laws of 1961 as last amended by section 65, chapter 56, Laws of 1970 ex. sess. and RCW 47.60.060; amending section 51.40.040, chapter 23, Laws of 1961 and RCW 51.40.040; amending section 51.44.110, chapter 23, Laws of 1961 and RCW 51.44.110; amending section 1, chapter 4, Laws of 1953 ex. sess. as last amended by section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021; amending section 15, chapter 197, Laws of 1949 as amended by section 11, chapter 252, Laws of 1959 and RCW 70.40.150; amending section 72.08.170, chapter 28, Laws of 1959 and RCW 72.08.170; amending section 74.08.370, chapter 26, Laws of 1959 and RCW 74.08.370; amending section 75.08.250, chapter 12, Laws of 1955 and RCW 75.08.250; amending section 77.12.390, chapter 36, Laws of 1955 and RCW 77.12.390; amending section 6, chapter 175, Laws of 1939 as last amended by section 1, chapter 49, Laws of 1951 and RCW 78.48.080; amending section 7, chapter 69, Laws of 1909 as last amended by section 43, chapter 257, Laws of 1959 and RCW 79.24.030; amending section 13, chapter 240, Laws of 1951 and RCW 86.26.110; amending section 3, chapter 105, Laws of 1929 as amended by section 1, chapter 209, Laws of 1939 and RCW 90.16.090; repealing section 6, chapter 58, Laws of 1933 ex. sess., section 11, chapter 38, Laws of 1955, section 10, chapter 259, Laws of 1957 and RCW 2.16.060; and repealing section 3, chapter 125, Laws of 1911 and RCW 76.04.040.

Referred to Committee on State Government.

**SENATE BILL NO. 457, by Senator Durkan (by State Auditor request):**

An Act relating to state government; transferring certain statutory duties of the state auditor; amending section 29.07.140, chapter 9, Laws of 1965 and RCW 29.07.140; amending section 1, chapter 223, Laws of 1949 and RCW 40.20.020; amending section 43.84.110, chapter 8, Laws of 1965 and RCW 43.84.110; amending section 47.24.010, chapter 13, Laws of 1961 and RCW 47.24.010; amending section 75.08.240, chapter 12, Laws of 1955 and RCW 75.08.240; amending section 82.36.410, chapter 15, Laws of 1961 and RCW 82.36.410; amending section 19, chapter 22, Laws of 1963 ex. sess. as amended by section 5, chapter 83, Laws of 1967 ex. sess. and RCW 82.37.190; amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 7, chapter 83, Laws of 1967 ex. sess. and RCW 82.40.290; amending section 84.08.050, chapter 15, Laws of 1961 and RCW 84.08.050; amending section 84.12.240, chapter 15, Laws of 1961 and RCW 84.12.240; amending section 84.16.032, chapter 15, Laws of 1961 and RCW 84.16.032; amending section 84.32.100, chapter 15, Laws of 1961 and RCW 84.32.100; amending section 84.48.110, chapter 15, Laws of 1961 and RCW 84.48.110; repealing section 43.79.360, chapter 8, Laws of 1965 and RCW 43.79.360; and repealing section 77.04.070, chapter 36, Laws of 1955 and RCW 77.04.070.

Referred to Committee on State Government.

**ENGROSSED SENATE BILL NO. 464, by Senators Washington and Huntley:**

An Act relating to education; amending section 28A.57.250, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.250; and declaring an emergency.

Referred to Committee on Education and Libraries.

**ENGROSSED SENATE BILL NO. 480, by Senators Fleming and Mardesich:**

An Act relating to insurance; and adding a new section to chapter 48.20 RCW.

Referred to Committee on Financial Institutions and Insurance.

**ENGROSSED SENATE BILL NO. 489, by Senator Gardner:**

An Act relating to domestic relations; and adding a new section to chapter 26.08 RCW.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 537, by Senators Francis, Odegaard and Scott (by Superintendent of Public Instruction request):

An Act relating to education; providing funds for proper student body purposes; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 545, by Senators Peterson (Lowell), Peterson (Ted) and Durkan: An Act relating to the environment; establishing state environmental policy; and creating new sections.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SUBSTITUTE SENATE BILL NO. 553, by Committee on Public Institutions:

An Act relating to the department of social and health services; providing for the placement and care of adjudicated delinquent children; providing for payment and financial responsibility; and creating new sections.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 605, by Senators Day, Mardesich and Twigg:

An Act relating to motor vehicles; providing for licensing and regulating hulk haulers and scrap processors; and creating a new chapter in Title 46 RCW.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 606, by Senators Day, Twigg and Mardesich:

An Act relating to motor vehicles; providing for the removal of abandoned junk motor vehicles; creating new sections; and providing penalties.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 612, by Senators Henry, Lewis, Twigg and Connor:

An Act relating to elections; amending section 29.18.120, chapter 9, Laws of 1965 and RCW 29.18.120; adding a new section to chapter 29.18 RCW; and repealing sections 907 and 908, Code of 1881, section 18, chapter 69, Laws of 1891, section 1, chapter 59, Laws of 1965 ex. sess. and RCW 66.44.260.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 614, by Senators Day, Cooney, Peterson (Ted) and Neschwander:

An Act providing freedom of choice of doctors; prohibiting discrimination, relating to the state, public institutions, political subdivisions and municipal corporations; adding new sections to chapter 149, Laws of 1949 and to chapter 18.53 RCW; and prescribing penalties.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 615, by Senators Day, Cooney and Peterson (Ted):

An Act relating to health care service contractors; public freedom of choice of doctors for vision care; adding new sections to chapter 48.44 RCW; repealing section 1, chapter 143, Laws of 1969 and RCW 48.44.025; and prescribing penalties.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 617, by Senators Day, Cooney, Peterson (Ted) and Neschwander:

An Act providing freedom of choice of doctors; prohibiting discrimination, relating to the state, public institutions, political subdivisions and municipal corporations; and adding a new section to chapter 149, Laws of 1949, and to chapter 18.53 RCW.

Referred to Committee on State Government.

REENGROSSED SENATE BILL NO. 619, by Senators Stortini and McDougall (by Department of Social and Health Services request):

An Act relating to employer's records; and amending section 50, chapter 35, Laws of

1945 as amended by section 3, chapter 215, Laws of 1951 and RCW 50.12.110.  
Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 659, by Senator Mardesich:

An Act relating to tax deferred annuity benefits for public employees and officials; providing an effective date; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

SENATE BILL NO. 677, by Senator Gissberg:

An Act relating to public depositaries; amending section 1, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.010; amending section 11, chapter 193, Laws of 1969 and RCW 39.58.110; and amending section 13, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.130.

Referred to Committee on Financial Institutions and Insurance.

SUBSTITUTE SENATE BILL NO. 678, by Committee on Cities, Towns and Counties:

An Act relating to the optional municipal code; amending section 35A.02.050, chapter 119, Laws of 1967 ex. sess. as amended by section 2, chapter 52, Laws of 1970 ex. sess. and RCW 35A.02.050; amending section 35A.02.080, chapter 119, Laws of 1967 ex. sess. and RCW 35A.02.080; amending section 35A.02.090, chapter 119, Laws of 1967 ex. sess. and RCW 35A.02.090; amending section 35A.12.070, chapter 119, Laws of 1967 ex. sess. and RCW 35A.12.070; amending section 35A.14.030, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.030; amending section 35A.14.050, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.050; amending section 35A.06.030, chapter 119, Laws of 1967 ex. sess. and RCW 35A.06.030; amending section 35A.14.160, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.160; amending section 35A.58.030, chapter 119, Laws of 1967 ex. sess. and RCW 35A.58.030; amending section 35A.14.015, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.015; amending section 35A.14.200, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.200; amending section 35A.14.210, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.210; creating a new section; repealing section 35A.03.150, chapter 119, Laws of 1967 ex. sess. and RCW 35A.03.150; repealing section 35A.14.800, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.800; and declaring an emergency.

Referred to Committee on Local Government.

SENATE BILL NO. 710, by Senators Ridder, Connor and Herr:

An Act relating to certain municipal employees; amending section 1, chapter 72, Laws of 1949 and RCW 52.36.060; and declaring an emergency.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 789, by Senator Wilson (by Parks and Recreation Commission request):

An Act relating to the parks and recreation commission; and amending section 43.51.040, chapter 8, Laws of 1965 as amended by section 1, chapter 90, Laws of 1967 ex. sess.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 817, by Senators Ridder and Peterson (Ted):

An Act relating to game farmers; amending section 77.28.010, chapter 36, Laws of 1955 and RCW 77.28.010; amending section 77.28.020, chapter 36, Laws of 1955 as amended by section 14, chapter 29, Laws of 1970 ex. sess. and RCW 77.28.020; amending section 77.28.030, chapter 36, Laws of 1955 and RCW 77.28.030; amending section 77.28.050, chapter 36, Laws of 1955 and RCW 77.28.050; amending section 77.28.060, chapter 36, Laws of 1955 and RCW 77.28.060; amending section 77.28.100, chapter 36, Laws of 1955 and RCW 77.28.100; and adding new sections to chapter 77.28 RCW.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 818, by Senators Scott and Francis:

An Act relating to child abuse; amending section 3, chapter 13, Laws of 1965 as

amended by section 3, chapter 35, Laws of 1969 ex. sess. and RCW 26.44.030; amending section 4, chapter 13, Laws of 1965 as amended by section 4, chapter 35, Laws of 1969 ex. sess. and RCW 26.44.040; adding a new section to chapter 26.44 RCW; and prescribing penalties.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 821, by Senators Stender, Peterson (Lowell) and Elicker:

An Act relating to incorporation of cities.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 858, by Senator Talley:

An Act relating to the exchange of certain forest lands adjacent to Sequest State Park.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 903, by Senators Peterson (Lowell) and Peterson (Ted):

An Act relating to public contracts; and creating a new section.

Referred to Committee on Business and Professions.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-55, by Representatives Thompson and Ross:

WHEREAS, George Washington sensibly designated one Betsy Ross, a seamstress, to create the first version of our National Banner; and

WHEREAS, The bravest of all in Frederick town, who took up the flag the men hauled down, was Dame Barbara Fritchie; and

WHEREAS, Stonewall Jackson graciously yielded to this assertion of womanly will; and

WHEREAS, The living statesmen and gallant masculine heroes of this assemblage have by various acts freely and fearlessly acknowledged the equal entitlement of the opposite sex to all rights and privileges enjoyed by them (H.B. No. 594 and the men's lounge cribbage tournament, notwithstanding); and

WHEREAS, In evidence of this spirit of equal opportunity, Mother Superior Jerome Mary of Aberdeen became on April 7 the first woman to deliver the invocation for a session of this body;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives recognizes and abandons an unconscious discriminatory practice and does instruct the sergeant at arms to alternate hereafter between the boys and girls the honor of carrying our National Flag in our daily presentation of the Colors.

Mr. Thompson spoke in favor of the resolution.

#### MOTION

Mr. Grant moved that the resolution be referred to the Democrat and Republican Policy Committees.

#### RULING BY THE SPEAKER

The Speaker: "Not being standing committees of the House, the motion is out of order."

Mr. Ross spoke in favor of the resolution, and Mr. Eikenberry spoke against it.

Mr. Thompson spoke again in favor of the resolution.

The resolution was adopted.

#### MOTION

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 2:00 p.m.

The Clerk called the roll and all members were present except Representatives Haussler, Kilbury and Smith who were excused.

## MOTION FOR RECONSIDERATION

Mr. Van Dyk, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed House Joint Resolution No. 1 failed to pass the House.

The motion was carried.

## RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Joint Resolution No. 1.

## MOTION

Mr. Wolf moved that further consideration of Engrossed House Joint Resolution No. 1 be deferred, and the resolution be placed at the top of today's third reading calendar.

Representatives Wolf and Moon spoke in favor of the motion.

The motion was carried.

## SECOND READING

HOUSE BILL NO. 1081, by Representatives Flanagan, Thompson and North (by Department of Revenue request):

Pertaining to tax credits for pollution control facilities.

## MOTION

On motion of Mr. Flanagan, Substitute House Bill No. 1081 was substituted for House Bill No. 1081, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 1081 was read the second time.

On motion of Mr. Flanagan, the following amendments by Representatives Flanagan and Charette were adopted:

On page 3, line 9 after "agency." insert "*The effective date of a tax exemption certificate shall mean the date the application was received by the department, and the effective date of a tax credit certificate shall mean the date the operation of the facility has commenced as determined by the appropriate pollution control agency.*"

On page 4, line 10 insert the following new section:

"Sec. 3. Section 6, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.060 are each amended to read as follows:

(1) On and after July 30, 1967, an application for a determination of the cost of an existing or newly completed pollution control facility may be filed with the department in such manner and in such form as may be prescribed by the department. The application shall contain the final cost figures for the installation of the facility and reasonable supporting documents and other proof as required by the department. In the event such facility is not already covered by a certificate issued for the purpose of authorizing the tax exemption or credit provided for in this chapter, the department shall seek the approval of the facility from the appropriate control agency. The department shall determine the final cost of the pollution control facility and issue a supplement to the existing certificate or an original certificate stating the cost of the pollution control facility: PROVIDED, That the cost of an existing pollution control facility shall be the depreciated value thereof at the time of application filed pursuant to this section.

(2) When the operation of a facility has commenced and a certificate pertaining thereto has been issued, a credit may be claimed *beginning in the year of the effective date of the certificate* against taxes imposed pursuant to chapters 82.04, 82.12 and 82.16 RCW. The amount of such credit shall be two percent of the cost of a facility covered by the

certificate for each year the certificate remains in force. Such credits shall be cumulative and shall be subject only to the following limitations:

(a) No credit exceeding fifty percent of the taxes payable under chapters 82.04, 82.12 and 82.16 RCW shall be allowed in any reporting period;

(b) The net commercial value of any materials captured or recovered through use of a facility shall, first, reduce the credit allowable in the current reporting period and thereafter be applied to reduce any credit balance allowed and not yet utilized: PROVIDED, That for the purposes of this chapter the determination of 'net commercial value' shall not include a deduction for the cost or depreciation of the facility.

(c) The total cumulative amount of such credits allowed for any facility covered by a certificate shall not exceed fifty percent of the cost of such facility.

(d) The total cumulative amount of credits against state taxes authorized by this chapter shall be reduced by the total amount of any federal investment credit or other federal tax credit actually received by the certificate holder applicable to the facility. This reduction shall be made as an offset against the credit claimed in the first reporting period following the allowance of such investment credit and thereafter as an offset against any credit balance as it shall become available to the certificate holder.

(3) Applicants and certificate holders shall provide the department with information showing the net commercial value of materials captured or recovered by a facility and shall make all pertinent books and records available for examination by the department for the purposes of determining the credit provided by this chapter."

Renumber the remaining sections consecutively.

On page 1, line 4 of the title after "82.34.030;" insert "amending section 6, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.060;"

Substitute House Bill No. 1081 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 1081 was placed on final passage.

Mr. Flanagan spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1081, and the bill passed the House by the following vote: Yeas, 91; nays, 1; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representative Bottiger—1.

Absent or not voting: Representatives Beck, Douthwaite, Gallagher, Haussler, Kilbury, Litchman, Smith—7.

Engrossed Substitute House Bill No. 1081, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 903, by Representatives Kopet, Douthwaite and Ross:

Requiring local governmental sewerage systems to have waste disposal permits from the department of ecology.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 903 and the bill was ordered placed at the bottom of today's first second reading calendar.

HOUSE BILL NO. 730, by Representatives Thompson, Zimmerman and Pardini:

Exempting commercial marine vessels from excise tax on motor vehicle fuel.

## MOTION

On motion of Mr. Flanagan, Substitute House Bill No. 730 was substituted for House Bill No. 730, and the substitute bill was placed on the calendar for second reading. Substitute House Bill No. 730 was read the second time.

Mr. Cunningham moved adoption of the following amendment by Representatives Cunningham and Thompson:

On page 3, strike all of sections 3 and 4 and insert the following new sections:

*"NEW SECTION. Sec. 3. There is added to chapter 133, Laws of 1969 ex. sess. and to chapter 90.48 RCW a new section to read as follows:*

*The coastal protection fund is established to be used by the department of ecology as a revolving fund for carrying out the purposes of RCW 90.48.315 through 90.48.365. To this fund there shall be credited penalties, fees, and charges received pursuant to the provisions of RCW 90.48.315 through 90.48.365 and an amount equivalent to one cent per gallon from each marine use exemption claim under RCW 82.36.330 as now or hereafter amended and such credits shall accumulate up to a maximum of fifty thousand dollars. Any sum in excess of fifty thousand dollars received from marine use exemption claims shall be transferred to the marine fuel tax refund account established under the provisions of RCW 43.99.040. The coastal protection fund shall be charged with all expenses of the department of ecology arising pursuant to RCW 90.48.315 through 90.48.365 including administration expenses and costs of removal of pollution caused by the discharge of oil.*

*Moneys in the fund not needed currently to meet the obligations of the department in the exercise of its powers, duties, and functions under RCW 90.48.315 through 90.48.365 shall be deposited with the state treasurer to the credit of the fund and may be invested in such manner as is provided for by law. Interest received on such investment shall be credited to the fund.*

*NEW SECTION. Sec. 4. Section 82.36.235, chapter 15, Laws of 1961, section 10, chapter 79, Laws of 1965 ex. sess. and RCW 82.36.235 are each hereby repealed.*

*Sec. 5. Section 82.36.330, chapter 15, Laws of 1961 as amended by section 14, chapter 79, Laws of 1965 ex. sess. and RCW 82.36.330 are each amended to read as follows:*

*Upon the approval of the director of the claim for refund, the state treasurer shall draw a warrant upon the state treasury for the amount of the claim in favor of the person making such claim and the warrant shall be paid from the excise tax collected on motor vehicle fuel: PROVIDED, That the state treasurer shall deduct from each marine use exemption claim an amount equivalent to one cent per gallon and shall deposit the same in the coastal protection fund created by section 3 of this 1971 amendatory act. Applications for refunds of excise tax shall be filed in the office of the director not later than the close of the last business day of a period thirteen months from the date of purchase of such motor fuel, and if not filed within this period the right to refund shall be forever barred, except that such limitation shall not apply to claims for loss or destruction of motor vehicle fuel as provided by the provisions of RCW 82.36.370. Any person or the member of any firm or the officer or agent of any corporation who makes any false statement in any claim required for the refund of excise tax, as provided in this chapter, or who collects or causes to be repaid to him or to any other person any such refund without being entitled to the same under the provisions of this chapter shall be guilty of a gross misdemeanor."*

*Remember the remaining sections consecutively.*

Mr. Cunningham spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Julin.

Mr. Julin: "Representative Thompson, we considered, I think, before the Revenue and Taxation Committee, a bill dealing with the refund of taxes on marine use fuel. What impact, if any, does this particular amendment have on that legislation?"

Mr. Thompson: "It broadens it, Representative Julin, and applies only to commercial use of marine fuels. It would not apply to marine fuel used for pleasure purposes. Does that answer your question?"

Mr. Julin: "One more: Does this amendment have the effect of reducing the amount of funds that would be available for transfer for use by the parks department in site acquisition and development of marine lands?"

Mr. Thompson: "No, it does not. The one cent that is to be deducted from refunds of commercial fuel would be applied to the oil cleanup fund described by Representative Cunningham."

The amendment by Representatives Cunningham and Thompson was adopted.

On motion of Mr. Cunningham, the following amendments to the title were adopted:  
On page 1, line 7 of the title after the semicolon following "RCW 82.36.280" and

before "amending" in line 10 strike "amending section 82.36.235, chapter 15, Laws of 1961 as amended by section 10, chapter 79, Laws of 1965 ex. sess. and RCW 82.36.235;"

On page 1, line 11 of the title after the semicolon following "RCW 82.36.306" and before "and" insert "amending section 82.36.330, chapter 15, Laws of 1961 as amended by section 14, chapter 79, Laws of 1965 ex. sess. and RCW 82.36.330; adding a new section to chapter 133, Laws of 1969 ex. sess. and to chapter 90.48 RCW; repealing section 82.36.235, chapter 15, Laws of 1961, section 10, chapter 79, Laws of 1965 ex. sess. and RCW 82.36.235;"

Substitute House Bill No. 730 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 730 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Martinis.

Mr. Martinis: "Representative Thompson, as we all know, now both pleasure and commercial marine vessels can have their gas tax money deducted at the time of purchase. Now as I understand in this bill, it creates a horrendous task to a commercial vessel to have to keep records and keep his gasoline slips. He would have to apply for his refund from these gas tax moneys. Right?"

Mr. Thompson: "Yes, he would. May I explain? We are repealing in this measure the provision that provides for dealing with these exemptions. All marine gas tax users would pay the tax. The bill entitles commercial users to reclaim their tax, but the Department of Motor Vehicles would withhold one cent per gallon to meet the purpose of the Cunningham amendment to provide funds for the oil spills account."

Mr. Martinis spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Randall.

Mr. Randall: "I am concerned about the loophole in this that creates this situation: I will apply for a commercial fishing license this year, and the fee will be \$30.00. No matter how that boat is used, as a licensed commercial fishing vessel, I will have the right to have all my gasoline tax money refunded. How will this loophole be closed, or is this a problem?"

Mr. Thompson: "It is a problem, and it's a problem that the Department of Motor Vehicles will address itself to. They have given me some assurance that they feel they can close it. In fact this measure considerably simplifies the administration of this tax. If I may quote from a letter from the administrator of the fuel tax division, it also meets with the approval of distributors. His closing paragraph says,

"I telephoned three of the major gasoline distributors this morning. All three are very much in favor of the bill as proposed, including your amendment to repeal . . . (then comes the RCW citations).' So they wouldn't have to deal with exemption certificates."

Representative Eikenberry spoke against passage of the bill, and Representatives Perry and Flanagan spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 730, and the bill passed the House by the following vote: Yeas, 75; nays, 20; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Flanagan, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Maxie, May, McCormick, McDermott, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—75.

Voting nay: Representatives Bagnariol, Barden, Beck, Ceccarelli, Costanti, Eikenberry,

Farr, Gladder, Hansey, Hubbard, King, Kuehnle, Martinis, Marzano, Mentor, Moon, Polk, Randall, Schumaker, Spanton—20.

Absent or not voting: Representatives Gallagher, Haussler, Kilbury, Smith—4.

Engrossed Substitute House Bill No. 730, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

We voted "no" on Engrossed Substitute House Bill No. 730 because it eliminated highway tax refunds on gas purchased for pleasure boats. We did support the amendment which established the minor oil spills cleanup fund. This was similar to House Bill No. 655 which was the Coastal Waters Protection Act of 1971, which we cosponsored but it did not pass out of committee. DONALD G. HANSEY and CASWELL J. FARR, 42nd District.

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Williams and Lysen:

Authorizing a study relating to community schools.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 8, insert: "WHEREAS, further community benefits could accrue if alternatives were developed to the present systems of study that involved students in meaningful community projects and actual work experiences; and"

On page 1, line 20, before the comma, insert: "and recommendations concerning alternative schools programs"

The resolution was read the second time.

On motion of Mr. Hoggins, the committee amendment to page 1, line 8, was adopted.

Mr. Hoggins moved adoption of the committee amendment to page 1, line 20, and spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Grant.

Mr. Grant: "If you will bear with me a minute, I don't think it deals with this committee amendment. I notice that the resolution (and before it gets to final passage) requires that the recommendation of the committee be made to a succeeding session of the legislature. I am just wondering, Mr. Hoggins, what is meant by a 'succeeding session of the legislature.' Wouldn't it be preferable if we were to direct the recommendations to be made to a specific session?"

Mr. Hoggins: "I think the assumption on the part of those who drafted the legislation and those in the committee was that if the joint committee was ready with the recommendations for the next session, they would make it then—if not, to the 1973 session."

#### MOTION

On motion of Mr. Grant, the House deferred further consideration of House Concurrent Resolution No. 19 on second reading until after consideration of House Concurrent Resolution No. 33.

HOUSE CONCURRENT RESOLUTION NO. 23, by Representatives King and Shinpoch:

Providing for a legislative council study of landlord-tenant laws and relationships.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 15 after "the" and before "Council" strike "Legislative" and insert "Judicial"

On page 1, line 27 after "legislature" strike everything through "called"

The resolution was read the second time.

Mr. Julin moved adoption of the committee amendment to page 1, line 15, and spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Julin, I know the Legislative Council has thirty-five members, made up of both Senate and House members, but I don't know the make-up of the Judicial Committee. Who serves on the Judicial Committee, and who is its Chairman?"

Mr. Julin: "You have the book; I don't. I think Senator Woodall is the Chairman of the Judicial Subcommittee of the Legislative Council."

Mr. Wolf: "The Judicial Council is made up of Chief Justice Hunter, Justice Orris Hamilton, R. Max Etter, Slade Gorton, Ronald L. Hendry, three Senators and three Representatives. I will continue the question. Do you really believe the study could best be done by the Judicial Council rather than the Judiciary Committee of the Legislative Council?"

Mr. Julin: "It was my feeling and that of the committee that it would probably get more thorough study and consideration by the Judicial Council."

Mr. Wolf spoke against adoption of the committee amendment, and Mrs. Wojahn spoke in favor of the amendment.

The committee amendment to page 1, line 15, was adopted on a rising vote.

On motion of Mr. Julin, the committee amendment to page 1, line 27 was adopted.

House Concurrent Resolution No. 23 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 23 was placed on final passage.

Mr. King spoke in favor of the resolution.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 23, and the resolution passed the House by the following vote: Yeas, 85; nays, 10; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Beck, Gladder, Harris, Hubbard, Kuehnle, Mentor, Randall, Schumaker, Spanton, Wanamaker—10.

Absent or not voting: Representatives Gallagher, Haussler, Kilbury, Smith—4.

Engrossed House Concurrent Resolution No. 23, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 33, by Representatives Bradley, Anderson, Charette, Zimmerman and Van Dyk:

Calling for study of need for personal use clam licenses.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, line 10 after "fisheries" strike "or Legislative Council, if established by the Forty-second Legislature," and insert " , if established by the Forty-second Legislature, or Legislative Council"

The resolution was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

House Concurrent Resolution No. 33 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 33 was placed on final passage.

Mr. Bradley spoke in favor of the resolution.

## POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Mentor.

Mr. Mentor: "I would like to know what something like this is going to cost—to do a study like this—and what would be accomplished from it?"

Mr. Goldsworthy: "I don't know, I couldn't answer your question."

Representative Mentor spoke against the resolution, and Representatives Zimmerman and Anderson spoke in favor of it.

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Mentor.

Mr. Mentor: "You mean we are going to try and decide whether an individual who goes down on the beach to get some clams has to have a license? That's what this is all about?"

Mr. Zimmerman: "This particular concurrent resolution follows a bill that was introduced to have a personal use clam license. It was felt that the study route was more logical because at this time they did not have adequate information to determine. There has been a great abuse of the taking of clams, as you may know. There have been a number of people that have taken far over the amount allowed. And there is a feeling that this resource could be eliminated if it is not in some way protected. This is one of the reasons for looking at the resource."

Mr. Mentor: "I still can't understand this in my own mind. Representative Anderson says that in his area on a low tide this is how people live, is to eat clams. You are going to say they have to have a license that is probably going to cost them more than their meal is going to be worth before they can come down there and get them?"

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Hansey.

Mr. Hansey: "Representative Zimmerman, did the Fisheries Department indicate if this study, in their opinion, was necessary?"

Mr. Zimmerman: "The Fisheries Department answered this in a most ambiguous way, Representative Hansey. They were not sure that they needed the study, but they felt a study would be the best way to get at the problem. And thereby they went round and round, just as we are doing now. I am going to clam up at this point."

The Speaker: "That's sticking your neck out, Mr. Zimmerman."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 33, and the resolution passed the House by the following vote: Yeas, 49; nays, 46; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Blair, Bluechel, Bozarth, Bradley, Brouillet, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Flanagan, Gallagher, Gilleland, Grant, Harris, Hurley, Jastad, Jones, Julin, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Lysen, Marzano, Maxie, May, McCormick, Moon, North, O'Brien, Paris, Perry, Rabel, Ross, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman—49.

Voting nay: Representatives Amen, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Johnson, Jueling, King, Kraabel, Kuehnle, Lynch, Marsh, Martinis, McDermott, Mentor, Merrill, Morrison, Newhouse, Pardini, Polk, Randall, Rosellini, Savage, Schumaker, Shera, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker—46.

Absent or not voting: Representatives Haussler, Hoggins, Kilbury, Smith—4.

Engrossed House Concurrent Resolution No. 33, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Williams and Lysen:

Authorizing a study relating to community schools.

The House resumed consideration of House Concurrent Resolution No. 19. The

Speaker stated the question before the House to be the committee amendment to page 1, line 20.

The committee amendment was adopted.

On motion of Mr. Grant, the following amendment by Representatives Grant and Williams was adopted:

On page 1, line 18 after "to" strike "a succeeding session" and insert "the 1972 or 1973 session"

House Concurrent Resolution No. 19 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 19 was placed on final passage.

Mr. Williams spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 19, and the resolution passed the House by the following vote: Yeas, 84; nays, 11; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Barden, Benitz, Gladder, Goldsworthy, Jones, Jueling, Lynch, Polk, Schumaker, Shera, Spanton—11.

Absent or not voting: Representatives Flanagan, Haussler, Kilbury, Smith—4.

Engrossed House Concurrent Resolution No. 19, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 903, by Representatives Kopet, Douthwaite and Ross:

Requiring local governmental sewerage systems to have waste disposal permits from the department of ecology.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 3, line 7 after "The" strike "commission" and insert "department"  
The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

On motion of Mr. Zimmerman, the following amendment was adopted:

On page 1, section 1, line 12 after "department" strike "disposing" and insert "for the disposal"

House Bill No. 903 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 903 was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 903, and the bill passed the House by the following vote: Yeas, 92; nays, 3; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti,

Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Bottiger, Hubbard, Spanton—3.

Absent or not voting: Representatives Haussler, Kilbury, Smith, Wanamaker—4.

Engrossed House Bill No. 903, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### THIRD READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 1, by Representatives Moon, Merrill, Kilbury, King, Luders, Martinis, McDermott and Wojahn:

Providing for periodic review of tax exemptions.

The House resumed consideration of Engrossed House Joint Resolution No. 1.

### MOTION

Mr. Wolf moved that the rules be suspended and Engrossed House Joint Resolution No. 1 be returned to second reading for the purpose of amendment.

Mr. Moon spoke in favor of the motion.

The motion was carried.

### SECOND READING

Mr. Moon moved adoption of the following amendment by Representatives Moon, Wolf and Flanagan:

On page 1, beginning with "NEW SECTION" in line 8 strike all of the matter down to and including the period after "United States" in line 23 and insert:

"NEW SECTION. Article VII, section 12. Any statute or any part thereof or any provision of this Constitution which grants to any person, individual, firm, corporation or other business organization, or any public or private body, agency or institution, any exemption, deduction, or exclusion from state or locally imposed taxes or credit for payment of any such taxes against other state tax liability shall be reviewed by the legislature commencing before March 1, 1977, and before March 1st of every ten years thereafter. Any such statute on such part thereof which is not amended or reenacted without amendment, and any such constitutional provision which is not reapproved by the people, before March 1, 1977 and before the first day of March ending each ten year period thereafter shall be null and void effective upon such March 1st date. This section shall not apply to the removal or repeal of any tax exemption, deduction, exclusion or credit, if such removal or repeal would be in violation of the laws or Constitution of the United States."

Mr. O'Brien moved adoption of the following amendment by Representatives O'Brien, Jueling and Marzano to the amendment by Representatives Moon, Wolf and Flanagan:

On line 4 after the word "institution," insert "": PROVIDED, That any charitable or religious corporation, organized for educational, athletic, social or other purpose shall not be included under the provisions of this section."

Mr. O'Brien spoke in favor of the amendment to the amendment.

### POINT OF INQUIRY

Mr. Lysen: "Is this amendment on the members' desks? I don't have a copy."

The Speaker: "No, it was just submitted."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION

On motion of Mr. O'Brien, the House deferred further consideration of Engrossed House Joint Resolution No. 1 on second reading, and the resolution was placed on tomorrow's second reading calendar.

## THIRD READING

ENGROSSED SENATE BILL NO. 261, as amended by the House, by Senators Stender, Stortini, Ridder and Peterson (Ted) (by Departmental request):  
Providing wage protection to employees.

## MOTION

On motion of Mr. Morrison, the rules were suspended and Engrossed Senate Bill No. 261 as amended by the House was returned to second reading for the purpose of amendment.

## SECOND READING

On motion of Mr. Hubbard, the following amendments were adopted:

On page 2, section 1, line 21 beginning with "*It*" strike everything to and including "*performed.*" on line 26

On page 3, section 1, beginning on line 16 of the engrossed bill, being page 2, line 33 of the printed bill strike all of subsection (2) and insert the following "*(2) specifically agreed upon orally or in writing by the employee and employer; or*"

On page 3, section 1, line 25, of the engrossed bill, being line 9 of the printed bill after "*collect*" strike everything through "*wages.*"

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 261 as amended by the House was placed on final passage.

## POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Hubbard, we have had a number of amendments to this bill. I want to clarify one point that has been bothering me, and that is as regards payment by warrant in those instances where payment by warrant might become a necessity on the part of a school district, county or something of that nature. It would appear to me that unless an amendment which I am not aware of has corrected the problem that the language on page 2, lines 21 through 26 would specifically preclude the possibility of any governmental agencies paying by warrant. If this assumption is correct, we might have a disaster on our hands."

Mr. Hubbard: "Lines 21 through 26 were completely stricken and so the language is not there for whatever force and effect it may have had. Of course what we were concerned about, and many people on the floor were concerned about, the original language would have required a bank account to be kept in the county where the man was working."

Mr. Kuehnle: "Did your floor amendment strike all the language of lines 21 through 26?"

Mr. Hubbard: "Yes, it did."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 261 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 9; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May,

McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Amen, Barden, Bozarth, Eikenberry, Gladder, Goldsworthy, Hatfield, Lynch, Polk—9.

Absent or not voting: Representatives Kilbury, Smith—2.

Engrossed Senate Bill No. 261 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### THIRD READING

ENGROSSED HOUSE BILL NO. 1094, by Representative Hoggins:

Implementing law relating to school districts and their negotiations with certificated personnel.

Engrossed House Bill No. 1094 was read the third time and placed on final passage.

Representatives Hoggins and Brouillet spoke in favor of the bill, and Representative Grant spoke against it.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1094, and the bill passed the House by the following vote: Yeas, 89; nays, 7; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Charette, Gallagher, Grant, Hubbard, King, Lysen, McDermott—7.

Absent or not voting: Representatives Chatalas, Kilbury, Smith—3.

Engrossed House Bill No. 1094, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 622, by Representatives Smythe, O'Brien and Bledsoe:

Amending the municipal revenue bond act.

Engrossed House Bill No. 622 was read the third time and placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 622, and the bill passed the House by the following vote: Yeas, 84; nays, 11; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch,

Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Bottiger, Grant, Litchman, Lysen, McDermott, Moon, Perry, Rosellini, Sawyer, Shinpoch, Wolf—11.

Absent or not voting: Representatives Brouillet, Conner, Kilbury, Smith—4.

Engrossed House Bill No. 622, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 363, by Senators Guess, Henry and Washington:  
Providing for acquisition of property by public agencies.  
Engrossed Senate Bill No. 363 was read the third time and placed on final passage.

#### MOTION

Mr. Eikenberry moved that the rules be suspended and Engrossed Senate Bill No. 363 be returned to second reading for the purpose of amendment.

Representatives Eikenberry, Bottiger, Julin and Perry spoke in favor of the motion, and Representatives Newhouse and Berentson spoke against it.

Mr. Newhouse demanded an electric roll call, and the demand was sustained.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Cunningham.

Mr. Cunningham: "Mr. Bottiger, I am a little confused on what would happen if a condemning agency brings a suit for condemning some property and then in the midst of this, or towards the end of it, decides they don't want the property . . ."

#### SPEAKER'S INQUIRY

The Speaker: "Mr. Cunningham, I have been very lenient in allowing the explanation of the amendment before taking the vote on the motion to return the bill to second reading. Is your question now for a clarification of the amendment before you can intelligently vote on the motion to suspend the rules or a debate on the merits?"

Mr. Cunningham: "Yes, I think the amendment makes some difference to the way I would vote on the final bill."

The Speaker: "All right, you may proceed."

Mr. Cunningham: "My question was, Representative Bottiger, if a condemning agency as has been talked about here, gets down the pike on attempting to condemn some land, and when they get down into the case or to the end of it decide they don't want the land after all, and don't have the money to purchase it and abandon the condemnation procedures, what happens to the person's land that they are attempting to condemn? Who pays the attorney's fees?"

Mr. Bottiger: "It would depend on the arrangement they made with their attorney. The customary procedure as I understand it (never having been once on the landowner's side, but usually on the state's side) the property owner comes in and says, 'here is what they offered me.' The attorney will hire an appraiser for \$100 to go out and check the offer of the state. The customary procedure is for the landowner and the attorney and the appraiser then to have a conference. The appraiser will say, 'I will testify under oath that it is worth \$20,000 instead of \$15,000.' At that time the attorney usually gives to the client the option of hiring by the hour, win or lose (so much on preparation, so much on trial time) or to hire on a contingent-fee arrangement. The property owner makes that decision and signs a contingent-fee agreement. Then you go to trial. If you get more than the state has offered you, then the court awards the attorney's fees. If the condemning party abandons before the jury comes back with a verdict, then the attorney will go into the court on a supplemental hearing and say: 'I have this many hours; the state has abandoned; I have had this much preparation; there was this much uniqueness of this lawsuit.' And the judge will fix a reasonable attorney's fee based on the time involved and the uniqueness of the case. We passed out the canon that the court uses in setting these fees as a proposed amendment. If the condemning agency abandons after the jury has come back with their verdict, then the scale here would apply. Now the proviso at the end permits the judge to penalize, in a sense, the condemning agency if they have, as it turned out in the Seattle case, admitted in the supplemental hearing that they never had more than \$60,000, even though

their own appraiser was going to testify for \$1.5 million. I think what happened is the judge got mad at them. So this will permit the judge to review the good faith of the condemning agency in forcing the property owner into trial."

Mr. Berentson spoke against the motion by Mr. Eikenberry.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Eikenberry to suspend the rules and return Engrossed Senate Bill No. 363 to second reading for the purpose of amendment, and the motion was lost by the following vote: Yeas, 50; nays, 46; absent or not voting, 3.

Voting yea: Representatives Backstrom, Barden, Bauer, Blair, Bluechel, Bottiger, Brouillet, Charette, Charnley, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gladder, Harris, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jones, Julin, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Maxie, Mentor, Moon, O'Brien, Perry, Polk, Rabel, Rosellini, Ross, Sawyer, Shera, Spanton, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bozarth, Bradley, Brown, Ceccarelli, Chatalas, Conway, Copeland, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Jastad, Jueling, Kiskaddon, Lynch, Martinis, Marzano, May, McCormick, McDermott, Merrill, Morrison, Newhouse, North, Pardini, Paris, Randall, Savage, Schumaker, Shinoch, Smythe, Thompson, Wanamaker, Wolf—46.

Absent or not voting: Representatives Conner, Kilbury, Smith—3.

The Speaker stated the question before the House to be final passage of Engrossed Senate Bill No. 363.

Representatives Berentson and Martinis spoke in favor of passage of the bill, and Representatives Hurley, Hubbard and Charette spoke against it.

Mr. Berentson spoke again in favor of the bill.

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. McDermott.

Mr. McDermott: "Mr. Hubbard, would you be willing to tell this body whether you do any work in this field?"

Mr. Hubbard: "Yes, I would tell this body if I did work in this field."

Mr. Ross spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mr. Berentson, I didn't see anything in the bill that relates to residential property. I would like to have you make a statement for the record. You have mentioned that it was not the intent of the bill to permit the building of limited access highways or freeways above residential property. Would you please make that statement, and say that this bill is not intended for this purpose."

Mr. Berentson: "Yes, I would make that statement. The intent of the bill is not this at all. As I know it, the intent was to take care of the problem, for example, we had in the city of Tacoma where they planned a freeway across an industrial area. This would save a lot of havoc as far as moving industrial plants and that type of thing is concerned. What I did try to point out was that you have the hearing procedures; you have all of the protections we are trying to improve on, Mrs. Hurley, before you now. I would state publicly that I am sure the Department of Highways is not interested in creating the problems that would be created by building freeways over and above residential areas."

Mr. Newhouse spoke in favor of passage of the bill.

Mr. Luders demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 363, and the bill passed the House by the following vote: Yeas, 51; nays, 45; absent or not voting, 3.

Voting yea: Representatives Amen, Anderson, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bozarth, Bradley, Ceccarelli, Conway, Copeland, Costanti, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Jastad, Johnson, Jueling, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Lynch, Lysen, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, Newhouse, Pardini, Paris, Randall, Savage, Schumaker, Shinpoch, Smythe, Thompson, Wanamaker, Wolf, Zimmerman—51.

Voting nay: Representatives Adams, Backstrom, Barden, Blair, Bluechel, Bottiger, Brouillet, Brown, Charette, Charnley, Chatalas, Cunningham, Curtis, Eikenberry, Farr, Gladder, Grant, Harris, Hoggins, Hubbard, Hurley, Jones, Julin, King, Kraabel, Litchman, Luders, Marsh, Maxie, McDermott, Moon, North, O'Brien, Perry, Polk, Rabel, Rosellini, Ross, Sawyer, Shera, Spanton, Van Dyk, Williams, Wojahn, Mr. Speaker—45.

Absent or not voting: Representatives Conner, Kilbury, Smith—3.

Engrossed Senate Bill No. 363, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 363 was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Tuesday, April 20, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

FORTIETH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 20, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend LeRoy Kellerman of Trinity Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

April 19, 1971.

Mr. Speaker: The President has signed:  
SENATE JOINT MEMORIAL NO. 17,  
SENATE CONCURRENT RESOLUTION NO. 2,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 19, 1971.

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 251,  
HOUSE BILL NO. 353,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 415,  
SENATE JOINT MEMORIAL NO. 17,  
SENATE CONCURRENT RESOLUTION NO. 2.

MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The Speaker (Mr. Bledsoe presiding) called the House to order at 1:30 p.m. The Clerk called the roll and all members were present. The Speaker resumed the Chair.

MOTION

On motion of Mr. Newhouse, the House reverted to the third order of business.

REPORTS OF STANDING COMMITTEES

April 15, 1971.

ENGROSSED SENATE BILL NO. 485, enacting an open public meetings act, reported by Committee on Local Government.

**MAJORITY recommendation:** Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

**"NEW SECTION.** Section 1. The legislature finds and declares that all public commissions, boards, councils, committees, subcommittees, departments, divisions, offices, and all other public agencies of this state and subdivisions thereof exist to aid in the conduct of the people's business. It is the intent of this act that their actions be taken openly and that their deliberations be conducted openly.

The people of this state do not yield their sovereignty to the agencies which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.

**NEW SECTION.** Sec. 2. As used in this act unless the context indicates otherwise:

(1) 'Public agency' means:

(a) Any state board, commission, committee, department, educational institution, or other state agency which is created by or pursuant to statute, other than courts and the legislature.

(b) Any county, city, school district, special purpose district or other municipal corporation or political subdivision of the state of Washington.

(c) Any subagency of a public agency which is created by or pursuant to statute, ordinance or other legislative act, including but not limited to planning commissions, library or park boards, and other boards, commissions and agencies.

(2) 'Governing body' means the multimember board, commission, committee, council or other policy or rule-making body of a public agency.

(3) 'Action' means the transaction of the official business of a public agency by a governing body including but not limited to a collective decision made by a majority of the members of a governing body, a collective commitment or promise by a majority of the members of a governing body to make a positive or negative decision, or an actual vote by a majority of the members of a governing body when sitting as a body or entity, upon a motion, proposal, resolution, order, or ordinance.

(4) 'Meeting' means meetings at which action is taken.

**NEW SECTION.** Sec. 3. All meetings of the governing body of a public agency shall be open and public and all persons shall be permitted to attend any meeting of the governing body of a public agency, except as otherwise provided in this act.

**NEW SECTION.** Sec. 4. A member of the public shall not be required, as a condition to attendance at a meeting of a governing body, to register his name and other information, to complete a questionnaire, or otherwise to fulfill any condition precedent to his attendance.

**NEW SECTION.** Sec. 5. In the event that any meeting is interrupted by a group or groups of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals who are interrupting the meeting, the members of the governing body conducting the meeting may order the meeting room cleared and continue in session. In such a session, final disposition may be taken only on matters appearing on the agenda. Representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this section. Nothing in this section shall prohibit the governing body from establishing a procedure for readmitting an individual or individuals not responsible for disturbing the orderly conduct of the meeting.

**NEW SECTION.** Sec. 6. No governing body of a public agency shall adopt any ordinance, resolution, rule, regulation, order, or directive, except in a meeting open to the public and then only at a meeting, the date of which is fixed by law or rule, or at a meeting of which notice has been given according to the provisions of this act. Any action taken at meetings failing to comply with the provisions of this section shall be null and void.

**NEW SECTION.** Sec. 7. The governing body of a public agency shall provide the time for holding regular meetings by ordinance, resolution, bylaws, or by whatever other rule is required for the conduct of business by that body. Unless otherwise provided for in the act under which the public agency was formed, meetings of the governing body need not be held within the boundaries of the territory over which the public agency exercises jurisdiction. If at any time any regular meeting falls on a holiday, such regular meeting shall be held on the next business day. If by reason of fire, flood, earthquake, or other emergency, it shall be unsafe to meet in the place designated, the meetings may be held for the duration of the emergency at such place as is designated by the presiding officer of the governing body: PROVIDED, That the notice requirements of this act shall be suspended during such emergency.

**NEW SECTION.** Sec. 8. A special meeting may be called at any time by the presiding officer of the governing body of a public agency or by a majority of the members of the governing body by delivering personally or by mail written notice to each member of the governing body; and to each local newspaper of general circulation and to each local radio or television station which has on file with the governing body a written request to be notified of such special meeting or of all special meetings. Such notice must be delivered personally or by mail at least twenty-four hours before the time of such meeting as specified in the notice. The call and notice shall specify the time and place of the special meeting and the business to be transacted. Final disposition shall not be taken on any other matter at such meetings by the governing body. Such written notice may be dispensed with as to any

member who at or prior to the time the meeting convenes files with the clerk or secretary of the governing body a written waiver of notice. Such waiver may be given by telegram. Such written notice may also be dispensed with as to any member who is actually present at the meeting at the time it convenes. The notices provided in this section may be dispensed with in the event a special meeting is called to deal with an emergency involving injury or damage to persons or property or the likelihood of such injury or damage, when time requirements of such notice would make notice impractical and increase the likelihood of such injury or damage.

**NEW SECTION.** Sec. 9. The governing body of a public agency may adjourn any regular, adjourned regular, special or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time. If all members are absent from any regular or adjourned regular meeting the clerk or secretary of the governing body may declare the meeting adjourned to a stated time and place. He shall cause a written notice of adjournment to be given in the same manner as provided in section 8 of this act for special meetings, unless such notice is waived as provided for special meetings. Whenever any meeting is adjourned a copy of the order or notice of adjournment shall be conspicuously posted immediately after the time of the adjournment on or near the door of the place where the regular, adjourned regular, special or adjourned special meeting was held. When a regular or adjourned regular meeting is adjourned as provided in this section, the resulting adjourned regular meeting is a regular meeting for all purposes. When an order of adjournment of any meeting fails to state the hour at which the adjourned meeting is to be held, it shall be held at the hour specified for regular meetings by ordinance, resolution, bylaw, or other rule.

**NEW SECTION.** Sec. 10. Any hearing being held, noticed, or ordered to be held by a governing body at any meeting may by order or notice of continuance be continued or reconvened to any subsequent meeting of the governing body in the same manner and to the same extent set forth in section 9 of this act for the adjournment of meetings.

**NEW SECTION.** Sec. 11. Nothing contained in this act shall be construed to prevent a governing body from holding executive sessions during a regular or special meeting to consider matters affecting national security; the selection of a site or the purchase of real estate, when publicity regarding such consideration would cause a likelihood of increased price; the appointment, employment, or dismissal of a public officer or employee; or to hear complaints or charges brought against such officer or employee by another public officer, person, or employee unless such officer or employee requests a public hearing. The governing body also may exclude from any such public meeting or executive session, during the examination of a witness on any such matter, any or all other witnesses in the matter being investigated by the governing body.

**NEW SECTION.** Sec. 12. Each member of the governing body who attends a meeting of such governing body where action is taken in violation of any provision of this act applicable to him, with knowledge of the fact that the meeting is in violation thereof, shall be subject to personal liability in the form of a civil penalty in the amount of one hundred dollars. The civil penalty shall be assessed by a judge of the superior court and an action to enforce this penalty may be brought by any person. A violation of this act does not constitute a crime and assessment of the civil penalty by a judge shall not give rise to any disability or legal disadvantage based on conviction of a criminal offense. Reasonable expenses, including attorney's fees, shall be awarded the person bringing the action if the suit results in assessment of the civil penalty. The members held to be in violation shall be personally liable only for their pro rata share of the expenses.

**NEW SECTION.** Sec. 13. Any person may commence an action either by mandamus or injunction for the purpose of stopping violations or preventing threatened violations of this act by members of a governing body.

**NEW SECTION.** Sec. 14. If any provision of this 1971 amendatory act conflicts with the provisions of any other statute, the provisions of this 1971 amendatory act shall control: PROVIDED, That this act shall not apply to:

(1) the proceedings concerned with the formal issuance of an order granting, suspending, revoking, or denying any license, permit, or certificate to engage in any business, occupation or profession or to any disciplinary proceedings involving a member of such business, occupation or profession, or to receive a license for a sports activity or to operate any mechanical device or motor vehicle where a license or registration is necessary; or

(2) that portion of a meeting of a quasi-judicial body which relates to a quasi-judicial matter between named parties as distinguished from a matter having general effect on the public or on a class or group; or

(3) matters governed by Title 34 RCW, the administrative procedures act, except as expressly provided in section 17 of this 1971 amendatory act.

**NEW SECTION.** Sec. 15. The following acts or parts thereof are each hereby repealed:

(1) Section 1, chapter 216, Laws of 1953 and RCW 42.32.010;

(2) Section 2, chapter 216, Laws of 1953 and RCW 42.32.020.

**NEW SECTION.** Sec. 16. This act may be cited as the 'Open Public Meetings Act of 1971.'

Sec. 17. Section 3, chapter 237, Laws of 1967 and RCW 34.04.025 are each amended to read as follows:

(1) Prior to the adoption, amendment or repeal of any rule, each agency shall:

(a) Give at least twenty days notice of its intended action by filing the notice with the

code reviser, mailing the notice to all persons who have made timely request of the agency for advance notice its rule-making proceedings, and giving public notice as provided in [RCW 42.32.010] *this 1971 amendatory act*, as now or hereafter amended. Such notice shall include (i) reference to the authority under which the rule is proposed, (ii) a statement of either the terms or substance of the proposed rule or a description of the subjects and issues involved, and (iii) the time when, the place where, and the manner in which interested persons may present their views thereon.

(b) Afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. In case of substantive rules, opportunity for oral hearing must be granted if requested by twenty-five persons, by a governmental subdivision or agency, or by an association having not less than twenty-five members. The agency shall consider fully all written and oral submissions respecting the proposed rule. Upon adoption of a rule, the agency, if requested to do so by an interested person either prior to adoption or within thirty days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling the considerations urged against its adoption.

(2) No rule hereafter adopted is valid unless adopted in substantial compliance with this section, or, if an emergency rule designated as such, adopted in substantial compliance with RCW 34.04.030, as now or hereafter amended. In any proceeding a rule cannot be contested on the ground of noncompliance with the procedural requirements of this section, or of RCW 34.04.030, as now or hereafter amended, after two years have elapsed from the effective date of the rule.

*NEW SECTION.* Sec. 18. The purposes of this 1971 amendatory act are hereby declared remedial and shall be liberally construed.

*NEW SECTION.* Sec. 19. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title after "agencies;" and before "repealing" insert "amending section 3, chapter 237, Laws of 1967 and RCW 34.04.025;"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Brown, Douthwaite, Gilleland, Haussler, Jones, Martinis, Mentor, Merrill, Rabel, Smith, Thompson.

MINORITY recommendation: Do not pass. Signed by Representatives Kopet, Kuehnl. Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 20, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 660, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 20, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 363, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 363.

#### MOTION

On motion of Mr. Newhouse, the House advanced to the ninth order of business.

#### SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 39, by Representatives Smythe, Thompson, North, Haussler and Marsh:

Providing for advisory committee to study alternative statutory optional model county charters.

The House resumed consideration of House Concurrent Resolution No. 39. The Speaker stated the question before the House to be the motion by Mr. Morrison that the rule be suspended, the second reading considered the third, and House Concurrent Resolution No. 39 be placed on final passage.

The motion was carried.

Mr. Smythe spoke in favor of the resolution.

## ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 39, and the resolution passed the House by the following vote: Yeas, 80; nays, 13; absent or not voting, 6.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Mr. Speaker—80.

Voting nay: Representatives Benitz, Conway, Eikenberry, Gladder, Hatfield, Morrison, Newhouse, Ross, Schumaker, Smith, Spanton, Wanamaker, Wolf—13.

Absent or not voting: Representatives Adams, Copeland, Farr, Martinis, Paris, Zimmerman—6.

House Concurrent Resolution No. 39, having received the constitutional majority, was declared passed.

## MESSAGES FROM THE SENATE

April 16, 1971.

Mr. Speaker: The Senate refuses to concur to the House amendments to SENATE BILL NO. 522 and asks the House to recede therefrom, and said bill together with the House amendments thereto are herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Senate Bill No. 522 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Shera, Pardini and Moon as members of the Conference Committee on Senate Bill No. 522.

## SECOND READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 1, by Representatives Moon, Merrill, Kilbury, King, Luders, Martinis, McDermott and Wojahn:

Providing for periodic review of tax exemptions.

The House resumed consideration of Engrossed House Joint Resolution No. 1.

The Speaker stated the question before the House to be the amendment by Representatives O'Brien, Juelling and Marzano to the amendment by Representatives Moon, Wolf and Flanagan.

(For amendments, see Journal of April 19, 1971, Thirty-ninth Day, Ex. Sess.)

With the consent of the House, Mr. O'Brien withdrew the amendment to the amendment.

The Clerk read the following amendment by Representatives Wolf and Moon to the amendment:

Amend the amendment by Representatives Moon, Wolf and Flanagan as follows:

On page 1, line 7 of the text of the new section after "tax liability" and before "shall be reviewed" insert "(other than a statute or part thereof granting an exemption from taxes

imposed upon property owned or used by a religious organization, corporation, or corporation sole, solely for religious or educational purposes)"

#### POINT OF ORDER

Mr. O'Brien: "It appears that my amendment to line 8 of the amendment was on the Clerk's desk first. There is no priority on the basis of page and line numbers. When you offer amendments to a resolution or bill of this nature it seems to me that the order of the amendments themselves (when you read only the last line) doesn't particularly mean a great deal. The fact that our amendment was offered first and contains much, and more, of the language than they offer—it appears it would only be fair for the House to have the right to act on the amendment to the amendment that was offered by myself and others."

The Speaker: "We are going to have to wait until this new amendment to the amendment, which starts on line 7, is reproduced and distributed. When I get a copy of that I will compare the two, Mr. O'Brien, and make a ruling."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of Engrossed House Joint Resolution No. 1, and the resolution was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 126, by Senator Dore:  
Relating to nonprofit corporations.

The House resumed consideration of Senate Bill No. 126. The Speaker stated the question before the House to be the following amendment by Mr. Grant:

On page 3, section 2, following line 4, add a new section to read as follows:

"NEW SECTION. Sec. 3. There is added to chapter 235, Laws of 1967, and to chapter 24.03 RCW a new section to read as follows:

All nonprofit corporations not covered by the National Labor Relations Act (Title 29, U.S.C.A.) or any other state or federal act relating to collective bargaining shall be governed by the provisions of chapter 41.56 RCW, Public Employees Collective Bargaining Act of the state of Washington, as presently written or hereinafter amended."

With the consent of the House, Mr. Grant withdrew the amendment.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 126 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 126, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Bradley, Moon—2.

Absent or not voting: Representative Farr—1.

Senate Bill No. 126, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 109, by Committee on Education: Providing for a state school building system.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 12, 1971, Thirty-second Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 109 as amended by the House was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill, and Mr. Polk spoke against it.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Randall.

Mr. Randall: "Can you assure me that the cost of setting up the department and the cost of a new director to implement this act is not going to come from the K-12 budget?"

Mr. Hoggins: "Mr. Randall, I would make several assumptions relating to this: One, I think it would be necessary for the Superintendent of Public Instruction to do some reorganizing within his office to handle this. As you know, they have personnel working in school construction at the present time. The second thing, my assumption, and I think the assumption of the committee, is that whatever appropriations we make to the Superintendent of Public Instruction's office in the final form of House Bill No. 151 will be the amount that he would have to operate within to carry out this project."

Miss Maxie spoke against the bill.

#### POINT OF INQUIRY

Mr. Polk yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Polk, you seem to be the only one here who has technical knowledge about this particular subject in this bill. I would like to ask, in your opinion, if this becomes law and this division is set up in the superintendent's office, will this create a savings in the construction costs of the schools throughout the state?"

Mr. Polk: "Thank you, Mr. Flanagan. No, I don't think it is going to provide a savings in the school construction in the state. I recently was designing a high school. Some decisions had to be made because we knew it was going to be a rather expensive high school. We started looking at all the available components and systems that were available on the market. We looked at a ceiling system that was a combined acoustical mechanical air distribution system and lighting, all in the same ceiling plane, that could come as a package unit. We found we were going to have to pay a couple dollars a square foot more for this system. Now sometimes, Mr. Flanagan, I think you can save money under certain conditions using these systems, but that is part of the decision-making process of the design profession. So as a blanket statement, no, I don't think it is going to save money, and in some places I think it is going to cost more money."

Representatives Brouillet and Smythe spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Jones.

Mr. Jones: "This relates to studies. During committee, did we not hear that there were a number of studies on this?"

Mr. Hoggins: "There were two studies referred to in committee, and I would like to talk about another one. There were reports of the experience that the schools in Canada and Florida had. The testimony presented to us was that there had been savings in these areas. The second thing (I would remind those of you who were here last regular session): We authorized a study of school construction problems and how to effect economies in school construction by a floor resolution here. It directed the Superintendent of Public Instruction's office (and this rather large committee included architects, engineers, etc.) to look at the systems type of construction because of the possibility of buying in quantity. Where four, five or six school districts go together for the component parts is where you would be able to obtain your economies. We will be able to make some comparisons when this time period is up because this is a permissive bill. It doesn't require all school districts to participate. You would be able to compare school construction, square foot cost by those systems, a state-wide purchasing program, and those who operate independently."

## POINT OF INQUIRY

Mr. Polk yielded to question by Mr. Marzano.

Mr. Marzano: "Mr. Polk, what is the fee for an architect pertaining to a project such as this?"

Mr. Polk: "What size project, Mr. Marzano?"

Mr. Marzano: "Schools."

Mr. Polk: "Schools are on a graduated fee structure, Representative Marzano, depending on the size of the school. It starts down around a \$25,000 school and runs up to a \$5 million school. A \$5 million school happens to be a five percent fee."

Mr. Ross spoke against passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 109 as amended by the House, and the bill passed the House by the following vote: Yeas, 79; nays, 19; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, McCormick, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Rabel, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Blair, Brown, Charnley, Gilleland, Gladder, Hatfield, Jones, Kirk, Kuehnle, Litchman, Maxie, May, McDermott, Mentor, North, Perry, Randall, Ross, Smith—19.

Absent or not voting: Representative Polk—1.

Engrossed Substitute Senate Bill No. 109 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 419, by Senators Sandison, Holman, Mardesich, Lewis, Peterson (Ted), Matson, Dore, Woodall, Henry, Whetzel, Andersen, Keefe, McDougall, Stortini, Elicker, Newschwander, Cooney, Peterson (Lowell), Connor, Gissberg, Herr, Gardner, Washington, Fleming, Murray and Ridder (by Council on Higher Education request):

Authorizing tuition supplement program for resident students attending private institutions of higher education.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 3, line 14 after "Applicants must be" strike everything down to "as the" and insert the following: "Washington resident students"

On page 2, line 18, after section 3 add a new section to read as follows:

"NEW SECTION. Sec. 4. No aid shall be awarded to any student who is pursuing a degree in theology."

Renumber the remaining section accordingly.

The bill was read the second time.

On motion of Mrs. Lynch, the committee amendments were adopted.

Mr. Farr moved adoption of the following companion amendments:

On page 1, section 2, line 21 after "accredited" strike "independent or private"

On page 2, section 3, line 2 after "an" strike "independent or private"

Mr. Farr spoke in favor of the amendments, and Mrs. Lynch spoke against them.

## POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Curtis.

Mr. Curtis: "Representative Farr, could you give me some idea as to the fiscal impact of your amendment?"

Mr. Farr: "Mr. Curtis, I thought that with the expertise that we had in that area that I would be able to call on someone else. I might suggest that other members would be more able—the people in higher education, or perhaps some of the other areas, to answer that. I cannot."

Mr. Curtis: "You mean you haven't researched your amendment as to the fiscal impact?"

Mr. Farr: "I have some rough estimates, but I have not researched it to the point where I would want to present it to you as a fact."

Mr. Curtis: "Would you give me your rough estimate then?"

Mr. Farr: "I would imagine that it borders somewhere under \$2 million, probably somewhere in the vicinity of \$1.7 million, since this is what was included in the Governor's budget and the one passed through the House."

Representatives Kiskaddon, Zimmerman and O'Brien spoke against the amendments by Mr. Farr.

The amendments by Mr. Farr to Engrossed Senate Bill No. 419 were not adopted.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 419 as amended by the House was placed on final passage.

Representatives Lynch, Bottiger, Bledsoe and Blair spoke in favor of passage of the bill, and Representatives Anderson and Savage spoke against it.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "My question is: Mrs. Lynch mentioned it is not our prerogative to play judge and jury on this, but I would like some evidence, if you have any please, as to whether there have been any cases we might use as a precedent here, where a similar measure has been challenged in court and found to be constitutional. I would be very happy to know that."

Mr. Bottiger: "Mr. Douthwaite, one thing you have to do with an attorney is give him a little warning so he can go to the book and find out. I would cite as an example, not a case, the G.I. Bill of Rights in which the grant of taxpayers' money is made directly to the student, and he can apply it to any school he wishes. That has been declared constitutional."

Mr. Gladder demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 419 as amended by the House, and the bill passed the House by the following vote: Yeas, 78; nays, 21; absent or not voting, 0.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Grant, Harris, Hubbard, Hurley, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—78.

Voting nay: Representatives Amen, Anderson, Barden, Farr, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Jastad, Johnson, Kirk, Kuehnle, Martinis, Morrison, Randall, Savage, Shinpoch, Spanton, Van Dyk, Wanamaker—21.

Engrossed Senate Bill No. 419 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 37, by Senator Wilson:

Providing that no property segregation be made unless all delinquent taxes and assessments have been paid.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12 after "PROVIDED, That" and before "no" strike "*excepting when property is being acquired for public use*"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 37 as amended by the House was placed on final passage.

Representatives Flanagan and Conner spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 37 as amended by the House, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99.

Engrossed Senate Bill No. 37 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 203, by Senators Donohue, Walgren, Woodall and Canfield:

Providing appeals from board against discrimination hearings by political subdivisions. The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 203 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 203, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Hurley—1.

Absent or not voting: Representative Lynch—1.

Engrossed Senate Bill No. 203, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 137, by Senators Fleming, Andersen and Stortini (by Departmental request):

Providing a change in the law relating to lost instruments.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 137 was placed on final passage:

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 137, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Lynch, Newhouse, Smythe—3.

Engrossed Senate Bill No. 137, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Wednesday, April 21, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FORTY-FIRST DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 21, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Brown.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 20, 1971.

HOUSE BILL NO. 655, providing measures to prevent and control polluting caused by the discharge of oil, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Beck, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Smith, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 21, 1971.

HOUSE BILL NO. 865, relating to the operation and administration of state government, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, following the enacting clause strike the remainder of the bill and insert the following:

**"NEW SECTION.** Section 1. The future of the state is largely dependent on the uses that are made of the lands within the state. The legislature finds and declares that the rapid growth and development of the state and the resulting demands on its land resources make new and innovative measures necessary to encourage the timely, orderly, and coordinated use of land in the state; to provide for future growth in the needs of agriculture, forestry, industry, business, residential communities, and recreation; to encourage the wise use of land and other natural resources which are in accordance with their character and adaptability; to conserve and protect soil, air, water, and forest resources; to protect the beauty of the landscape; and to promote the efficient and economical use of public resources. The legislature further finds and declares that future growth of the state should be guided by an effective planning process which should include the formulation of state-wide goals encompassing land use, population growth and distribution, urban expansion, and other relevant physical, social, and economic factors. While recognizing that land usage provides the common denominator which links human environmental systems to each other and to all other ecological relationships, it is the sense of the legislature that many present land use practices do not result from intelligent, fully informed, well-reasoned decisions; that, to the contrary, such practices too often occur on an uncoordinated, haphazard basis which fail to take into consideration either the long term consequences or the long term interests of the general public.

It is the purpose of this act to provide a means of assisting local governments, state agencies, and political subdivisions of the state to work towards the objectives set forth in this section, pending adoption of further legislation, by providing for investigation and evaluation by the state of land use changes which are expected to have a substantial impact and effect beyond the physical boundaries of the governmental jurisdiction in which the proposed land use is located and of providing such information to the local jurisdiction which has authority over the proposed use.

**NEW SECTION.** Sec. 2. The state land planning commission is hereby established. Such commission shall be composed of fifteen members as follows: Two senators of different political parties to be chosen by the president of the senate; two representatives of different political parties to be chosen by the speaker of the house; and eleven persons to be

appointed by the governor from the general public. The governor shall select the chairman of the commission. Vacancies shall be filled in the same manner as the original appointment. Each legislative member shall receive allowances as provided in RCW 44.04.120, and each lay member shall receive necessary expenses and other actual mileage or transportation costs as provided in RCW 43.03.060.

**NEW SECTION.** Sec. 3. The commission, by majority vote, shall select appropriate subcommittees, and prescribe rules of procedure for itself and its subcommittees which are not inconsistent with this act. Both the commission and any subcommittee shall be authorized to conduct hearings throughout the state and shall have power to require data from all public officials and agencies concerned with land planning in the state of Washington and other data from such other public officials and agencies as may provide information helpful to the commission in carrying out its functions. In furthering the purposes of this act, the commission shall have authority to select and consult with interested citizen groups. Such groups shall not receive expenses unless otherwise provided for in this act.

**NEW SECTION.** Sec. 4. The commission may by majority vote, hire and provide compensation for an executive director, and may employ or contract for the services of such employees and technical assistance and may appoint such advisory groups as the commission deems necessary for the proper and efficient performance of its duties. The expenses of the commission shall be paid from such moneys as may be appropriated to carry out the purposes of this act. All expenses incurred by the commission, including salaries and expenses of employees, shall be paid upon voucher forms as provided by the budget director and signed by the chairman of the commission. Vouchers may be drawn upon funds appropriated generally by the legislature for commission expenses or upon any special appropriation which may be provided by the legislature for the expenses of the commission.

**NEW SECTION.** Sec. 5. The commission shall consider the development of a state-wide land use data bank or alternative system for the assembly of information that will assist in the formulation, evaluation, and updating of intermediate and long-range goals and policies for land use, population growth and distribution, urban expansion, open space, resource preservation and utilization, and other factors which shape state-wide development patterns and significantly influence the quality of the state's environment: PROVIDED, That the commission may consider specific sectors of the state and direct the development of a pilot project for the ultimate design of a system for assembling information on a state-wide basis.

The development of a state-wide data bank or alternative system may contain any information relevant to the future growth of agriculture, forestry, industry, business, residential communities and recreation; the wise use of land and other natural resources which are in accordance with their character and adaptability; the conservation and protection of the soil, air, water, and forest resources; the protection of the beauty of the landscape; and the promotion of the efficient and economical uses of public resources.

It is intended that a state-wide information pool will be designed to be used by all governmental and private agencies including but not limited to the department of highways, department of commerce and economic development, the planning and community affairs agency, local and regional governmental bodies, public and private utilities, and private enterprise. The commission may consider the cost and feasibility of permitting public and private enterprise to insert data and use the information pool on an allocated cost basis as a tool to evaluate the ranges of alternatives in land and resource planning in the state of Washington.

The commission shall contract with an appropriate consultant to gather such data and assemble such data bank into a readily accessible system, including the computerization thereof for the purpose of developing a pilot project. Any information possessed by state agencies, public officials, and by any political subdivision may be utilized by the consultant as the commission may direct.

**NEW SECTION.** Sec. 6. The commission shall study: All state planning enabling laws and other state laws concerning planning and land development; laws and proposed legislation of other states in the area of land use control; federal laws and proposed legislation in the area of land use control; land use studies and proposals of other organizations, public or private, concerned with land use control, including the American law institute model land use code and any other matters deemed necessary by the commission to carry out the purposes of this act.

**NEW SECTION.** Sec. 7. The commission shall present to any extraordinary session of the legislature convened in 1972 its preliminary findings, conclusions and recommendations as a result of its pilot project and report the costs and feasibility of developing a state-wide land use data bank or alternative system for the assembly of information on a state-wide basis.

**NEW SECTION.** Sec. 8. The commission shall present to the forty-third session of the legislature its recommendations for revisions in present state laws and enabling acts concerning planning and land development; its recommendations of new laws necessary to allow state-wide interests to be considered in future land development of the state; its recommendations as to the appropriate degree of state involvement in land and resource planning; and its recommendations as to planning criteria and guidelines to be followed by localities in the preparation of local land use plans.

The commission shall also present to the forty-third session of the legislature a model land use code for the state of Washington which is to consolidate, as nearly as may be practicable, the results and findings of the commission's studies and recommendations.

*NEW SECTION.* Sec. 9. The commission shall be dissolved upon the termination of the forty-third regular session of the legislature, unless said legislature determines otherwise.

*NEW SECTION.* Sec. 10. To carry out the provisions of this act there is appropriated to the state land planning commission from the general fund for the biennium ending June 30, 1973, the sum of ninety-one thousand dollars: PROVIDED, That federal funds are made available to the state to carry out the provisions of this act."

On page 1, line 1 of the title after "government" and before the period insert: "; creating a state land planning commission; limiting the length of existence of such commission; and making an appropriation"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Biedsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

HOUSE BILL NO. 1008, providing a criminal penalty if a transferor of a motor vehicle fails to notify the department of motor vehicles of a transfer, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 8 strike "46.12.181" and insert "46.12.101"

On page 1, section 1, line 24 after "thereafter" and before the period insert " , but not to exceed fifteen dollars: PROVIDED, That such failure or neglect to give such notice within forty-five days after date of delivery of said vehicle shall be a misdemeanor"

On page 1, line 4 of the title after "RCW" strike "46.12.181" and insert "46.12.101"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Blair, Bozarth, Bradley, Charnley, Conner, Douthwaite, Gallagher, Gilleland, Gladder, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Rabel, Schumaker, Williams.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

HOUSE BILL NO. 1061, setting age limit at eighteen years for drivers of for hire vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Blair, Bozarth, Bradley, Charnley, Conner, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Hoggins, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Rabel, Schumaker, Williams.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

HOUSE CONCURRENT RESOLUTION NO. 36, providing for a legislative counsel study of methods of protecting the archeological resources of the state, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Schumaker, Smith, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 124, abolishing the state patrol highway account, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendments:

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030 are each amended to read as follows:

All fees received by the director for vehicle licenses under the provisions of chapter 46.16 RCW shall be forwarded to the state treasurer, accompanied by a proper identifying detailed report, and be by him deposited to the credit of the motor vehicle fund [, and out of each vehicle basic license fee as provided for in RCW 46.16.060, the state treasurer shall deposit six dollars to the credit of the state patrol highway account of the motor vehicle fund. A minimum of ten percent of the funds deposited in such account shall be appropriated and expended for the enforcement of RCW 46.44.100 relating to weight control].

Sec. 2. Section 4, chapter 25, Laws of 1965 as last amended by section 9, chapter 99, Laws of 1969 and RCW 46.68.041 are each amended to read as follows:

(1) The department shall forward all funds accruing under the provisions of chapter 46.20 RCW together with a proper identifying, detailed report to the state treasurer who

shall deposit such moneys to the credit of the highway safety fund except as otherwise provided in this section.

(2) One dollar of each fee collected for a temporary instruction permit shall be deposited in the driver education account in the general fund.

(3) Out of each fee of five dollars collected for a driver's license, the sum of three dollars and ten cents shall be deposited in the highway safety fund, and one dollar and ninety cents shall be deposited in the [state patrol highway account] *general fund*: *PROVIDED, That the legislative budget committee is directed to review methods for providing adequate financing of the state patrol and report their conclusions to the next session of the legislature commencing after January 1, 1972.*

Sec. 3. Section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140 are each amended to read as follows:

The county auditor, if appointed by the director of motor vehicles shall carry out the provisions of this title relating to the licensing of vehicles and the issuance of vehicle license number plates under the direction and supervision of the director and may with the approval of the director appoint assistants as special deputies to accept applications and collect fees for vehicle licenses and transfers and to deliver vehicle license number plates.

At any time any application is made to the director, the county auditor or other agent pursuant to any law dealing with licenses, certificates of ownership, registration or the right to operate any vehicle upon the public highways of this state, the applicant shall pay to the director, county auditor or other agent a fee of fifty cents for each application in addition to any other fees required by law, which fee of fifty cents, if paid to the county auditor as agent of the director, or if paid to an agent of the county auditor, shall be paid to the county treasurer in the same manner as other fees collected by the county auditor and credited to the county current expense fund. In the event that such fee is paid to another agent of the director, such fee shall be used by such agent to defray his expenses in handling the application: *PROVIDED, That in the event such fee is collected by the state patrol, as agent for the director, the fee so collected shall be certified to the state treasurer and deposited to the credit of the [state patrol highway account] motor vehicle fund.* All such filing fees collected by the director or branches of his office shall be certified to the state treasurer and deposited to the credit of the highway safety fund.

Sec. 4. Section 61, chapter 170, Laws of 1965 ex. sess. and RCW 46.37.520 are each amended to read as follows:

It shall be unlawful for any person to lease for hire or permit the use of any vehicle with soft tires commonly used upon the beach and referred to as a dune buggy unless such vehicle has been inspected by and approved by the state commission on equipment, which commission may charge a reasonable fee therefor to go into [the state patrol highway account] *the motor vehicle fund.*

Sec. 5. Section 5, chapter 119, Laws of 1965 ex. sess. and RCW 46.52.085 are each amended to read as follows:

Any information authorized for release under RCW 46.52.080 and 46.52.083 may be furnished in written form for a fee of two dollars. All fees received by the Washington state patrol for such copies shall be deposited in [the state patrol highway account of] the motor vehicle fund.

Sec. 6. Section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130 are each amended to read as follows:

The net tax amount distributed to the state in the manner provided by RCW 46.68.100, and all moneys accruing to the motor vehicle fund from any other source, less such sums as are [credited to the state patrol highway account and such sums expended pursuant to proper appropriation] *properly appropriated and reappropriated for expenditure* for costs of collection and administration thereof, shall be expended by the department of highways, subject to proper appropriation and reappropriation, for state highways and other proper department of highways purposes.

*NEW SECTION.* Sec. 7. Section 46.68.140, chapter 12, Laws of 1961 and RCW 46.68.140 are hereby repealed and all funds remaining in the state patrol highway account on August 1, 1971 are transferred to the motor vehicle fund: *PROVIDED, That this section shall take effect on August 1, 1971.*

*NEW SECTION.* Sec. 8. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1971."

Strike all of the title and insert the following:

"An Act relating to the disposition of vehicle license fees; disposition of motor vehicle driver's license fees; abolishing the state patrol highway account and providing for disposition of funds therein and moneys payable thereto; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140; amending section 61, chapter 170, Laws of 1965 ex. sess. and RCW 46.37.520; amending section 5, chapter 119, Laws of 1965 ex. sess. and RCW 46.52.085; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030; amending section 4, chapter 25, Laws of 1965 as last amended by section 9, chapter 99, Laws of 1969 and RCW 46.68.041; amending section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130; repealing section 46.68.140, chapter 12, Laws of 1961 and RCW 46.68.140; declaring an emergency; and providing effective dates."

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom,

Charette, Costanti, Curtis, Lynch, Marsh, Maxie, McDermott, Merrill, Moon, Morrison, North, Paris, Rosellini, Spera, Smith, Thompson, Wojahn, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 314, providing for multiple land use of state-owned lands, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

Strike all material after the enacting clause and insert the following:

**NEW SECTION.** Section 1. The legislature hereby directs that a multiple use concept be utilized by the department of natural resources in the management and administration of state-owned lands under the jurisdiction of the department where such a concept is in the best interests of the state and the general welfare of the citizens thereof, and is consistent with the applicable trust provisions of the various lands involved.

**NEW SECTION.** Sec. 2. 'Multiple Use' as used in this 1971 amendatory act shall mean the management and administration of state-owned lands under the jurisdiction of the department of natural resources to provide for several uses simultaneously on a single tract and/or planned rotation of one or more uses on and between specific portions of the total ownership consistent with the provisions of section 1 of this 1971 amendatory act.

**NEW SECTION.** Sec. 3. 'Sustained Yield Plans' as used in this 1971 amendatory act shall mean management of the forest to provide harvesting on a continuing basis without major prolonged curtailment or cessation of harvest.

**NEW SECTION.** Sec. 4. The department of natural resources shall manage the state-owned lands under its jurisdiction which are primarily valuable for the purpose of growing forest crops on a sustained yield basis insofar as compatible with other statutory directives. To this end, the department shall periodically adjust the acreages designated for inclusion in the sustained yield management program.

**NEW SECTION.** Sec. 5. Multiple uses additional to and compatible with those basic activities necessary to fulfill the financial obligations of trust management may include but are not limited to:

- (1) Recreational areas;
- (2) Recreational trails for both vehicular and nonvehicular uses;
- (3) Special educational or scientific studies;
- (4) Experimental programs by the various public agencies;
- (5) Special events;
- (6) Hunting and fishing and other sports activities;
- (7) Maintenance of scenic areas;
- (8) Maintenance of historical sites;
- (9) Municipal or other public watershed protection;
- (10) Greenbelt areas;
- (11) Public rights of way;
- (12) Other uses or activities by public agencies.

If such additional uses are not compatible with the financial obligations in the management of trust land they may be permitted only if there is compensation from such uses satisfying the financial obligations.

**NEW SECTION.** Sec. 6. For the purpose of providing increased continuity in the management of public lands and of facilitating long range planning by interested agencies, the department of natural resources is authorized to identify and to withdraw from all conflicting uses at such times and for such periods as it shall determine appropriate, limited acreages of public lands under its jurisdiction. Acreages so withdrawn shall be maintained for the benefit of the public and, in particular, of the public schools, colleges and universities, as areas in which may be observed, studied, enjoyed, or otherwise utilized the natural ecological systems thereon, whether such systems be unique or typical to the state of Washington. Nothing herein is intended to or shall modify the department's obligation to manage the land under its jurisdiction in the best interests of the beneficiaries of granted trust lands.

**NEW SECTION.** Sec. 7. The department of natural resources is hereby authorized to carry out all activities necessary to achieve the purposes of this act, including, but not limited to:

- (1) Planning, construction and operation of recreational sites, areas, roads and trails, by itself or in conjunction with any public agency;
- (2) Planning, construction and operation of special facilities for educational, scientific, or experimental purposes by itself or in conjunction with any other public or private agency;
- (3) Improvement of any lands to achieve the purposes of this 1971 amendatory act;
- (4) Cooperation with public and private agencies in the utilization of such lands for watershed purposes;
- (5) The authority to make such leases, contracts, agreements or other arrangements as are necessary to accomplish the purposes of this 1971 amendatory act: PROVIDED, That nothing herein shall affect any existing requirements for public bidding or auction with private agencies or parties, except that agreements or other arrangements may be made with public schools, colleges, universities, governmental agencies, and nonprofit scientific and educational associations.

**NEW SECTION.** Sec. 8. The department of natural resources shall foster the commercial and recreational use of the aquatic environment for production of food, fibre, income, and public enjoyment from state-owned aquatic lands under its jurisdiction and from associated waters, and to this end the department may develop and improve production and harvesting of seaweeds and sealife attached to or growing on aquatic land or contained in aquaculture containers, but nothing in this section shall alter the responsibility of other state agencies for their normal management of fish, shellfish, game and water.

**NEW SECTION.** Sec. 9. The department of natural resources may adopt a multiple use land resource allocation plan for all or portions of the lands under its jurisdiction providing for the identification and establishment of areas of land uses and identifying those uses which are best suited to achieve the purposes of this 1971 amendatory act. Such plans shall take into consideration the various ecological conditions, elevations, soils, natural features, vegetative cover, climate, geographical location, values, public use potential, accessibility, economic uses, recreational potentials, local and regional land use plans or zones, local, regional, state and federal comprehensive land use plans or studies, and all other factors necessary to achieve the purposes of this 1971 amendatory act.

**NEW SECTION.** Sec. 10. The department of natural resources may confer with other public and private agencies to facilitate the formulation of policies and/or plans providing for multiple use concepts. The department of natural resources is empowered to hold public hearings from time to time to assist in achieving the purposes of this 1971 amendatory act.

Sec. 11. Section 32, chapter 255, Laws of 1927 and RCW 79.01.128 are each amended to read as follows:

*In the management of public lands lying within the limits of any watershed over and through which is derived the water supply of any city or town, the department may alter its land management practices to provide water with qualities exceeding standards established for intrastate and interstate waters by the department of ecology: PROVIDED, That if such alterations of management by the department reduce revenues from, increase costs of management of, or reduce the market value of public lands the city or town requesting such alterations shall fully compensate the department.*

*[Whenever any state lands except capitol building lands, lie] The exclusive manner, notwithstanding any provisions of the law to the contrary, for any city or town to acquire by condemnation ownership or rights in public lands for watershed purposes within the limits of any watershed over or through which is derived the water supply of any city or town [in this state, and such city or town shall desire to purchase or condemn the same, it may do so, and, in case of purchase, it shall have the right to purchase the land with the timber, fallen timber, stone, gravel, or other valuable material thereon without a separate appraisalment thereof] shall be to petition the legislature for such authority. Nothing in this 1971 amendatory act shall be construed to affect any existing rights held by third parties in the lands applied for.*

**NEW SECTION.** Sec. 12. Nothing in this 1971 amendatory act shall be construed to affect or repeal any existing authority or powers of the department of natural resources in the management or administration of the lands under its jurisdiction.

**NEW SECTION.** Sec. 13. The department of natural resources may comply with county or municipal zoning ordinances, laws, rules or regulations affecting the use of state lands under the jurisdiction of the department of natural resources where such regulations are consistent with the treatment of similar private lands.

Sec. 14. Section 1, chapter 20, Laws of 1963 and RCW 79.44.003 are each amended to read as follows:

As used in this chapter 'assessing district' means:

- (1) Incorporated cities and towns;
- (2) Diking districts;
- (3) Drainage districts;
- (4) Port districts;
- (5) Irrigation districts; [and]
- (6) Water districts;
- (7) Sewer districts;
- (8) Counties; and
- (9) Any municipal corporation or public agency having power to levy local

improvement or other assessments which by statute are expressly made applicable to lands of the state.

**NEW SECTION.** Sec. 15. Nothing in this 1971 amendatory act shall be construed to affect, amend, or repeal any existing withdrawal of public lands for state park or state game purposes.

**NEW SECTION.** Sec. 16. (1) The department of natural resources shall design expansion of its land use data bank to include additional information that will assist in the formulation, evaluation, and updating of intermediate and long-range goals and policies for land use, population growth and distribution, urban expansion, open space, resource preservation and utilization, and other factors which shape state-wide development patterns and significantly influence the quality of the state's environment. The system shall be designed to permit inclusion of other lands in the state and will do so as financing and time permit.

(2) Such data bank shall contain any information relevant to the future growth of agriculture, forestry, industry, business, residential communities, and recreation; the wise use of land and other natural resources which are in accordance with their character and

adaptability; the conservation and protection of the soil, air, water, and forest resources; the protection of the beauty of the landscape; and the promotion of the efficient and economical uses of public resources.

The information shall be assembled from all possible sources, including but not limited to, the federal government and its agencies, all state agencies, all political subdivisions of the state, all state operated universities and colleges, and any source in the private sector. All state agencies, all political subdivisions of the state, and all state universities and colleges are directed to cooperate to the fullest extent in the collection of data in their possession. Information shall be collected on all areas of the state but collection may emphasize one region at a time.

(3) The data bank shall make maximum use of computerized or other advanced data storage and retrieval methods. The department is authorized to engage consultants in data processing to ensure that the data bank will be as complete and efficient as possible.

(4) The data shall be made available for use by any governmental agency, research organization, university or college, private organization or private person as a tool to evaluate the range of alternatives in land and resource planning in the state.

**NEW SECTION.** Sec. 17. The following acts or parts of acts are each repealed:

(1) Section 1, chapter 175, Laws of 1933, section 1, chapter 159, Laws of 1949, section 1, chapter 301, Laws of 1955 and RCW 79.56.010; and

(2) Section 1, chapter 73, Laws of 1939 and RCW 79.56.020."

In line 1 of the title, after "to" strike all material down to and including "resources" on line 2 and insert "lands"

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 450, providing penalties for violation of the conditions of an additional gross load special permit, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, of the printed and engrossed bills, following section 1, insert a new section as follows:

"Sec. 2. Section 46.44.047, chapter 12, Laws of 1961, as amended by section 35, chapter 21, Laws of 1961 ex. sess. and RCW 46.44.047 are each amended to read as follows:

In addition to the limitations of RCW 46.44.040, 46.44.042 and 46.44.044, a three-axle truck tractor and a two-axle pole trailer combination engaged in the operation of hauling logs, shall have an allowable variation in wheelbase length of six feet for the distance between the first and last axle of the vehicle in combination which has a wheelbase overall length of thirty-seven feet or more and upon special permit the gross weight of two axles spaced less than seven feet apart may exceed by not more than sixteen hundred pounds the maximum gross axle weight specified for two axles spaced less than seven feet apart, being thirty-two thousand pounds as provided in RCW 46.44.040, and the maximum gross weight of the combination of vehicles may exceed by not more than six thousand eight hundred pounds the maximum legal gross weight of the combination of vehicles, when fully licensed as permitted by law, being sixty-eight thousand pounds.

Such additional allowances shall be permitted by a special permit to be issued by the state highway commission valid only on state [,] primary [,] or secondary highways authorized by the state highway commission and under such rules, regulations, terms and conditions prescribed by the state highway commission. The fee for such special permit shall be fifty dollars for a twelve-month period beginning and ending on April 1st of each calendar year. Permits may be issued at any time but if issued after July 1st of any year the fee shall be thirty-seven dollars and fifty cents. If issued on or after October 1st the fee shall be twenty-five dollars, and if issued on or after January 1st the fee shall be twelve dollars and fifty cents. A copy of such special permit covering the vehicle involved shall be carried in the cab of the vehicle at all times. Upon the third conviction *within a calendar year* for violation of the terms and conditions of the special permit, the special permit shall be canceled. The vehicle covered by such canceled special permit shall not be eligible for a new special permit until thirty days after the cancellation of the special permit issued to said vehicle. The fee for such renewal shall be at the same rate as set forth in this section which covers the original issuance of such special permit. Each special permit shall be assigned to a three-axle truck tractor in combination with a two-axle pole trailer and may be transferred upon application to the department of highways with payment of a two dollar fee.

All fees collected hereinabove shall be deposited with the state treasurer and credited to the motor vehicle fund.

Permits involving *city streets* or county roads or using *city streets* or county roads to reach or leave state highways, authorized for permit by the state highway department may be issued by the *city* or county or counties involved. A fee of five dollars for such *city* or county permit may be assessed by the *city* or by the board of county commissioners which shall be deposited in the *city* or county road fund. The special permit provided for herein

shall be known as a '[county] log tolerance permit' and shall designate the route or routes to be used, which shall first be approved by the city or county engineer involved. Authorization of additional route or routes may be made at the discretion of the city or county by amending the original permit or by issuing a new permit. Said permits shall be issued on a yearly basis expiring on March 31st of each calendar year. Any person, firm or corporation who uses any city street or county road for the purpose of transporting logs with weights authorized by state highway log tolerance permits, to reach or leave a state highway route, without first obtaining a city or county permit when required by the city or board of county commissioners shall be subject to the penalties prescribed by RCW 46.44.045. For the purpose of determining gross weight the actual scale weight taken by the officer shall be prima facie evidence of such total gross weight. In the event the gross weight is in excess of the weight permitted by law, the officer may, within his discretion, permit the operator to proceed with his vehicles in combination.

The chief of the state patrol, with the advice of the state highway commission, may make reasonable rules and regulations to aid in the enforcement of the provisions of this section."

On page 1, line 2 of the title after "RCW 46.44.097;" insert "amending section 46.44.047, chapter 12, Laws of 1961, as amended by section 35, chapter 21, Laws of 1961 ex. sess. and RCW 46.44.047;"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Bradley, Conway, Cunningham, Gilleland, Gladder, Hansey, Johnson, Kraabel, Martinis, McCormick, Perry, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 559, implementing duties of legislative budget committee, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Costanti, Curtis, Farr, Lynch, Marsh, Maxie, McDermott, Mentor, Moon, Morrison, North, Paris, Rosellini, Shera, Smith, Thompson, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 567, providing partial state support for the Puget Island ferry, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Blair, Bradley, Charnley, Conner, Conway, Douthwaite, Gallagher, Gilleland, Gladder, Johnson, Jones, Martinis, Perry, Rabel, Schumaker, Williams.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

SENATE BILL NO. 648, creating the legal services revolving fund in the state treasury, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Charette, Costanti, Curtis, Farr, Lynch, Marsh, Maxie, Merril, Moon, Morrison, North, Paris, Rosellini, Ross, Savage, Shera, Smith, Thompson, Van Dyk, Wojahn, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 720, authorizing special license plates for vehicles of historic value, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 5, line 21 after "fund" insert "to the department of motor vehicles"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Blair, Bradley, Charnley, Conner, Conway, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Rabel, Schumaker, Williams.

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

ENGROSSED SENATE BILL NO. 858, providing for additions to Sequest State Park by exchange of public land, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, add a new section 2

"NEW SECTION. Sec. 2. The department of natural resources shall have the authority to deed to Mason County Cemetery District No. 1 an area not to exceed one acre of state

forest lands utilized for cemetery purposes located in section 30, township 23 north, range 1 west, Willamette Meridian, Mason county."

On page 1, line 1 strike all the title and insert

"An Act relating to the exchange and transfer of certain lands under the jurisdiction of the department of natural resources."

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Charnley, Conner, Flanagan, Gilleland, Hansey, Kibury, Kraabel, Luders, McCormick, North, Thompson, Wanamaker, Williams, Wojahn.

Passed to Committee on Rules and Administration for second reading.

## MOTION

On motion of Mr. Morrison, the House advanced to the eighth order of business.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-56, by Representatives Randall, Mentor, Beck and Wanamaker:

WHEREAS, The Olympic College Department of Music will present the 12th annual Northwest Jazz Festival on May 7th, 8th and 9th; and

WHEREAS, This festival has increased in national stature each year, receiving the acclaim of jazz magazines and critics; and

WHEREAS, The festival is noted for its presentation of nationally prominent jazz musicians, this year featuring the great Paul Horn in the new jazz work by Hollywood composer Dick Grove, accompanied by the Olympic College Jazz Workshop; and

WHEREAS, High school stage bands and college jazz ensembles from throughout the Pacific Northwest will compete in the three days of musical competition; and

WHEREAS, One week later two winning college groups will perform in the prestigious American College Jazz Festival at the University of Illinois; and

WHEREAS, This year's festival is the Northwest regional competition for the national event;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives wishes to congratulate the Music Department of Olympic College for hosting this fine event and wishes to congratulate the many groups who will be appearing for their high levels of musical achievement, and further wishes to express the gratitude of the people of the Northwest for being given this opportunity to attend this jazz festival; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared by the Chief Clerk of the House of Representatives and transmitted to Mr. Ralph Mutchler, the Regional Director of the Northwest Jazz Festival.

On motion of Mr. Randall, the resolution was adopted.

HOUSE RESOLUTION NO. 71-57, by Representatives Rabel, Lynch and Douthwaite:

WHEREAS, The foreign student attending an institution of higher education in the State of Washington is deemed an important part of the cultural mix of that institution; and

WHEREAS, Contact with students from diverse backgrounds, viewpoints and cultural heritages as represented by foreign students broadens the educational experience for American students; and

WHEREAS, A better understanding and appreciation for the United States generally results from cultural interaction; and

WHEREAS, The increased educational skills and training are valuable to the homeland of the foreign student when he returns, and in that respect education is an indirect form of technical aid on the part of the United States to less developed countries; and

WHEREAS, The institutions of higher education have a highly selective admissions policy for foreign students, including academic work that is above average in a comparable institution in a foreign country, a statement of financial support, and positive results from an English language test; and

WHEREAS, The foreign student is considered a nonresident; and

WHEREAS, An increase in nonresident tuition and fee charges may significantly limit the number of foreign students;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Council on Higher Education undertake a study of the foreign student, the problems associated with his attendance of an institution of higher education, including financial considerations; and

BE IT FURTHER RESOLVED, That the Council on Higher Education prepare a report including recommendations concerning the foreign student and submit such findings and recommendations to the Joint Committee on Higher Education prior to submission of such to the next Session of the Legislature.

On motion of Mr. Rabel, the resolution was adopted.

HOUSE RESOLUTION NO. 71-58, by Representatives Zimmerman, Flanagan, Haussler, Bledsoe, Bozarth and Pardini:

WHEREAS, There is an urgent need to develop a procedure to implement and finance local participation in state water resource planning, management, and development programs recognizing the geographic and economic differences between the various regions in the State; and

WHEREAS, There is a need to recognize, integrate, and coordinate the various uses and controls of water and the activities of water-related entities within such regions; and

WHEREAS, There are extensive land areas throughout Washington that can be benefited by irrigation from waters subject to diversion to areas outside the State; and

WHEREAS, Protection of the state's water resources requires an aggressive development program; and

WHEREAS, The federal government has invested in excess of three billion dollars in Washington water resource projects in programs based essentially on direct federal-user relationships that in the past have not required recognition of benefits to other than direct users; and

WHEREAS, Reclamation projects today require a multipurpose approach wherein all recognized benefits and beneficiaries are considered and are provided the opportunity to participate; and

WHEREAS, There is a need for a broad financial base on the local level to take full advantage of comprehensive multipurpose federal reclamation programs that increasingly require a greater degree of local participation; and

WHEREAS, There is need for a regional agency with power to contract with various single purpose districts, local governments, and state and federal government to the end that comprehensive multipurpose programs can be facilitated and costs properly related to beneficiaries;

NOW, THEREFORE, BE IT RESOLVED, That it is the policy of the State of Washington to foster programs to preserve, conserve, and fully utilize the state's water and related land resources; and

BE IT FURTHER RESOLVED, That the Legislative Council is directed to study the matter of regional participation in water and related land resource programs, to determine the necessary authority required for the various regions of the State in order to participate in such resource programs, and to consult with and obtain the views of (1) the Department of Ecology and other state agencies with responsibilities in water resources, (2) irrigation, water, flood control, soil and water conservation, and other water-related districts, (3) counties and municipalities, and (4) the volunteer organizations which have expressed substantial interest in a regional approach to reclamation project development; and

BE IT FURTHER RESOLVED, By the House of Representatives, That the Legislative Council shall submit the results of such study and the council's recommendations for appropriate legislative action to the next Regular Session of the Legislature or to an earlier Special Session, if called, if the study is completed by that time.

On motion of Mr. Flanagan, the resolution was adopted.

## SECOND READING

ENGROSSED SENATE BILL NO. 514, by Senators Holman, Whetzel and Francis (by Departmental request):

Enacting the uniform criminal extradition act.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 3, line 30 of the engrossed bill, being line 28 of the printed bill, after "be" insert "certified or"

On page 5, section 10, line 8 of the engrossed bill, being line 6 of the printed bill, after "state" insert " PROVIDED, That the hearing provided for in this section shall not be available if a hearing on the legality of arrest has been held pursuant to sections 13 or 14 of this 1971 act"

On page 13, section 30, line 9 of the engrossed bill, being line 17 of the amendment to page 12, line 24 of the printed bill, after "PROVIDED," strike everything down to and including "maintenance" on line 13 and insert "That, before honoring such demand the governor shall require proof of a duty of support arising from a support order based upon competent jurisdiction over the obligor"

The bill was read the second time.

On motion of Mr. Julin, the committee amendment to page 2 was adopted.

Mr. Julin moved adoption of the committee amendment to page 5.

On motion of Mr. Julin, the following amendment to the committee amendment was adopted:

Amend the amendment by the Committee on Judiciary as follows:

In the amendment to section 10, after "available" insert "except as may be constitutionally required"

The committee amendment to page 5 as amended by Mr. Julin was adopted.

On motion of Mr. Julin, the committee amendment to page 13 was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 514 as amended by the House was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 514 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Backstrom, Brown—2.

Engrossed Senate Bill No. 514 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 1082, by Representatives Bauer, Cunningham and Luders:

Providing a refund of excise taxes to owners of destroyed motor vehicles, mobile homes, or travel trailers.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 1082, and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 208, by Senators Sandison, Durkan, Foley and Atwood:

Submitting budgets of four state colleges and state's universities to governor's control. The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 208 was placed on final passage.

Mr. Rabel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 208, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Brouillet—1.

Absent or not voting: Representatives Brown, Haffield—2.

Senate Bill No. 208, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 884, by Senator Foley:

Authorizing housing authorities to undertake supplemental projects.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Senate Bill No. 884 and the bill was ordered placed at the top of tomorrow's second reading calendar.

ENGROSSED SENATE BILL NO. 168, by Senators Wilson, Stender, Talley and Washington:

Permitting tentative school district preliminary budgets when awaiting appropriations by legislature as to amount of state aid available.

Committee recommendation: Majority, do pass with the following amendments:

On page 4, line 2 insert a new section as follows:

*"NEW SECTION. Sec. 4. This 1971 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."*

On line 7 of the title following "28 A.65.170;" strike "and"

On line 8 of the title after "RCW" insert "; and declaring an emergency"

The bill was read the second time.

On motion of Mr. Mentor, the committee amendments were adopted.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 168 as amended by the House was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Julin.

Mr. Julin: "Representative Hoggins, on page 3, line 19 of the bill, there is a proviso: *'PROVIDED FURTHER, That overexpenditures made in violation of this statute shall not be a liability of said district.'* Does that change the law from what it now is as far as the liability of the district? My question is: Is such an overexpenditure now a liability of the school district involved, and if not, then what is the status of the person who has contracted with the district under this proviso? How are they going to be able to get paid?"

Mr. Hoggins: "Mr. Julin, I think this is just a change in the placement of the wording. If you will look up on line 8, it uses the words *'... said appropriations shall not be a liability of the district, but shall subject the members of any board of directors ...'* I think this language has been taken out here and just recodified below. It would be my opinion there would be no change in the law."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 168 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 4; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage,

Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Douthwaite, Eikenberry, Grant, Kuehnle—4.

Absent or not voting: Representatives Brown, Hatfield, Moon, Perry—4.

Engrossed Senate Bill No. 168 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 288, by Senators Bailey and Gardner (by Joint Committee on Governmental Cooperation request; and by Departmental request):

Authorizing parks and recreation commission to call for new and higher bids in disposing of land not needed for park purposes.

The bill was read the second time.

Mr. Douthwaite moved adoption of the following amendment:

On page 1, section 1, line 26 after "*bids, and*" strike the remainder of the sentence through "*appropriate*" and insert "*may call for new bids*"

#### MOTION

On motion of Mr. Zimmerman, the House deferred further consideration of Senate Bill No. 288 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 564, by Senators Holman, Francis and Dore:

Amending the business corporation act.

The bill was read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 564 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 564, and the bill passed the House by the following vote: Yeas, 93; nays, 4; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Brouillet, Conner, Grant, Perry—4.

Absent or not voting: Representatives Brown, Moon—2.

Engrossed Senate Bill No. 564, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 3, by Senators Mardesich, Atwood and Foley (by Legislative Budget Committee request):

Authorizing a study of community college funds.

The bill was read the second time.

On motion of Mrs. Lynch, the following amendment by Representatives Lynch and King was adopted:

On page 2, line 3 after "Committee" and before "prior" insert "and the Joint Committee on Higher Education"

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 3 as amended by the House was placed on final passage.

Representatives Goldsworthy and Pardini spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Amen.

Mr. Amen: "Representative Pardini, since you checked the list so close, did you find quite a few duplicates like I did mine?"

Mr. Pardini: "No, they have done an excellent job—they really have. There are no duplications. The people are all within my district. My district kind of wiggles around in some areas, and Representative Amen, I would be happy to share these with you, or anyone else. As a result of redistricting some of these people may be on the new list and we certainly want to get those things straightened out so that the next report like this would be as complete and comprehensive as we have here."

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 3 as amended by the House, and the resolution passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, SHERA, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—97.

Absent or not voting: Representatives Ross, Zimmerman—2.

Senate Concurrent Resolution No. 3 as amended by the House, having received the constitutional majority, was declared passed.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Berentson.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

April 21, 1971.

SENATE BILL NO. 68, allowing vocational rehabilitation or retraining under industrial insurance coverage, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 10 after "(3)" strike everything down to and including "until" on line 15 and insert "As soon as"

On page 2, section 1, line 18 after "shall" strike "[cease] continue" and insert "cease"

On page 2, section 1, beginning on line 21 before "shall" strike "[No] Compensation" and insert "No compensation"

On page 2, section 1, beginning on line 22 before "the loss" strike "[unless] when" and insert "unless"

On page 2, section 1, line 23 strike "in proportion to such loss of earning power"

On page 3, following line 1, insert the following:

"NEW SECTION. Sec. 2. There is added to chapter 23, Laws of 1961 and to chapter 51.32 RCW a new section to read as follows:

One of the primary purposes of this title is the restoration of the injured workman to gainful employment. To this end, the department shall utilize the services of individuals whose experience, training, and interests in vocational rehabilitation and retraining qualify them to lend expert assistance to the supervisor of industrial insurance in such programs of vocational rehabilitation or retraining as may be reasonable to qualify the workman for employment consistent with his physical and mental status. Where, after evaluation and recommendation by such individuals and prior to final evaluation of the workman's permanent disability and in the sole opinion of the supervisor, vocational rehabilitation or retraining is both necessary and likely to restore the injured workman to a form of gainful employment, the supervisor may, in his sole discretion, continue the temporary total disability compensation under RCW 51.32.090 while the workman is actively and successfully undergoing a formal program of vocational rehabilitation or retraining: PROVIDED, That such compensation may not be authorized for a period of more than fifty-two weeks: PROVIDED FURTHER, That such period may, in the sole discretion of the supervisor after his review, be extended for an additional fifty-two weeks or portion thereof by written order of the supervisor.

In cases where the workman is required to reside away from his customary residence, the reasonable cost of board and lodging shall also be paid. Said costs shall not be chargeable to the employer's cost experience but shall be paid out of the accident fund and charged back to each class on June 30th and December 31st of each year in proportion to its premium contribution for the preceding calendar year."

In line 3 of the title after "51.32.090" strike the period and insert "; and adding a new section to chapter 23, Laws of 1961 and to chapter 51.32 RCW."

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charnley, Curtis, Grant, Johnson, Savage, Wanamaker.

Passed to Committee on Rules and Administration for second reading.

April 21, 1971.

SENATE BILL NO. 333, establishing per diem and travel allowances for the game commission, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 1, line 2 after "commission shall" strike all the matter down to and including "member shall" on line 9 and insert "[receive twenty-five dollars for each day actually spent in the performance of his duties and his actual necessary traveling and other expenses in connection therewith, including all expenses in going to, attending, and returning from meetings of the commission: PROVIDED, That such expenses shall not exceed fifteen dollars per diem exclusive of necessary traveling expenses, not to exceed eight cents per mile]"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraebel, Paris, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 20, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 318,  
 ENGROSSED SENATE BILL NO. 668,  
 ENGROSSED SENATE BILL NO. 690,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

April 21, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred Reengrossed Senate Bill No. 130, authorizing parking and business improvement areas and special assessments therefor, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Connor, McDougall and Talley; Representatives Curtis, Blair and Merrill.

## MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Reengrossed Senate Bill No. 130 was adopted and the committee was granted the powers of Free Conference.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

## SECOND READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 1, by Representatives Moon, Merrill, Kilbury, King, Luders, Martinis, McDermott and Wojahn:

Providing for periodic review of tax exemptions.

The House resumed consideration of Engrossed House Joint Resolution No. 1.

The Speaker stated the question before the House to be the following amendment by Representatives Moon, Wolf and Flanagan:

On page 1, beginning with "NEW SECTION" in line 8 strike all of the matter down to and including the period after "United States" in line 23 and insert:

"NEW SECTION. Article VII, section 12. Any statute or any part thereof or any provision of this Constitution which grants to any person, individual, firm, corporation or other business organization, or any public or private body, agency or institution, any exemption, deduction, or exclusion from state or locally imposed taxes or credit for payment of any such taxes against other state tax liability shall be reviewed by the legislature commencing before March 1, 1977, and before March 1st of every ten years thereafter. Any such statute on such part thereof which is not amended or reenacted without amendment, and any such constitutional provision which is not reapproved by the people, before March 1, 1977 and before the first day of March ending each ten year period thereafter shall be null and void effective upon such March 1st date. This section shall not apply to the removal or repeal of any tax exemption, deduction, exclusion or credit, if such removal or repeal would be in violation of the laws or Constitution of the United States."

The Clerk read the following amendment by Representatives Moon and Wolf to the amendment:

On line 1 of the amendment, following "section 12." strike all of the matter down to and including "tax liability" on line 7 of the amendment and insert: "All statutes and every part or provision of this Constitution which grant to any person, individual, firm corporation or other business organization, or any public or private body, agency or institution, any exemption, deduction, or exclusion from state or locally imposed taxes or credit for payment of any such taxes against other state tax liability (other than a statute or part thereof granting an exemption from taxes imposed upon property owned or used by a religious organization, corporation, or corporation sole, solely for religious or educational purposes)"

## POINT OF ORDER

Mr. O'Brien: "You are now in the process of reading the amendment to the amendment?"

The Speaker: "Yes, the amendment to the amendment."

Mr. O'Brien: "Mr. Speaker, I had previously put on the desk an amendment to the amendment. I raised this point of order the other day. I would like to cite to you Reed's

Rule No. 154, which isn't completely analogous to this situation, but it fits it rather similarly. For instance, I would like to read in part:

"... If the proposition to fill a blank were treated as an amendment, the first come would be the first served, but the assembly would in many cases be deprived of the proper opportunity to express its real sentiments. If, for example, it were proposed to put in various sums ranging from \$1,000 to \$5,000, and an amendment for \$3,000 were put first, those who desired to have \$5,000 appropriated might not dare to vote against \$3,000 for fear that they might get less. But by putting the question first on the largest sum and then on the others, the assembly stops where a majority of the voices agree."

"I submit to you that the amendment submitted by myself and Representatives Jueling, Marzano, Chatalas, Litchman, Perry, Ceccarelli and Bozarth is far more comprehensive than the one submitted by Mr. Moon and Mr. Wolf. Their amendment is somewhat restrictive. It just appears to me that the body should have the opportunity to vote on the broader amendment first and come to some conclusion before it would act on the lesser amendment. This, Mr. Speaker, would be the only right decision for any parliamentary body to have, to treat the broader, more comprehensive amendment first rather than to take the lesser amendment. This would tie in with Reed's Rule No. 154. It appears it would be only fair and equitable to treat it in this manner."

#### POINT OF ORDER

Mr. King: "I would just like to point out that there might be some merit to what Representative O'Brien is saying here if the two amendments were to the same portion of the bill. The Moon amendment pertains to the first seven lines. The O'Brien amendment does not take place until the eighth line, so they are not dealing with the same area as you would in filling the blanks when you are talking about the some portion of an amendment."

#### POINT OF ORDER

Mr. O'Brien: "I don't think you can take it on the basis of lines and where the amendments fit. I think you have to take it on a basis of what the amendment comprises and the entire scope of what the amendment covers. The two amendments do tie into the same general subject matter, only one is extremely limited and the other is broader in scope. For that reason, we think that it should be considered first because of the broader aspect of it and the fact that it just isn't so limited. The point that I think has to be considered is the material that the amendment contains—the subject matter—and not where it is placed on this amendment to the amendment."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker somewhat sympathizes with the position in which the movers of these amendments find themselves. There are three amendments to this amendment which have been submitted on the desk, one of which commences on line 1, one of which commences on line 7, and one of which commences on line 8. I am also cognizant and have read Reed's Rule No. 154 which deals with amendments for different amounts or different numbers, to start with the consideration of the highest number first as the most logical way to approach a particular problem when you are dealing with amounts. I am also cognizant of Reed's rules and the rules of this House which require amendments to bills to be considered section by section, and in order. Now those rules do not also go farther than that to provide that the amendment shall be considered line-by-line. However, I think that the logic of those particular rules (that there must be some orderly consideration of amendments as you proceed through a bill to perfect it) can also apply to the consideration of two, three, four or more amendments within a particular section. It would appear to me that if someone has an amendment which follows, he would then logically be able to present an argument to defeat a prior amendment and hope that the body would go along with them to defeat that amendment, so that they could then adopt the amendment which comes along later. Even though that might be psychologically or strategically a little more difficult, it appears to me that to rule otherwise would then put a speaker or any other presiding officer in virtually an impossible situation as you go through a lengthy bill, for example, in an attempt to determine whether an amendment to section 10 might be broader or narrower in scope than some other amendment which comes prior in the bill. It appears to me that this would be an extremely difficult parliamentary procedure to start to establish in this House. I believe that the intent of the rules to take amendments as they fall within a particular bill should be sustained. Therefore, I am going to rule the point out of order. The amendment on line 1 of this amendment will be the first one considered."

Mr. Moon moved adoption of the following amendment to the amendment:

On line 1 of the amendment, following "section 12," strike all of the matter down to and including "tax liability" on line 7 of the amendment, and insert: "All statutes and every

part or provision of this Constitution which grant to any person, individual, firm corporation or other business organization, or any public or private body, agency or institution, any exemption, deduction, or exclusion from state or locally imposed taxes or credit for payment of any such taxes against other state tax liability (other than a statute or part thereof granting an exemption from taxes imposed upon property owned or used by a religious organization, corporation, or corporation sole, solely for religious or educational purposes)"

Mr. Moon spoke in favor of the amendment to the amendment.

POINT OF ORDER

Mr. O'Brien: "Are you going to recognize our amendment when you come to line 8?"

The Speaker: "Nobody has raised a point of order against it. If it is on the desk, it will be read. I don't have anything to rule on at this point."

The amendment by Representatives Moon and Wolf, to the amendment by Representatives Moon, Wolf and Flanagan, to Engrossed House Joint Resolution No. 1 was adopted.

The Clerk read the following amendment to the amendment:

Amend the amendment by Representatives Moon, Wolf and Flanagan as follows:

On page 1, line 7 of the text of the NEW SECTION, after "tax liability" and before "shall be reviewed" insert "(other than a statute or part thereof granting an exemption from taxes imposed upon property owned or used by a religious organization, corporation, or corporation sole, solely for religious or educational purposes)"

With the consent of the House, Mr. Wolf withdrew the amendment to the amendment.

Mr. O'Brien moved adoption of the following amendment to the amendment:

On line 8 of the Moon and others amendment after "thereafter" and before "Any" strike the period and insert the following: "PROVIDED, That any educational, charitable, religious organization or corporation or corporation sole, owning and using property for churches, schools, colleges, universities, orphanages, youth camps, hospitals, nursing homes, parsonages, convents, homes for delinquent and dependent and handicapped children and adults, aged persons, cemeteries and mausoleums shall not be included under the provisions of this section."

Mr. O'Brien spoke in favor of the amendment to the amendment.

Mr. Marzano demanded an electric roll call, and the demand was not sustained.

Representatives Moon, Wolf and Charnley spoke against adoption of the amendment to the amendment, and Representative Hurley spoke in favor of it.

POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Julin.

Mr. Julin: "Representative Hubbard, as I read the proposed amendment, it would exempt from the coverage of the proposed resolution, corporations which operate hospitals and nursing homes. As you read it, would that language be broad enough to include privately-operated hospitals and nursing homes?"

Mr. Hubbard: "It may not be Mr. O'Brien's intention, but certainly this would be encompassed within this amendment. It would be my interpretation, especially if I were an attorney representing a private nursing home—you would get me taxed over my dead body."

Representatives Mentor and Lynch spoke in favor of the amendment by Representative O'Brien and others to the amendment, and Representatives Ross and King spoke against it.

Miss Maxie demanded an oral roll call, and the demand was sustained.

Mr. Hoggins spoke against the amendment to the amendment.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives O'Brien, Jueling, Marzano, Chatalas, Litchman, Perry, Ceccarelli and Bozarth (to the amendment by Representatives Moon, Wolf and Flanagan) to Engrossed House Joint Resolution No. 1, and the amendment to the amendment was lost by the following vote: Yeas, 30; nays, 67; absent or not voting, 2.

Voting yea: Representatives Beck, Bluechel, Bozarth, Brouillet, Ceccarelli, Chatalas, Costanti, Gallagher, Grant, Hurley, Jueling, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Newhouse, O'Brien, Paris, Perry, Rosellini, Sawyer, Zimmerman, Mr. Speaker—30.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Blair, Bledsoe, Bottiger, Bradley, Brown, Charette, Charnley, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Martinis, May, Moon, Morrison, North, Pardini, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—67.

Absent or not voting: Representatives Berentson, Copeland—2.

The Speaker stated the question before the House to be the amendment by Representatives Moon, Wolf and Flanagan as amended by Representatives Moon and Wolf. Mr. Moon spoke in favor of the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Pardini: "Mr. Speaker, are we on second reading or final passage?"

The Speaker: "The question before the House is the amended floor amendment."

The amended amendment was adopted.

Engrossed House Joint Resolution No. 1 was ordered reengrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Reengrossed House Joint Resolution No. 1 be placed on final passage.

#### PARLIAMENTARY INQUIRY

Mr. Mentor: "Does this take a two-third's vote?"

The Speaker: "Yes, two-third's vote to suspend the rules and advance."

Mr. Mentor demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Reengrossed House Joint Resolution No. 1 to third reading and final passage, and the motion was carried by the following vote: Yeas, 74; nays, 20; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bottiger, Bradley, Brouillet, Brown, Charette, Charnley, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Martinis, Maxie, May, McCormick, McDermott, Moon, Morrison, Newhouse, North, Paris, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—74.

Voting nay: Representatives Bledsoe, Bluechel, Bozarth, Ceccarelli, Gilleland, Grant, Jueling, Kuehnle, Lysen, Marsh, Marzano, Mentor, Merrill, O'Brien, Pardini, Perry, Rosellini, Shera, Zimmerman, Mr. Speaker—20.

Absent or not voting: Representatives Berentson, Chatalas, Copeland, Gallagher, Hurley—5.

Mr. O'Brien spoke against passage of Reengrossed House Joint Resolution No. 1.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. O'Brien, please confine your remarks to the merits of the legislation."

Mr. O'Brien concluded his remarks in opposition to the resolution.

Mr. Bledsoe spoke against passage of the resolution, and Mr. Savage spoke in favor of it.

POINT OF INQUIRY

Mr. Moon yielded to question by Mr. Bagnariol.

Mr. Bagnariol: "Assuming House Joint Resolution No. 1 passes this legislature and subsequently passes the vote of the people, will we have to wait until 1977 to review and reenact the tax exemptions that we think are justified, or can we begin with the following session reviewing these things?"

Mr. Moon: "We could begin with the following session and begin reviewing. Not only that, but if it should become a burdensome task and an insurmountable task to get done by 1977, there would be nothing to prevent this legislature from reenacting those exemptions which they had not reviewed on a year-by-year basis. I don't think that this is going to create nearly the problem that Representative Bledsoe has suggested that it might."

Mr. Bagnariol spoke in favor of passage of Reengrossed House Joint Resolution No. 1, and Mr. Pardini spoke against it.

POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Litchman.

Mr. Litchman: "Mr. Wolf, we passed an amendment a short while ago stating that 'property owned or used by a religious organization, corporation, or corporation sole, solely for religious or educational purposes' is exempted from this House Joint Resolution No. 1. Is that correct?"

Mr. Wolf: "Yes."

Mr. Litchman: "Now is it your intent, as a sponsor of this bill, to exempt, for example, Pacific Lutheran University, or Seattle University, or the local church or local church school?"

Mr. Wolf: "Yes. The answer would be, in my humble cornerstone law position, that it would be exempt because it is for an educational purpose. It is a religious (no comma as in Representative O'Brien's amendment)—a religious organization, a religious corporation, or a religious corporation sole. So for the purpose of educational or religious use it would not be reviewed. That isn't to say that it couldn't be wiped out someday, five hundred years from now."

Mr. Litchman: "But your intention is to exempt it, is that correct?"

Mr. Wolf: "Yes."

Mr. Litchman spoke in favor of passage of the resolution.

Mr. Luders demanded the previous question, and the demand was sustained on a rising vote.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Joint Resolution No. 1, and the resolution passed the House by the following vote: Yeas, 69; nays, 26; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Blair, Bottiger, Bradley, Brouillet, Brown, Charette, Charnley, Conner, Conway, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Martinis, Marzano, Maxie, May, McDermott, Moon, Morrison, Newhouse, North, Paris, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—69.

Voting nay: Representatives Barden, Bledsoe, Bluechel, Bozarth, Ceccarelli, Chatalas, Costanti, Curtis, Grant, Harris, Hurley, Juelling, Kirk, Kuehne, Marsh, McCormick, Mentor, Merrill, O'Brien, Pardini, Perry, Rosellini, Shera, Smythe, Zimmerman, Mr. Speaker—26.

Absent or not voting: Representatives Berentson, Copeland, Gallagher, Goldsworthy—4.

Reengrossed House Joint Resolution No. 1, having received the constitutional majority, was declared passed.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, April 22, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

### FORTY-SECOND DAY

#### MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 22, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

#### REPORTS OF STANDING COMMITTEES

April 21, 1971.

ENGROSSED SENATE BILL NO. 269, pertaining to fire district levies, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1 of the engrossed and printed bill, strike all of section 1

Renumber the remaining section consecutively

Beginning on page 3, line 33 of the engrossed bill, being page 2, line 9 of the printed bill, strike all of section 3, which is section 2 of the printed bill.

On page 1, line 4 of the title of the engrossed bill, being line 1 of the printed bill strike “; adding new sections to chapter 52.16 RCW”

Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kuehnle, Lysen, Mentor, Merrill, Smith.

Passed to Committee on Rules and Administration for second reading.

April 21, 1971.

SENATE BILL NO. 579, allowing cities, towns, and counties to expend funds on tourist promotion, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kuehnle, Maxie, Mentor, Merrill, Smith.

Passed to Committee on Rules and Administration for second reading.

April 21, 1971.

SUBSTITUTE SENATE BILL NO. 678, amending the optional municipal code, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Bauer, Blair, Bradley, Douthwaite, Gilleland, Hausser, Jones, Kuehnle, Maxie, Mentor, Merrill, Smith.

Passed to Committee on Rules and Administration for second reading.

MESSAGES FROM THE SENATE

April 21, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 139,

ENGROSSED SENATE BILL NO. 332,

ENGROSSED SENATE BILL NO. 382,

ENGROSSED SENATE BILL NO. 530,

ENGROSSED SENATE BILL NO. 539,

ENGROSSED SENATE BILL NO. 658,

ENGROSSED SENATE BILL NO. 735,

ENGROSSED SENATE BILL NO. 755,

SENATE BILL NO. 756,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 21, 1971.

Mr. Speaker: The Senate has passed SENATE JOINT MEMORIAL NO. 19, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 22, 1971.

Mr. Speaker: The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 261 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 21, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 419, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 21, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 469, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 22, 1971.

Mr. Speaker: The Senate concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 5, and passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1130, by Representatives Grant, Shinpoch, Brouillet, Bauer, Luders and Moon:

An Act relating to revenue and taxation; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

HOUSE BILL NO. 1131, by Representatives Hansey, Farr, Conner and Eikenberry:

An Act relating to port districts and port privileges; creating new sections; making an appropriation; and providing an expiration date.

Referred to Committee on Local Government.

ENGROSSED SUBSTITUTE SENATE BILL NO. 139, by Committee on Cities, Towns and Counties:

An Act relating to counties; amending section 1, chapter 72, Laws of 1967 and RCW

36.94.010; amending section 5, chapter 72, Laws of 1967 and RCW 36.94.050; amending section 6, chapter 72, Laws of 1967 and RCW 36.94.060; amending section 7, chapter 72, Laws of 1967 and RCW 36.94.070; amending section 10, chapter 72, Laws of 1967 and RCW 36.94.100; amending section 12, chapter 72, Laws of 1967 and RCW 36.94.120; amending section 17, chapter 72, Laws of 1967 and RCW 36.94.170; amending section 18, chapter 72, Laws of 1967 and RCW 36.94.180; amending section 22, chapter 72, Laws of 1967 and RCW 36.94.220; amending section 23, chapter 72, Laws of 1967 and RCW 36.94.230; amending section 24, chapter 72, Laws of 1967 and RCW 36.94.240; creating new sections; and declaring an emergency.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 382, by Senators Greive, Talley, Twigg, Mardesich and Clarke:

An Act relating to real estate brokers and salesmen; amending section 2, chapter 252, Laws of 1941 as last amended by section 1, chapter 78, Laws of 1969 and RCW 18.85.010; amending section 5, part, chapter 252, Laws of 1941 as last amended by section 2, chapter 222, Laws of 1951 and RCW 18.85.030; amending section 4, chapter 252, Laws of 1941 as last amended by section 2, chapter 235, Laws of 1953 and RCW 18.85.040; amending section 5, part, chapter 252, Laws of 1941 as last amended by section 3, chapter 235, Laws of 1953 and RCW 18.85.050; amending section 8, chapter 252, Laws of 1941 and RCW 18.85.060; amending section 17, chapter 235, Laws of 1953 and RCW 18.85.071; amending section 18, chapter 235, Laws of 1953 and RCW 18.85.085; amending section 15, chapter 252, Laws of 1941 as last amended by section 5, chapter 235, Laws of 1953 and RCW 18.85.090; amending section 8, chapter 222, Laws of 1951 and RCW 18.85.100; amending section 3, chapter 252, Laws of 1941 as amended by section 9, chapter 222, Laws of 1951 and RCW 18.85.110; amending section 11, chapter 222, Laws of 1951 and RCW 18.85.130; amending section 12, chapter 222, Laws of 1951 as amended by section 7, chapter 235, Laws of 1953 and RCW 18.85.140; amending section 13, chapter 222, Laws of 1951 as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150; amending section 21, chapter 222, Laws of 1951 as amended by section 9, chapter 235, Laws of 1953 and RCW 18.85.161; amending section 10, chapter 252, Laws of 1941 as last amended by section 14, chapter 222, Laws of 1951 and RCW 18.85.170; amending section 42, chapter 52, Laws of 1957 and RCW 18.85.190; amending section 43, chapter 52, Laws of 1957 and RCW 18.85.200; amending section 27, chapter 252, Laws of 1941 as last amended by section 10, chapter 235, Laws of 1953 and RCW 18.85.210; amending section 19, chapter 252, Laws of 1941 as last amended by section 3, chapter 22, Laws of 1967 and RCW 18.85.230; amending section 25, chapter 222, Laws of 1951 and RCW 18.85.271; amending section 17, chapter 222, Laws of 1951 as amended by section 46, chapter 52, Laws of 1957 and RCW 18.85.290; adding new sections to chapter 252, Laws of 1941 and to chapter 18.85 RCW; adding a new section to chapter 18.95 RCW; and providing penalties.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 755, by Senators Woodall, Sandison, Ridder and Scott (by Attorney General request):

An Act relating to franchises; creating new sections; defining crimes; providing an effective date; and prescribing penalties.

Referred to Committee on Business and Professions.

SENATE JOINT MEMORIAL NO. 19, by Senators Stortini and McDougall:

Requesting additional funds for the employment supplement program.

On motion of Mr. Morrison, the rules were suspended, Senate Joint Memorial No. 19 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 19 was placed on final passage.

Mr. Barden spoke in favor of passage of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 19, and the memorial passed the House by the following vote: Yeas, 94; nays, 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Hatfield—1.

Absent or not voting: Representatives Backstrom, Harris, Pardini, Randall—4.

Senate Joint Memorial No. 19, having received the constitutional majority, was declared passed.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12, by Senators Francis, Gardner, Ridder, Metcalf, Holman, Scott and Odegaard:

Providing for a study of ecology curricula.

Referred to Committee on Education and Libraries.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 22, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 300, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

REPORT OF CONFERENCE COMMITTEE

April 21, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 300, relating to right of entry by department of natural resources, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Donohue, Clarke and Gissberg; Representatives Zimmerman, Smith and Haussler.

MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Engrossed House Bill No. 300 was adopted and the committee was granted the powers of Free Conference.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 735 with the following amendments:

Strike all of the title and substitute the following:

"An Act relating to industrial insurance; amending section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010; amending section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090; amending section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110; adding new sections to chapter 51.08 RCW; adding a new section to chapter 51.16 RCW; adding a new section to chapter 51.32 RCW; adding new sections to chapter 51.44 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020; repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030; repealing section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; repealing section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; providing an effective date; and declaring an emergency."

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070 are each amended to read as follows:

'Employer' means any person, body of persons, corporate or otherwise, and the legal representatives of a deceased employer, all while engaged in this state in any [extrahazardous] work covered by the provisions of this title, by way of trade or business, or who contracts with one or more workmen, the essence of which is the personal labor of such workman or workmen[, in extrahazardous work].

Sec. 2. Section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010 are each amended to read as follows:

There is a hazard in all employment[, but certain employments have come to be, and to be recognized as being inherently constantly dangerous. This title is intended to apply to all such inherently hazardous works and occupations,] and it is the purpose of this title to embrace all [of them] employments which are within the legislative jurisdiction of the state[, in the following enumeration, and they are intended to be embraced] within the term 'extrahazardous' wherever used in this title[, to wit:

Factories, mills and workshops where machinery is used; printing, electrotyping, photoengraving and stereotyping plants where machinery is used; foundries, blast furnaces, mines, wells, gas works, waterworks, reduction works, breweries, elevators, wharves, docks, dredges, smelters, powderworks; laundries operated by power, quarries, engineering works; logging, lumbering and shipbuilding operations; logging, street and interurban railroads; buildings being constructed, repaired, moved, or demolished; telegraph, telephone, electric light or power plants or lines, steam heating or power plants, steamboats, tugs, ferries, and railroads; installing and servicing radios and electrical refrigerators; general warehouse and storage; teaming, truck driving, and motor delivery, including drivers and helpers, in connection with any occupation except agriculture; stage, taxicab and for hire driving; restaurants, taverns, clubs, and establishments; employees supplying service to the public in hotels, clubs furnishing sleeping accommodations, apartment hotels; janitors, chambermaids, porters, bellmen, pinsetters, elevator operators and maintenance men employed in apartment houses, office buildings, stores, mercantile establishments, theaters and bowling alleys employing one or more employees; bunkhouses, kitchens, and eating houses in connection with extrahazardous occupations or conducted primarily for employees in extrahazardous occupations; transfer, drayage, and hauling; warehousing and transfer; fruit warehouse and packing houses; and work performed by salaried peace officers of the state, the counties, and the municipal corporations].

*This title shall be liberally construed for the purpose of reducing to a minimum the suffering and economic loss arising from injuries and/or death occurring in the cause of employment.*

Sec. 3. Section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020 are each amended to read as follows:

The following are the only employments which shall not be deemed extrahazardous [within the meaning, or be] and thus not included [in the enumeration of RCW 51.12.010, to wit: Using power-driven coffee grinders in wholesale or retail grocery stores; using power-driven washing machines in establishments selling washing machines at retail; using computing machines in offices; using power-driven taffy pullers in retail candy stores; using power-driven milk shakers in establishments operating soda fountains; using power-driven hair cutters in barber shops; using power-driven machinery in beauty parlors; using power-driven machinery in optical stores; private boarding houses, serving food or drink to the public or to members for consumption on the premises] within the mandatory coverage of this title:

(1) Any person employed as a domestic servant in a private home by an employer who has less than two employees regularly employed forty or more hours a week in such employment.

(2) Any person employed to do maintenance, repair, remodeling, or similar work in or about the private home of the employer which does not exceed ten consecutive work days.

(3) A person whose work is casual and the employment is not in the course of the trade, business, or profession of his employer.

(4) Any person performing services in return for aid or sustenance only, received from any religious or charitable organization.

(5) Sole proprietors and partners.

Sec. 4. Section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110 are each amended to read as follows:

Every employer who shall enter into any business, or who shall resume operations in any work or plant after the final adjustment of his payroll in connection therewith, shall, before so commencing or resuming operations, as the case may be, notify the director of such fact, accompanying such notification with a cash deposit in a sum equal to the estimated premiums [on the estimate of his payroll and workmen hours] for the first three calendar months of his proposed operations which shall remain on deposit subject to the other provisions of this section.

The director may, in his discretion and in lieu of such deposit, accept a bond, in an amount which he deems sufficient, to secure payment of premiums due or to become due to the accident fund and medical aid fund. The deposit or posting of a bond shall not relieve the employer from paying premiums [to the accident fund and medical aid fund based on his actual workmen hours as provided by RCW 51.16.010 and 51.16.060] subsequently due.

Should the employer acquire sufficient assets to assure the payment of premiums due to the accident fund and the medical aid fund the director may, in his discretion, refund the deposit or cancel the bond.

If the employer ceases to be an employer under RCW 51.08.070, the director shall, upon receipt of all payments due the accident fund and medical aid fund [based on the actual workmen hours], refund to the employer all deposits remaining to the employer's credit and shall cancel any bond given under this section.

[Every such employer shall pay the full basic rate until such time as an experience rating in excess of a one, two, three, or four year period may be computed as of a first succeeding July 1st date, which said cost experience shall be computed in accordance with the provisions of RCW 51.16.020, and shall be liable for a premium of at least two dollars per month irrespective of the amount of his workmen hours reported during said month to the department: PROVIDED, That where an employer is now or has prior to January 1, 1958, been covered under the provisions of this title for a period of at least two years and subsequent thereto the legal structure of such employer changes by way of incorporation, disincorporation, merger, consolidation, transfer of stock ownership, or by any other means, the director may continue, increase, or decrease such experience rating which existed prior to such change in the employer's legal structure.]

Sec. 5. Section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010 are each amended to read as follows:

Whenever any accident occurs to any workman it shall be the duty of such workman or someone in his behalf to forthwith report such accident to his employer, superintendent or foreman in charge of the work, and of the employer to at once report such accident and the injury resulting therefrom to the department and also to any local representative of the department.

Upon receipt of such notice of accident, the director shall immediately forward to the workman and/or his dependents notification, in nontechnical language, of his rights under this title.

Sec. 6. Section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030 are each amended to read as follows:

Where death results from injury the parties entitled to compensation under this title, or someone in their behalf, shall make application for the same to the department, which application must be accompanied with proof of death and proof of relationship showing the parties to be entitled to compensation under this title, certificates of attending physician, if any, and such proof as required by the rules of the department.

Upon receipt of notice of accident under RCW 51.28.010, the director shall immediately forward to the party or parties required to make application for compensation under this section, notification, in nontechnical language, of their rights under this title.

Sec. 7. Section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050 are each amended to read as follows:

(1) Where death results from the injury the expenses of burial not to exceed [six] eight hundred dollars shall be paid to the undertaker conducting the funeral.

(2) [If the workman leaves a widow or invalid widower, a monthly payment of one hundred forty dollars, shall be made throughout the life of the surviving spouse, to cease at the end of the month in which remarriage occurs, and the surviving spouse shall also receive per month for each child of the deceased at the time any monthly payment is due the following payments: For the youngest or only child, thirty-seven dollars, for the next or

second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars, but the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries.] *A widow or invalid widower of a deceased workman shall receive monthly throughout his or her life the following sums:*

(a) *If there are no children of the deceased workman, sixty percent of the wages of the deceased workman but not less than one hundred eighty-five dollars.*

(b) *If there is one child of the deceased workman, sixty-two percent of the wages of the deceased workman but not less than two hundred twenty-two dollars.*

(c) *If there are two children of the deceased workman, sixty-four percent of the wages of the deceased workman but not less than two hundred fifty-three dollars.*

(d) *If there are three children of the deceased workman, sixty-six percent of the wages of the deceased workman but not less than two hundred seventy-six dollars.*

(e) *If there are four children of the deceased workman, sixty-eight percent of the wages of the deceased workman but not less than two hundred ninety-nine dollars.*

(f) *If there are five or more children of the deceased workman, seventy percent of the wages of the deceased workman but not less than three hundred twenty-two dollars.*

*Payments to the surviving spouse of the deceased workman shall cease at the end of the month in which remarriage occurs: PROVIDED, That the portion of the monthly payment made for the benefit of the children shall not be affected by such remarriage. In no event shall the monthly payments provided in this subsection exceed the average monthly wage of the state as computed under section 14 of this 1971 amendatory act.*

In addition to the monthly payments above provided for, a surviving widow, or invalid widower, or dependent parent or parents, if there is no surviving widow or invalid widower of any such deceased workman shall be forthwith paid the sum of [six] eight hundred dollars.

Upon remarriage of a widow she shall receive, once and for all, a lump sum of [two] ten thousand dollars or fifty percent of the then remaining annuity value of her pension, whichever is the lesser, and the monthly payments to such widow shall cease at the end of the month in which remarriage occurs, but the monthly payments for the child or children shall continue as before.

(3) [If the workman leaves no wife or husband, but an orphan child or children a monthly payment of seventy dollars shall be paid to each such child, but the total monthly payments shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries.]

*If there is a child or children and no widow or widower of the deceased workman, a sum equal to thirty-five percent of the average monthly wage of the deceased workman shall be paid monthly for one child and a sum equivalent to fifteen percent of such wage shall be paid monthly for each additional child, the total of such sum to be divided among such children, share and share alike: PROVIDED, That benefits under this subsection or subsection (4) shall not exceed sixty-five percent of the monthly wages of the deceased workman at the time of his death or the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums.*

(4) In the event a surviving spouse receiving monthly payments dies, leaving a child or children, each shall receive the [sum of seventy dollars per month, but the total monthly payment shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries] same payment as provided in subsection (3) of this section.

(5) If the workman leaves no widow, widower or child, but leaves a dependent or dependents, a monthly payment shall be made to each dependent equal to fifty percent of the average monthly support actually received by such dependent from the workman during the twelve months next preceding the occurrence of the injury, but the total payment to all dependents in any case shall not exceed [one hundred twenty-five dollars per month] sixty-five percent of the monthly wages of the deceased workman at the time of his death or the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums. If any dependent is under the age of eighteen years at the time of the occurrence of the injury, the payment to such dependent shall cease when such dependent reaches the age of eighteen years *except such payments shall continue until the dependent reaches age twenty-one while permanently enrolled at a full time course in an accredited school.* The payment to any dependent shall cease if and when, under the same circumstances, the necessity creating the dependency would have ceased if the injury had not happened.

(6) If the injured workman dies during the period of permanent total disability, whatever the cause of death, leaving a widow, invalid widower, or child, or children, the surviving widow or invalid widower shall receive [one hundred forty dollars per month until death or remarriage, to be increased per month for each child of the deceased, as follows: For the youngest or only child, thirty-seven dollars, for the next or second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars: PROVIDED, That the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries; but if such child is or shall be without father or mother, such child shall receive seventy dollars per month, but the total monthly payment to such children shall not exceed three hundred fifty dollars, and any deficit shall be deducted proportionately among the children] *benefits as if death resulted from the injury as provided in subsections (2) through (5) of this section.* Upon remarriage

the payments on account of the child or children shall continue as before to such child or children.

Sec. 8. Section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060 are each amended to read as follows:

When the supervisor of industrial insurance shall determine that permanent total disability results from the injury, the workman shall receive monthly during the period of such disability:

(1) [If unmarried at the time of the injury, the sum of one hundred eighty-five dollars.

(2) If the workman has a wife or invalid husband, but no child, the sum of two hundred fifteen dollars.

(3) If the workman has an able-bodied husband, but no child, the sum of one hundred seventy-five dollars.

(4) If the workman has a wife or husband and a child or children, or, being a widow or widower having any such child or children, the monthly payment in subdivisions (2) and (3) shall be increased by thirty-seven dollars for the youngest or only child, thirty-one dollars for the next or second youngest child, and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to a workman with a wife, or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twenty-two dollars to a married workman with children and having an able-bodied husband, and any deficit shall be deducted proportionately among the beneficiaries.] *If married at the time of injury, sixty-five percent of his wages but not less than two hundred fifteen dollars per month.*

(2) *If married with one child at the time of injury, sixty-seven percent of his wages but not less than two hundred fifty-two dollars per month.*

(3) *If married with two children at the time of injury, sixty-nine percent of his wages but not less than two hundred eighty-three dollars.*

(4) *If married with three children at the time of injury, seventy-one percent of his wages but not less than three hundred six dollars per month.*

(5) *If married with four children at the time of injury, seventy-three percent of his wages but not less than three hundred twenty-nine dollars per month.*

(6) *If married with five or more children at the time of injury, seventy-five percent of his wages but not less than three hundred fifty-two dollars per month.*

(7) *If unmarried at the time of the injury, sixty percent of his wages but not less than one hundred eighty-five dollars per month.*

(8) *If unmarried with one child at the time of injury, sixty-two percent of his wages but not less than two hundred twenty-two dollars per month.*

(9) *If unmarried with two children at the time of injury, sixty-four percent of his wages but not less than two hundred fifty-three dollars per month.*

(10) *If unmarried with three children at the time of injury, sixty-six percent of his wages but not less than two hundred seventy-six dollars per month.*

(11) *If unmarried with four children at the time of injury, sixty-eight percent of his wages but not less than two hundred ninety-nine dollars per month.*

(12) *If unmarried with five or more children at the time of injury, seventy percent of his wages but not less than three hundred twenty-two dollars per month.*

(13) *For any period of time where both husband and wife are entitled to compensation as temporarily or totally disabled workmen, only that spouse having the higher wages of the two shall be entitled to claim their child or children for compensation purposes.*

[(5)] (14) In case of permanent total disability, if the character of the injury is such as to render the workman so physically helpless as to require the services of an attendant, the monthly payment to such workman shall be increased [one hundred fifteen dollars] by an amount equal to forty percent of the average monthly wage of the state as computed in section 14 of this 1971 amendatory act per month as long as such requirement continues, but such increases shall not obtain or be operative while the workman is receiving care under or pursuant to the provisions of chapters 51.36 and 51.40.

[(6)] (15) Should any further accident result in the permanent total disability of an injured workman, he shall receive the pension to which he would be entitled, notwithstanding the payment of a lump sum for his prior injury.

(16) *In no event shall the monthly payments provided in this section exceed the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.*

Sec. 9. Section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070 are each amended to read as follows:

Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under this title shall, after July 1, [1965] 1971, be paid one hundred [twenty-five] *eighty-five* dollars per month, and every permanently totally disabled workman or temporarily totally disabled workman receiving a pension or compensation for temporary total disability under this title shall, after such date, be paid one hundred [sixty-five] *eighty-five* dollars per month, and one hundred *fifteen* dollars per month additional in cases requiring the services of an attendant, if unmarried at the time his injury occurred; [one hundred ninety] *two hundred fifteen* dollars per month, and one hundred *fifteen* dollars per month additional in cases requiring the services of an attendant, if he or

she has a wife or invalid husband; and one hundred [fifty-five] *seventy-five* dollars per month, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such widow, invalid widower, and totally disabled workman from the [funds appropriated by the legislature] *supplemental pension fund* such an amount as will, when added to the pensions they are presently receiving, exclusive of amounts received for children or dependents or attendants, equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

The legislature shall make biennial appropriations to carry out the purposes of this section.

Sec. 10. Section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080 are each amended to read as follows:

(1) For the permanent partial disabilities here specifically described, the injured workman shall receive compensation as follows:

LOSS BY AMPUTATION

Of leg above the knee joint with short thigh stump (3" or less below the tuberosity of ischium) . . . . .	[ \$15,000.00]	\$30,000.00
Of leg at or above knee joint with functional stump . . . . .	[ 13,500.00]	27,000.00
Of leg below knee joint . . . . .	[ 12,000.00]	24,000.00
Of leg at ankle (Syme) . . . . .	[ 10,500.00]	21,000.00
Of foot at mid-metatarsals . . . . .	[ 5,250.00]	10,500.00
Of great toe with resection of metatarsal bone . . . . .	[ 3,150.00]	6,300.00
Of great toe at metatarsophalangeal joint . . . . .	[ 1,890.00]	3,780.00
Of great toe at interphalangeal joint . . . . .	[ 1,000.00]	2,000.00
Of lesser toe (2nd to 5th) with resection of metatarsal bone . . . . .	[ 1,150.00]	2,300.00
Of lesser toe at metatarsophalangeal joint . . . . .	[ 560.00]	1,120.00
Of lesser toe at proximal interphalangeal joint . . . . .	[ 415.00]	830.00
Of lesser toe at distal interphalangeal joint . . . . .	[ 105.00]	210.00
Of arm at or above the deltoid insertion or by disarticulation at the shoulder . . . . .	[ 15,000.00]	30,000.00
Of arm at any point from below the deltoid insertion to below the elbow joint at the insertion of the biceps tendon . . . . .	[ 14,250.00]	28,500.00
Of arm at any point from below the elbow joint distal to the insertion of the biceps tendon to and including mid-metacarpal amputation of the hand . . . . .	[ 13,500.00]	27,000.00
Of all fingers except the thumb at metacarpophalangeal joints . . . . .	[ 8,100.00]	16,200.00
Of thumb at metacarpophalangeal joint or with resection of carpometacarpal bone . . . . .	[ 5,400.00]	10,800.00
Of thumb at interphalangeal joint . . . . .	[ 2,700.00]	5,400.00
Of index finger at metacarpophalangeal joint or with resection of metacarpal bone . . . . .	[ 3,375.00]	6,750.00
Of index finger at proximal interphalangeal joint . . . . .	[ 2,700.00]	5,400.00
Of index finger at distal interphalangeal joint . . . . .	[ 1,485.00]	2,970.00

Of middle finger at metacarpophalangeal joint or with resection of metacarpal bone	[ 2,700.00]	5,400.00
Of middle finger at proximal interphalangeal joint	[ 2,160.00]	4,320.00
Of middle finger at distal interphalangeal joint	[ 1,215.00]	2,430.00
Of ring finger at metacarpophalangeal joint or with resection of metacarpal bone	[ 1,350.00]	2,700.00
Of ring finger at proximal interphalangeal joint	[ 1,080.00]	2,160.00
Of ring finger at distal interphalangeal joint	[ 675.00]	1,350.00
Of little finger at metacarpophalangeal joint or with resection of metacarpal bone	[ 675.00]	1,350.00
Of little finger at proximal interphalangeal joint	[ 540.00]	1,080.00
Of little finger at distal interphalangeal joint	[ 270.00]	540.00

MISCELLANEOUS

Loss of one eye by enucleation	[ 6,000.00]	12,000.00
Loss of central visual acuity in one eye	[ 5,000.00]	10,000.00
Complete loss of hearing in both ears	[ 12,000.00]	24,000.00
Complete loss of hearing in one ear	[ 2,000.00]	4,000.00

(2) Compensation for amputation of a member or part thereof at a site other than those above specified, and for loss of central visual acuity and loss of hearing other than complete, shall be in proportion to that which such other amputation or partial loss of visual acuity or hearing most closely resembles and approximates. Compensation for any other permanent partial disability not involving amputation shall be in [an amount equal to eighty-five percent of] the proportion which the extent of such other disability, called unspecified disability, shall bear to that above specified, which most closely resembles and approximates in degree of disability such other disability, but not in any case to exceed the sum of [twelve thousand seven hundred and fifty] *thirty thousand* dollars: PROVIDED, That the total compensation for all unspecified permanent partial disabilities resulting from the same injury shall not exceed the sum of [twelve thousand seven hundred and fifty] *thirty thousand* dollars: PROVIDED FURTHER, That in case permanent partial disability compensation is followed by permanent total disability compensation, any portion of the permanent partial disability compensation which exceeds the amount that would have been paid the injured workman if permanent total disability compensation had been paid in the first instance, shall be deducted from the pension reserve of such injured workman and his monthly compensation payments shall be reduced accordingly.

(3) Should a workman receive an injury to a member or part of his body already, from whatever cause, permanently partially disabled, resulting in the amputation thereof or in an aggravation or increase in such permanent partial disability but not resulting in the permanent total disability of such workman, his compensation for such partial disability shall be adjudged with regard to the previous disability of the injured member or part and the degree or extent of the aggravation or increase of disability thereof.

(4) When the compensation provided for in subsections (1) and (2) exceeds [one thousand dollars] *three times the average monthly wage for all workmen entitled to compensation under this title*, payment shall be made in monthly payments in accordance with the schedule of temporary total disability payments set forth in RCW 51.32.090 until such compensation is paid to the injured workman in full, except that the first monthly payment shall be in [the amount of one thousand dollars] *an amount equal to three times the average monthly wage for all workmen entitled to compensation under this title* and interest shall be paid at the rate of five percent on the unpaid balance of such compensation commencing with the second monthly payment: PROVIDED, That interest so paid shall not be charged to the cost experience of any employer but shall be borne wholly by the applicable class account: PROVIDED FURTHER, That upon application of the injured workman the monthly payment may be converted, in whole or in part, into a lump sum payment, in which event the monthly payment shall cease in whole or in part. Such conversion may be made only upon written application of the injured workman to the department and shall rest in the discretion of the [department depending upon the merits of each individual application] *workman*: PROVIDED FURTHER, That upon death of a workman all unpaid installments accrued, less interest, shall be paid in a lump sum amount to the widow or widower, or if there is no widow or widower surviving, to the dependent

children of such claimant, and if there are no such dependent children, then to such other dependents as defined by this title.

Sec. 11. Section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090 are each amended to read as follows:

(1) When the total disability is only temporary, the schedule of payments contained in subdivisions (1), (2), (3) and (4) through (13) of RCW 51.32.060 as amended shall apply, so long as the total disability continues.

(2) [But if the injured workman has a wife or husband and has no child or, being a widow or widower, with one or more children, the compensation for the case during such period of time as the total temporary disability continues, shall be per month as follows, to wit: (a) Injured workman with wife or invalid husband and no child, two hundred fifteen dollars; injured workman with able-bodied husband, but no child, one hundred seventy-five dollars; injured workman with wife or invalid husband and one child, or being a widow or widower and having one child, two hundred fifty-two dollars; (b) injured workman with able-bodied husband and one child, two hundred twelve dollars; (c) injured workman with wife or invalid husband and two children, or being a widow or widower and having two children, two hundred eighty-three dollars; (d) injured workman with able-bodied husband and two children, two hundred forty-three dollars; and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to an injured workman with a wife or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twelve dollars to an injured workman with children and having an able-bodied husband and any deficit shall be deducted proportionately among the beneficiaries.]

Any compensation payable under this section for children not in the custody of the injured workman as of the date of injury shall be payable only to such person as actually is providing the support for such child or children pursuant to the order of a court of record providing for support of such child or children.

(3) [As soon as] *Where vocational rehabilitation or retraining is likely to restore the injured workman to a form of gainful employment, the director shall authorize continued benefits under this section while the workman is actively and successfully undergoing a formal program of vocational rehabilitation or retraining and until recovery is so complete that the present earning power of the workman, at any kind of work, is restored to that existing at the time of the occurrence of the injury, the payments shall [cease] continue.* If and so long as the present earning power is only partially restored, the payments shall continue in the proportion which the new earning power shall bear to the old. No compensation shall be payable out of the accident fund unless the loss of earning power shall exceed five percent.

(4) No workman shall receive compensation out of the accident fund for or during the day on which injury was received or the three days following the same, unless his disability shall continue for a period of [thirty] *fourteen* consecutive calendar days from date of injury.

(5) Should a workman suffer a temporary total disability and should his employer at the time of the injury continue to pay him the wages which he was earning at the time of such injury, such injured workman shall not receive any payment provided in subsection (1) of this section from the accident fund during the period his employer shall so pay such wages.

(6) *In no event shall the monthly payments provided in this section exceed the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.*

Sec. 12. Section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110 are each amended to read as follows:

Any workman entitled to receive compensation under this title shall, if requested by the department, submit himself for medical examination, at a time and from time to time, at a place reasonably convenient for the workman and as may be provided by the rules of the department. If the workman refuses to submit to any such examination, or obstructs the same, his rights to monthly payments shall be suspended until such examination has taken place and no compensation shall be payable during or for such period or, if any injured workman shall persist in unsanitary or injurious practices which tend to imperil or retard his recovery, or shall refuse to submit to such medical or surgical treatment as is reasonably essential to his recovery, the department may reduce or suspend the compensation of such workman. If the workman necessarily incurs traveling expenses in attending for examination pursuant to the request of the department, such traveling expenses shall be repaid to him out of the accident fund upon proper voucher and audit.

*If the medical examination required by this section causes the workman to be absent from his work without pay he shall be paid for such time lost in accordance with the schedule of payments provided in RCW 51.32.090 as amended notwithstanding the provisions of subdivision (3) of such section as amended.*

NEW SECTION. Sec. 13. There is added to chapter 51.08 RCW a new section to read as follows:

(1) For the purposes of this title, the monthly wages the workman was receiving from all employment at the time of injury shall be the basis upon which compensation is computed unless otherwise provided specifically in the statute concerned. In cases where the

workman's wages are not fixed by the month, they shall be determined by multiplying the daily wage the workman was receiving at the time of injury:

- (a) By five, if the workman was normally employed one day a week;
- (b) By nine, if the workman was normally employed two days a week;
- (c) By thirteen, if the workman was normally employed three days a week;
- (d) By eighteen, if the workman was normally employed four days a week;
- (e) By twenty-two, if the workman was normally employed five days a week;
- (f) By thirty, if the workman was normally employed seven days a week.

The term 'wages' shall include the reasonable value of board, housing, fuel, or other consideration of like nature received from the employer, but shall not include overtime pay, tips, or gratuities. The daily wage shall be eight times the hourly wage unless the workman is normally employed for less than eight hours.

(2) In cases where a wage has not been fixed or cannot be reasonable and fairly be determined, the monthly wage shall be computed on the basis of the usual wage paid other employees engaged in like or similar occupations where the wages are fixed.

**NEW SECTION.** Sec. 14. There is added to chapter 51.08 RCW a new section to read as follows:

For the purposes of this 1971 amendatory act, the average monthly wage in the state shall be determined by the department as follows: On or before the first day of December of each year, the total wages reported on contribution reports to the department of labor and industries for the four calendar quarters ending on the thirtieth of June of such year shall be divided by the average monthly number of insured workmen (determined by dividing the total insured workmen reported for the same period by twelve). The average annual wage thus obtained shall be divided by twelve and the average monthly wage thus determined rounded to next higher multiple of one dollar. The average monthly wage as so determined shall be applicable for the full period during which compensation is payable, when the date of occurrence of injury or of disability in the case of disease falls within the calendar year commencing the first day of January following the determination made on the first day of December.

**NEW SECTION.** Sec. 15. There is added to chapter 51.16 RCW a new section to read as follows:

The department shall classify all occupations or industries in accordance with their degree of hazard and fix therefor basic rates of premium which shall be the lowest necessary to maintain actuarial solvency of the accident and medical aid funds in accordance with recognized insurance principles. The department shall formulate and adopt rules and regulations governing the method of premium calculation and collection and providing for a rating system consistent with recognized principles of workmen's compensation insurance which shall be designed to stimulate and encourage accident prevention and to facilitate collection. The department may annually, or at such other times as it deems necessary to maintain solvency of the funds, readjust rates in accordance with the rating system to become effective on such dates as the department may designate.

**NEW SECTION.** Sec. 16. There is added to chapter 51.32 RCW a new section to read as follows:

Each employer shall retain from the earnings of each workman that number of cents as shall be fixed from time to time by the director for each day or part thereof of the workman is employed. The money so retained shall be matched in an equal amount by each employer, and all such moneys shall be remitted to the department at such intervals as the department directs and shall be placed in the supplemental pension fund created by this 1971 amendatory act. The moneys so collected shall be used exclusively for the additional payments prescribed in RCW 51.32.070 and shall be no more than necessary to make such payments on a current basis.

**NEW SECTION.** Sec. 17. There is added to chapter 51.44 RCW a new section to read as follows:

There shall be, in the office of the state treasurer, a fund to be known and designated as the 'supplemental pension fund'. The director shall be the administrator thereof. Said fund shall be used for the sole purpose of making the additional payments prescribed in RCW 51.32.070.

**NEW SECTION.** Sec. 18. There is added to chapter 51.44 RCW a new section to read as follows:

Any moneys remaining from funds appropriated by the legislature for the purposes of making additional payments to prior pensioners under prior provisions of RCW 51.32.070, and any liabilities in connection therewith, are transferred to the supplemental pension fund on the effective date of this new 1971 section.

**NEW SECTION.** Sec. 19. The following acts or parts of acts are each hereby repealed:

- (1) Section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010;
- (2) Section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020;
- (3) Section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030;
- (4) Section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; and
- (5) Section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080.

**NEW SECTION.** Sec. 20. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1971.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 735 and that the Senate be asked to recede therefrom.

Mr. Sawyer moved that the House do concur in the Senate amendments to Engrossed House Bill No. 735.

The Speaker recognized Mr. Charette.

Mr. Charette: "Mr. Speaker, ladies and gentlemen of the House: I am sure that no one here has to have explained to him what House Bill No. 735 is. We have all followed the course and the history of this bill since the first day of the legislative session. I think there are 99 people on the floor of this House who are unified in doing something as far as workmen's compensation or industrial insurance is concerned. I don't think there is any disagreement that there should be universal coverage, that the method of providing the payments should be updated, and also (another important area) that of providing adequate additional funding for prior pensions. All of these items are taken care of in the Senate amendments to House Bill No. 735. I am not going to go through each item and each section of the bill to try to explain it to you, because each one of the caucuses has discussed the bill as it came back from the Senate and had it explained to them. I think this would give us an opportunity now, with a little over two and a half weeks left of this legislative session (and I am sure also everyone will agree with me that two weeks from next Monday we are going to crank this down and go home)—so we have a few other jobs to do besides workmen's compensation.

"We are providing for prior pensioners, bringing the payment schedule up to date, providing for payment to injured workmen on the basis of a percentage of their monthly wage with a formula worked out in the bill that you will find toward the end of the Senate amendment if you care to take a look at it. This percentage base then allows a workman, or woman, who is injured while working under the provisions of this bill to receive adequate compensation for that injury.

"Also, the funding of it (and this is probably one of the more important parts of the bill) the Department of Labor and Industries is allowed a more broad method of determining the rates and fixing the categories, classifications and rates which would allow essentially a reduction to a number of employers and require some employers who have not been paying enough to pay some more as far as the premiums are concerned.

"I would suggest to you that this then is our opportunity to accomplish one of our main tasks that is going to be accomplished in this session of the legislature, and I believe it is going to be accomplished. I would urge you to vote yes to concur with the Senate amendments to House Bill No. 735, put it on final passage, and then get on to the next big job we have. Thank you."

The Speaker recognized Mr. Morrison.

Mr. Morrison: "Mr. Speaker, ladies and gentlemen of the House: Opposing the motion to concur with the Senate amendments on this very vital issue before us, let me take a minute or two to point out some of the differences between the measure we passed from these Chambers to the Senate and our bill as it returns to us today.

"I think all of the approaches to workmen's compensation attempt to do the job in different ways. In the area of benefits (perhaps our greatest concern) there is a price difference between our two versions of \$17 million and \$42 million. We currently aren't all that shabby in benefits, but we definitely need a different schedule of benefits and improvements. We rank seventh or eighth in the nation now, depending on how you measure, but as one of the leading industrial states in this nation we need to be up nearer the top.

"Also there is some concern, on April 28 the Federal Health and Occupational Safety Act goes into effect. They will be investigating the various state programs, not only from the safety aspect, but the adequacy of coverage and of benefit level. None of the measures considered by either the House or the Senate measure up to the standards which may be set on the federal level. It is important that this measure go to conference and that at that time the conference committee consider what will be required in the near future. The last thing we in this legislative body want to do is have the federal government take over our workmen's compensation program because it is inadequate. This is reason enough to send this measure to conference.

"Also, a very vital feature of House Bill No. 735 (an amendment which we hung here on the floor with your support) created an advisory council including people from both labor and industry to work on this particular measure. Some of us who have visited in other states have seen this council keep their workmen's compensation bills up to date and effective without getting into the hole in which we now find ourselves. We believe this is an essential feature which was left out of the bill as it came back to us from the Senate—the creation of a continuing dialogue.

"Also the measure as it comes back from the Senate totally ignores the appeals procedure. How can we sit here and say sixty-eight weeks of delay is acceptable to an injured workman waiting for his claim to be settled. We also have serious questions about the procedure for establishing and paying attorneys' fees. Improvement is necessary in the appeals procedure. The measures we have passed propose two different changes and I am

sure that a conference group can work out between these two changes some satisfactory improvement in the appeals procedure.

"The Senate amendment raised a very serious legal cloud. There is a possibility of a technical problem of double coverage in some areas where federal workmen's compensation laws now cover. There now is a possibility of the employer having to pay twice under both the federal and state programs. The same amendment also creates the possibility of no coverage in several areas. These things must be looked at and worked out.

"There is no question about universal coverage. We are long overdue in this state in extending workmen's compensation to approximately 550,000 workers that don't have the privilege of this coverage. However the Senate measure that is now before us is administratively impossible because of the fact it extends this coverage almost instantly upon its effective date. The department now covers only 650,000 people. We are virtually doubling their workload. They are not able to do this process in the form that it is now. I think a conference committee could work out a realistic schedule for fazing in all the workers that must be covered.

"In closing, may the record show a very sincere desire for us to come up with the best bill possible. The only way to do this is to reject the Senate amendments and get this thing in conference. I was sorry early in the session to hear the United Labor Lobby say it is going to be their bill or none. Some of us who might champion industry's cause say at this point in time to the rest of you that it is not 'our' bill or none.

"I appeal to you, let's make the legislative process work. And to make it work in this area now is to reject the Senate amendments and move this thing towards some sort of reasonable conclusion and compromise. The time has come not to measure who is right, but what is right. That is what we are here for. I urge that we reject the Senate amendments."

The motion by Mr. Sawyer was lost on a rising vote. The House refused to concur in the Senate amendments to Engrossed House Bill No. 735 and asked the Senate to recede therefrom.

#### MOTION

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 2:00 p.m.

The Clerk called the roll and all members were present.

#### MESSAGES FROM THE SENATE

April 22, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on REENGROSSED SENATE BILL NO. 130, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

April 22, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on SENATE BILL NO. 522 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Fleming, Woodall and Gissberg.

SIDNEY R. SNYDER, Secretary.

April 22, 1971.

Mr. Speaker: The President has signed:  
SENATE BILL NO. 208,  
SENATE BILL NO. 564,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 22, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 415, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE BILL NO. 208,  
 SENATE BILL NO. 564.

## MOTION

Mr. Bledsoe moved that under House Floor Resolution No. 71-32, by a two-third's vote of the body, the House consider the bills listed on the second reading calendar encompassed on the first four pages of the calendar on the member's desks.

The motion was carried.

## SECOND READING

SENATE BILL NO. 884, by Senator Foley:  
 Authorizing housing authorities to undertake supplemental projects.

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Senate Bill No. 884, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 259, by Representatives Ross, Maxie and Chatalas (by Secretary of State request):

Permitting legal advertising and public notices in minority papers.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 10 after "at least" strike "four times during the four weeks" and insert "[four times during the four weeks] *one time during the first week*"

On page 1, section 1, line 14 after "65.16.150," strike all the matter down to and including "who" on line 17 and insert "*and by publication during the same period preceding the election in not more than fifteen (15) language and minority community newspapers, each of which shall be the newspaper with the largest circulation serving a recognizable foreign language group or minority community of voters who,*"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 259 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 259 was placed on final passage.

Mr. Ross spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Hatfield.

Mr. Hatfield: "What would be the fiscal impact of this bill, Mr. Bluechel?"

Mr. Bluechel: "The answer from the other gentlemen on the floor is \$5,000 to \$10,000. The key amendment, I must explain here, is the limiting amendment. Otherwise the original bill was very broad. The second amendment, which I explained, limits the number of papers in which the notices can be published to not more than fifteen."

## POINT OF INQUIRY

Mr. Ross yielded to question by Mr. Barden.

Mr. Barden: "Representative Ross, I don't have my RCW with me, and I notice that this bill provides that the papers that we would be required to run the notices in—it says here '... are not required to meet the requirements of RCW 65.16.020 or 65.16.040.' Could you tell me what those requirements are that we are exempting these newspapers from?"

Mr. Ross: "Those statutes refer to a phrase called 'general circulation' and 'general circulation' is defined by the readership plus the geographical area that is covered. The newspapers that would be affected by this bill are primarily ethnic language newspapers which have, in most cases, a very small circulation because they are appealing to that portion of the population that is proficient in that certain language. I might add, this would also have impact on, say, Norwegian and Swedish language newspapers where there was a

demand for communication from the state regarding elections and ballot issues. This is not aimed at one particular ethnic group."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 259, and the bill passed the House by the following vote: Yeas, 80; nays, 17; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—80.

Voting nay: Representatives Barden, Benitz, Berentson, Costanti, Eikenberry, Gladder, Harris, Hatfield, Hurley, Jones, Jueling, Kuehnle, Newhouse, Schumaker, Smith, Spanton, Wanamaker—17.

Absent or not voting: Representatives Morrison, Pardini—2.

Engrossed House Bill No. 259, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 321, by Representatives Marsh, Julin and Ross:  
Providing for suspended sentences for driving while intoxicated.

MOTION

On motion of Mr. Berentson, Substitute House Bill No. 321 was substituted for House Bill No. 321, and the substitute bill was placed on the calendar for second reading. Substitute House Bill No. 321 was read the second time.

Mrs. Hurley moved adoption of the following amendment:

On page 1, section 1, line 16 after "dollars" strike all the material beginning with the colon down to the period on line 18.

Representatives Hurley, Julin and Bottiger spoke in favor of the amendment.

The amendment by Mrs. Hurley to Substitute House Bill No. 321 was adopted.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 4, section 4, line 10 after "herein" strike the period and insert "but shall not include convictions or forfeitures for any nonmoving violation."

Substitute House Bill No. 321 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 321 was placed on final passage.

Representatives Marsh and Charette spoke in favor of passage of the bill, and Representative Spanton spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 321, and the bill passed the House by the following vote: Yeas, 71; nays, 26; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Haussler, Hoggins, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano,

Maxie, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—71.

Voting nay: Representatives Barden, Benitz, Bledsoe, Brown, Conway, Copeland, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Hurley, Jones, Kopet, Kuehne, May, McCormick, Morrison, Polk, Schumaker, Shinpoch, Spanton, Wanamaker—26.

Absent or not voting: Representatives Pardini, Shera—2.

Engrossed Substitute House Bill No. 321, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 357, by Representatives Gallagher, Beck and Hatfield:

Amending certain parts of the White Cane Law.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 20 after "other laws," strike the balance of the bill

On page 1, line 2 of the title after "RCW 70.84.040" strike the balance of the title and insert a period.

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

House Bill No. 357 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 357 was placed on final passage.

Mr. Gallagher spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 357, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bottiger, Sawyer, Shera—3.

Engrossed House Bill No. 357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 417, by Representatives Chatalas, Kirk, Ceccarelli and Lynch (by Departmental request):

Authorizing department of social and health services to establish advisory committees.

#### MOTION

Mr. Bledsoe moved that the House defer consideration of House Bill No. 417, and the bill be ordered placed at the bottom of today's second reading calendar.

MOTION

Mr. Chatalas moved that the motion by Mr. Bledsoe be amended to place House Bill No. 417 at the bottom of tomorrow's second reading calendar.

The amendment by Mr. Chatalas to the motion was carried.

The motion by Mr. Bledsoe, as amended by Mr. Chatalas, was carried.

POINT OF INQUIRY

Mr. Ceccarelli: "As one of the sponsors of the bill, do you have amendments to this bill on the desk? I don't have any. Are there amendments to House Bill No. 417, and if there are, could we have them distributed?"

The Speaker: "Yes, there are several amendments on the desk, and they were distributed."

HOUSE BILL NO. 446, by Representative Brouillet (by Joint Committee on Education request):

Relating to education.

MOTION

On motion of Mr. Bledsoe, House Bill No. 446 was rereferred to the Committee on Rules and Administration.

NOTICE OF RECONSIDERATION

Mr. King served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which the motion by Mr. Bledsoe (to consider the bills on today's calendar) was carried.

WITHDRAWAL OF NOTICE OF RECONSIDERATION

There being no objection, Mr. King withdrew his notice of reconsideration of the motion by Mr. Bledsoe.

HOUSE BILL NO. 504, by Representatives Bluechel, Conway and Cunningham (by Secretary of State request):

Permitting the secretary of state to suspend for lack of funds the performance of duties under chapter 24.06 RCW.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 5 beginning with "chapter" strike all matter through "24.06" on line 6 and insert "Title 24"

On page 1, section 1, line 10 after "under" strike "this chapter" and insert "Title 24 except the filing of corporate documents"

On page 1, section 1, line 14 after "under this" strike "chapter" and insert "title"

On page 1, section 1, line 17 after "of this" strike "chapter" and insert "title"

On page 1, line 2 of the title beginning with "chapter" strike the balance of the title and insert "Title 24 RCW."

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 504 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 504 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill, and Mr. Julin spoke against it.

Mr. Bluechel spoke again in favor of passage of the bill, and Mr. Bottiger spoke against it.

Mr. Bluechel spoke again in favor of passage of the bill, and Mrs. Hurley spoke against it.

## POINT OF INQUIRY

Mrs. Hurley yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mrs. Hurley, if this elected official doesn't have enough money to operate his office, then how should he incur an obligation beyond his budget? Do you think that is right?"

Mrs. Hurley: "I think this brings us to a very fundamental point. I think that the budgets of state agencies and state departments have been increasing by leaps and bounds, especially in the last five or six years. I don't know whether it is because they have put on more employees than they can actually justify, or whether they are doing things like running around the state, taking care of things that they take on themselves as one of the prerogatives of their office, which is not actually a statutory requirement at all. Somebody has to pay for these trips around the state for these various activities, and I object to the fact that the people have to do this. I think that this money could be saved and the state official, whoever he is and in particular the Secretary of State, could perform his duties if he used his money in a proper manner."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 504, and the bill failed to pass the House by the following vote: Yeas, 13; nays, 85; absent or not voting, 1.

Voting yea: Representatives Blair, Bledsoe, Bluechel, Conway, Copeland, Goldsworthy, Kopet, Litchman, Lynch, Pardini, Rabel, Ross, Savage—13.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Absent or not voting: Representative Shera—1.

Engrossed House Bill No. 504 having failed to receive the constitutional majority was declared lost.

HOUSE BILL NO. 516, by Representative Smythe:

Relating to local government.

Committee recommendation: Majority, do pass with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 7, chapter 1, Laws of 1959 and RCW 41.14.070 are each amended to read as follows:

The classified civil service and provisions of this chapter shall include all deputy sheriffs and other employees of the office of sheriff in each county except the following positions which are hereby designated the unclassified service:

- (1) The county sheriff in every county;
- (2) In each class A and AA county; the positions of undersheriff, inspector, chief criminal deputy, chief civil deputy, jail superintendent, and one private secretary;
- (3) In each county of the first class, second class, and third class; three principal positions comparable to undersheriff, a chief criminal deputy, and a chief civil deputy;
- (4) In each of all other counties; one position to be appointed by the sheriff;
- (5) Any attorney employed by a sheriff's department as a legal advisor."

On page 1, line 1 of the title after "government" and before the period insert "; and amending section 7, chapter 1, Laws of 1959 and RCW 41.14.070"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendment was adopted.

Mr. Jueling moved adoption of the following amendment:

On page 1, section 1, line 19 insert a new section to read as follows:

"NEW SECTION. Sec. 2. Section 36.32.050, chapter 4, Laws of 1963 and RCW 36.32.050 are each amended to read as follows:

Each county commissioner [s] shall be elected by the qualified voters of [the county] his district, and the person receiving the highest number of votes for the office of

commissioner for the district in which he resides shall be declared duly elected from that district."

Renumber the remaining section consecutively.

Representatives Juelling, Kuehnle, Curtis, Wolf, Brown and Barden spoke in favor of adoption of the amendment, and Representatives Flanagan, Haussler, Bledsoe, Chatalas, Thompson and Sawyer spoke against it.

The amendment was lost on a rising vote.

On motion of Mr. Brown, the following amendment was adopted:

On page 1 there is added a new section as follows:

"Sec. 2. Section 5, chapter 142, Laws of 1969 and RCW 36.67.040 are each amended to read as follows:

The bonds shall bear the date of issue, shall be made payable to the bearer and bear interest at a rate of not exceeding eight percent per year, payable semiannually, with coupons attached for each interest payment. Except as otherwise provided in RCW 39.44.100, the bonds and each coupon shall be signed by the chairman of the board of county commissioners, or in counties having an elected executive, the elected executive officer, and shall be attested by the clerk of the board [,] or such other county officer or member of the board as the board may designate and the seal of such board shall be affixed to or imprinted on each bond, but not to the coupon. Each bond shall be printed, engraved, or lithographed on good bond paper."

Mr. Hansey moved adoption of the following amendments:

On page 1 there are added new sections as follows:

"NEW SECTION. Sec. 2. Notwithstanding any provision of law to the contrary, no port district organized under the laws of this state shall grant port privileges to any foreign commercial fishing vessel except those of Mexico or Canada. The term 'port privileges' for the purposes of this section means supplying services to a foreign commercial fishing vessel which enables such vessel to extend the duration of its commercial fishing activities in the coastal fisheries and spawning areas near this state but such term shall not include supplying services to a foreign commercial fishing vessel in an emergency situation.

NEW SECTION. Sec. 3. The provisions of this act shall be operative and in effect only until and including December 31, 1973, at which time this act, in its entirety, shall expire without any further action by the legislature."

On line 1, strike the period, and insert the following: "; creating new sections relating to port districts."

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Speaker will point out that the actual amendment which is on the desk, on the first line of 'NEW SECTION. Section 3' now reads 'The provisions of this section' rather than your printed copy which reads 'The provisions of this act.'"

Mr. Wolf moved adoption of the following amendment to the amendment by Mr. Hansey:

Amend the amendment by Mr. Hansey as follows:

In section 3, line 1, after "The provisions of" and before "shall be" strike "this act" and insert "section 2" and in line 2 after "which time" and before "in its entirety," strike "this act," and insert "section 2,"

Mr. Wolf spoke in favor of the amendment to the amendment.

The amendment by Mr. Wolf to the amendment by Mr. Hansey, House Bill No. 516, was adopted.

The Speaker stated the question before the House to be the amendment by Mr. Hansey as amended.

#### POINT OF INQUIRY

Mr. Hansey yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Hansey, I am a little bit in the dark here about what other nations permit our fishing boats to enter their ports besides Mexico and Canada."

Mr. Hansey: "I do not know of any."

Mr. Bottiger: "Would Chile, or Argentina, or Venezuela, or Puerto Rico, or any of these nations permit our fishing boats to enter their ports?"

Mr. Hansey: "I can't answer that question, Representative Bottiger, but I am certain that this would not create a problem because we do not have Chilean, or South American

boats fishing off our coast that would desire to enter our ports. The only ones we do have are the Russian boats that are here, of any foreign country, so these would be the only ones from a practical standpoint that this would have an effect on."

## MOTION

On motion of Mr. Grant, the House deferred further consideration of House Bill No. 516 on second reading, and the bill was ordered placed at the top of tomorrow's second reading calendar.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House the Honorable Warren G. Magnuson, United States Senator, and requested that Representatives Farr, Jones, Hoggins, Savage, Kilbury and O'Brien, along with the Sergeant at Arms, conduct him to a place on the rostrum.

The Speaker: "It is my privilege to present to our guests and to the House of Representatives our distinguished guest, the senior Senator from the State of Washington, the Honorable Warren G. Magnuson."

Senator Magnuson: "Members of the House, I thank you for your warm welcome. I thank you for the invitation for many reasons. It is good to come down here and say 'hello' to fellow suffering legislators. I have a sentimental reason, too. I don't know who has my old seat—I think Red Beck has it. I sat down here a long time ago and struggled with the problems that you are struggling with. I know the overwhelming work that members of any legislative body have in these times.

"I have been in Congress a long time, and it seems I don't particularly find any new problems. There are just more of them, and they usually involve 'where are you going to get the money.' I know we have problems here in the state of Washington, but I am not pessimistic about them any more than I was pessimistic when I sat down there thirty-three years ago when we had some real problems—when about forty-two percent of the people of the state were unemployed. We came out of it. Today we have the dubious distinction of having the highest unemployment rate in the United States. I think that the Congress of the United States is going to be helpful to you with regard to public works projects. We are going to pass, probably in the next two weeks an accelerated public works program.

"I think we must rearrange—not necessarily priorities—priorities is not a good word for me. You take twenty needs that are there, and then you say we will shove five of them aside and take care of fifteen, or shove fifteen aside and take care of five. We should be able to take care of them all. I have come to the conclusion (I don't know the answer or the format to it) that sooner or later the federal government is going to have to take over the welfare burden in these United States, and relieve the states of the most difficult thing, the most costly thing that you have. We still only contribute eight percent of your education bill, (Buster, am I right about the eight percent?) and we can do more on that. But we have got to send you the check for welfare. I am convinced of that as well as I am standing here. Secondly we have got to try to convince this administration (and I don't think it is going to be too difficult) to unfreeze a lot of money and reappropriate it for projects. Then we can do some of the things we talk about—public works, recreation, oceanography. Puget Sound is probably the great potential laboratory for oceanography in the whole world. We are just beginning on that. I think we ought to devote as much time to oceanography as we do to space. That's my opinion and I think we can do it.

"Thank you so much."

Senator Magnuson answered questions posed by Representatives Copeland, Backstrom, Smythe, Beck, O'Brien, Hansey, Wojahn, Ross, Goldsworthy, Lysen and Cunningham.

Mr. Bledsoe: "Senator, you have been very candid, very direct, and very forceful. We have enjoyed the discourse, and we are in your debt. Thank you, sir."

The Honorable Warren G. Magnuson was escorted from the rostrum.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Friday, April 23, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FORTY-THIRD DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 23, 1971.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representative Litchman who was excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 22, 1971.

HOUSE BILL NO. 1047, providing a tax exemption for group training homes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, King, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

HOUSE BILL NO. 1100, implementing law relating to distribution of taxes collected for taxing district purposes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

HOUSE JOINT RESOLUTION NO. 47, amending Article VII, section 2 of the Constitution, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 8, after "election" and before the semicolon insert "*when the number of electors voting on the proposition does not exceed forty per centum of the total votes cast in such taxing district in the last preceding general election*"

On page 3, line 6 after "resort." insert a new paragraph to read as follows:

"BE IT FURTHER RESOLVED, That the foregoing amendment shall be submitted to the qualified electors of the state in such a manner that they may vote for or against it separately from the proposed amendment to Article VII, section 2, (Amendment 17) of the Constitution of the State of Washington contained in Senate Joint Resolution 1: PROVIDED, That if both proposed amendments are approved and ratified, both shall become part of the Constitution."

Signed by Representatives Kiskaddon, Vice Chairman, Bagnariol, Bluechel, Ceccarelli, Hatfield, Julin, Kilbury, King, Marzano, Randall.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 42, regulating the burning of waste forest products and other materials, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 2, line 20 of the engrossed bill, being the Senate amendment to page 3, strike everything after "fire" and insert a period

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman,

Anderson, Beck, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, North, Schumaker, Smith, Thompson, Van Dyk, Wanamaker, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 59, establishing a judicial retirement system, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, beginning with "provide" on line 7 strike all the matter down to and including "effecting" on line 11 and insert "effect"

On page 5, section 9, beginning on line 31 after "addition" strike all the matter down to and including "act" on page 6, line 4 and insert "guarantee the solvency of said fund and the legislature shall make biennial appropriations from the general fund of amounts sufficient to guarantee the making of retirement payments as herein provided for if the money in the judicial retirement fund shall become insufficient for that purpose, but such biennial appropriation may be conditioned that sums appropriated may not be expended unless the money in the judicial retirement fund shall become insufficient to meet the retirement payments"

On page 6, section 10, line 9 after "of" insert "actual"

On page 10, section 22, line 8 after "more than" strike "twelve" and insert "six"

On page 10, section 22, line 26 after "savings fund" insert "prior to January 1, 1972"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Bagnariol, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien.

Passed to Committee on Rules and Administration for second reading.

April 21, 1971.

ENGROSSED SENATE BILL NO. 176, allowing municipal officers to contract with that municipality for up to thirty-six hundred dollars of business annually, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kuehne, Maxie, Mentor, Merrill, Smith.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 273, authorizing for consent for drug and alcohol abuse care by minors, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 6 of the printed and engrossed bills, after "give consent" insert "for himself"

On page 1, section 1, line 6 of the engrossed bill after "to" strike "any qualified person for" thus striking the Senate amendment

On page 1, section 1, line 8 of the printed and engrossed bills after "abuse" and before the period insert "": PROVIDED, That such counseling and care shall meet standards set by the department of social and health services"

Signed by Representatives Farr, Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 341, providing for forest fire protection, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, line 8 of the engrossed bill, being line 7 of the Senate amendment to page 4, strike all of section 3 and insert:

"NEW SECTION. Sec. 3. There is added to chapter 76.04 RCW a new section to read as follows:

No person shall dump mill waste from forest products or forest debris of any kind in quantities that the department of natural resources declares to constitute a forest fire hazard, on or threatening forest lands located in this state, without first obtaining a written permit issued by the department of natural resources on such terms and conditions determined by the department pursuant to rules and regulations enacted to protect forest lands from fire. Said permit must be obtained in addition to any and all other permits required by law. Any person who dumps such mill waste or forest debris without a required permit, or in violation of a permit, shall be guilty of a gross misdemeanor and upon conviction shall be subject to a fine of not less than two hundred fifty dollars and not more than one thousand dollars, and may further be required to remove all materials dumped in violation of this act."

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman,

Anderson, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

SENATE BILL NO. 454, requiring that all prescription medicine be labeled by name and dosage, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 612, removing the prohibition against the sale of intoxicating liquors on election days, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Jastad, Jueling, Perry, Polk, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 626, relating to disposition of depository interest paid to the state, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 866, setting financial responsibility standards for residents of state residential schools, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

MESSAGES FROM THE SENATE

April 23, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 635, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 22, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 368, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 22, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 925, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

April 23, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred REENGROSSED SENATE BILL NO. 130, authorizing parking and business improvement areas and special assessments therefor, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to parking and business improvement areas; authorizing formation thereof by counties, cities, and towns; authorizing special assessments therefor; and creating new sections.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

**NEW SECTION.** Section 1. The legislature hereby authorizes all counties and all incorporated cities and towns, including unclassified cities and towns operating under special charters:

(1) To establish parking and business improvement areas, hereafter referred to as area or areas, for the following purposes:

(a) The acquisition, construction or maintenance of parking facilities for the benefit of the area;

(b) Decoration of any public place in the area;

(c) Promotion of public events which are to take place on or in public places in the area;

(d) Furnishing of music in any public place in the area;

(e) The general promotion of retail trade activities in the area;

(2) To levy special assessments on all businesses within the area and specially benefited by a parking and business improvement area to pay in whole or in part the damages or costs incurred therein as provided in this act.

(3) To provide in accordance with any applicable provisions of the Constitution or statutory authority for the issuance and sale of revenue bonds to finance the cost of any parking and business improvement area.

**NEW SECTION.** Sec. 2. (1) 'Business' as used in this act means all types of business, including professions.

(2) 'Legislative authority' as used in this act means the legislative authority of any city or town including unclassified cities or towns operating under special charters or the legislative authority of any county.

**NEW SECTION.** Sec. 3. For the purpose of establishing a parking and business improvement area, an initiation petition may be presented to the legislative authority having jurisdiction of the area in which the proposed parking and business improvement area is to be located or the legislative authority may by resolution initiate a parking and business improvement area. The initiation petition or resolution shall contain the following:

(1) A description of the boundaries of the proposed area;

(2) The proposed uses and projects to which the proposed special assessment revenues shall be put and the total estimated cost thereof;

(3) The estimated rate of levy of special assessment with a proposed breakdown by class of business if such classification is to be used.

The initiating petition shall also contain the signatures of the persons who operate businesses in the proposed area which would pay fifty percent of the proposed special assessments.

**NEW SECTION.** Sec. 4. The legislative authority, after receiving a valid initiation petition or after passage of an initiation resolution, shall adopt a resolution of intention to establish an area. The resolution shall state the time and place of a hearing to be held by the legislative authority to consider establishment of an area and shall restate all the information contained in the initiation petition or initiation resolution regarding boundaries, projects and uses, and estimated rates of assessment.

**NEW SECTION.** Sec. 5. Notice of a hearing held under the provisions of this act shall be given by:

(1) One publication of the resolution of intention in a newspaper of general circulation in the city; and

(2) Mailing a complete copy of the resolution of intention to each business in the proposed, or established, area. Publication and mailing shall be completed at least ten days prior to the time of the hearing.

**NEW SECTION.** Sec. 6. Whenever a hearing is held under this act, the legislative authority shall hear all protests and receive evidence for or against the proposed action. The legislative authority may continue the hearing from time to time. Proceedings shall terminate if protest is made by businesses in the proposed area which would pay a majority of the proposed special assessments.

**NEW SECTION.** Sec. 7. If the legislative authority decides to change the boundaries of the proposed area, the hearing shall be continued to a time at least fifteen days after such decision and notice shall be given as prescribed in section 5 of this act, showing the boundary amendments, but no resolution of intention is required.

**NEW SECTION.** Sec. 8. For purposes of the special assessments to be imposed pursuant to this act, the legislative authority may make a reasonable classification of businesses, giving consideration to various factors, including the degree of benefit received from parking only.

**NEW SECTION.** Sec. 9. The special assessments need not be imposed on different classes of business, as determined pursuant to section 8 of this act, on the same basis or the same rate: PROVIDED, HOWEVER, That the special assessments imposed for the purpose of the acquisition, construction or maintenance of parking facilities for the benefit of the area shall be imposed on the basis of benefit determined by the legislative authority after giving consideration to the total cost to be recovered from the businesses upon which the special assessment is to be imposed, the total area within the boundaries of the parking and business improvement area, the assessed value of the land and improvements within the area, the total business volume generated within the area and within each business, and such other factors as the legislative authority may find and determine to be a reasonable measure of such benefit.

**NEW SECTION.** Sec. 10. If the legislative authority, following the hearing, decides to

establish the proposed area, it shall adopt an ordinance to that effect. This ordinance shall contain the following information:

- (1) The number, date and title of the resolution of intention pursuant to which it was adopted;
- (2) The time and place the hearing was held concerning the formation of such area;
- (3) The description of the boundaries of such area;
- (4) A statement that the businesses in the area established by the ordinance shall be subject to the provisions of the special assessments authorized by section 1 of this act;
- (5) The initial or additional rate or levy of special assessment to be imposed with a breakdown by classification of business, if such classification is used; and
- (6) A statement that a parking and business improvement area has been established.
- (7) The uses to which the special assessment revenue shall be put: PROVIDED, HOWEVER, That such use shall conform to the use as declared in the initiation petition presented pursuant to section 3 of this act.

*NEW SECTION.* Sec. 11. The legislative authority of each city or town or county shall have sole discretion as to how the revenue derived from the special assessments is to be used within the scope of the purposes; however, the legislative authority may appoint existing advisory boards or commissions to make recommendations as to its use, or the legislative authority may create a new advisory board or commission for the purpose.

The legislative authority may contract with a chamber of commerce or other similar business association operating primarily within the boundaries of the legislative authority to administer the operation of a parking and business improvement area, including any funds derived pursuant thereto: PROVIDED, That such administration must comply with all applicable provisions of law including this act, with all county, city, or town resolutions and ordinances, and with all regulations lawfully imposed by the state auditor or other state agencies.

*NEW SECTION.* Sec. 12. The special assessments levied hereunder must be for the purposes specified in the ordinances and the proceeds shall not be used for any other purpose.

*NEW SECTION.* Sec. 13. Collections of assessments imposed pursuant to this act shall be made at the same time and in the same manner as otherwise prescribed by Title 35 RCW or in such other manner as the legislative authority shall determine.

*NEW SECTION.* Sec. 14. Changes may be made in the rate or additional rate of special assessment as specified in the ordinance establishing the area, by ordinance adopted after a hearing before the legislative authority.

The legislative authority shall adopt a resolution of intention to change the rate or additional rate of special assessment at least fifteen days prior to the hearing required by this section. This resolution shall specify the proposed change and shall give the time and place of the hearing: PROVIDED, That proceedings to change the rate or impose an additional rate of special assessments shall terminate if protest is made by businesses in the proposed area which would pay a majority of the proposed increase or additional special assessments.

*NEW SECTION.* Sec. 15. The legislative authority may, for each of the purposes set out in section 1 of this act, establish and modify one or more separate benefit zones based upon the degree of benefit derived from the purpose and may impose a different rate of special assessment within each such benefit zone.

*NEW SECTION.* Sec. 16. All provisions of this act applicable to establishment or disestablishment of an area also apply to the establishment, modification, or disestablishment of benefit zones pursuant to section 13 of this act. The establishment or the modification of any such zone shall follow the same procedure as provided for the establishment of a parking and business improvement area and the disestablishment shall follow the same procedure as provided for disestablishment of an area.

*NEW SECTION.* Sec. 17. Businesses established after the creation of an area within the area may be exempted from the special assessments imposed pursuant to this act for a period not exceeding one year from the date they commenced business in the area.

*NEW SECTION.* Sec. 18. The legislative authority may disestablish an area by ordinance after a hearing before the legislative authority. The legislative authority shall adopt a resolution of intention to disestablish the area at least fifteen days prior to the hearing required by this section. The resolution shall give the time and place of the hearing.

*NEW SECTION.* Sec. 19. Upon disestablishment of an area, any proceeds of the special assessments, or assets acquired with such proceeds, or liabilities incurred as a result of the formation of such area, shall be subject to disposition as the legislative authority shall determine: PROVIDED, HOWEVER, Any liabilities, either current or future, incurred as a result of action taken to accomplish the purposes of section 1 of this act shall not be an obligation of the general fund or any special fund of the city or town, but such liabilities shall be provided for entirely from available revenue generated from the projects or facilities authorized by section 1 of this act or from special assessments on the property specially benefited within the area.

*NEW SECTION.* Sec. 20. Any city or town or county authorized by this act to establish a parking improvement area shall call for competitive bids by appropriate public notice and award contracts, whenever the estimated cost of such work or improvement, including cost of materials, supplies and equipment, exceeds the sum of two thousand five hundred dollars.

*NEW SECTION.* Sec. 21. The cost of the improvement for the purposes of this act

shall be aggregate of all amounts to be paid for the labor, materials and equipment on one continuous or inter-related project where work is to be performed simultaneously or in near sequence. Breaking an improvement into small units for the purposes of avoiding the minimum dollar amount prescribed in section 20 of this act is contrary to public policy and is prohibited.

*NEW SECTION. Sec. 22.* This act providing for parking and business improvement areas shall not be deemed or construed to affect any existing act, or any part thereof, relating to special assessments or other powers of counties, cities and towns, but shall be supplemental thereto and concurrent therewith.

The purposes and functions of parking and business improvement areas as set forth by the provisions of this act may be accomplished in part by the establishment of an area pursuant to this act and in part by any other method otherwise provided by law, including provisions for local improvements.

*NEW SECTION. Sec. 23.* If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected.

Signed by Senators McDougall and Talley; Representatives Curtis, Blair and Merrill.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Reengrossed Senate Bill No. 130.

Representatives Curtis and Thompson spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Reengrossed Senate Bill No. 130 as amended by the Free Conference Committee.

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Spanton.

Mr. Spanton: "Representative Curtis, could a privately-owned piece of ground within one of these designated areas allow the legislative body of a community or town through this process to make improvements for parking or other types of improvements without acquiring title to that property?"

Mr. Curtis: "You mean title being acquired by the, say, municipality or city council?"

Mr. Spanton: "Yes."

Mr. Curtis: "I believe so, but I am not certain what the legal ramifications are, Representative Spanton."

Mr. Spanton: "In other words, it could happen that you could improve a privately-owned piece of property and not acquire title to it, and it would still be a private piece of property at the end of the term of the lease?"

Mr. Curtis: "I think that is correct, but I don't think it is any different than a good many instances now where we see community parking developments made for the benefit of the community and still privately-owned."

Mr. Spanton: "Under the circumstances contained in this bill, could a large shopping mall which encompassed a given number of merchants into a corporation or leased spaces, by virtue of forming one of these, or petitioning for one of these, then take in a surrounding area of fifty percent or less of other merchants, and impose an assessment on those other fifty percent without their wanting it?"

Mr. Curtis: "If the legislative authority of the local district chooses to implement this and accepts such a petition, signed by those paying at least fifty percent of the proposed assessment, yes, they could."

Mr. Spanton spoke against passage of Reengrossed Senate Bill No. 130 as amended by the Free Conference Committee.

#### POINT OF ORDER

Mr. Moon: "My point of order, Mr. Speaker, is that I wonder if this conforms with Rule 88. Has there been a full twenty-four hour time since this was placed on our desks?"

The Speaker: "Yes, Mr. Moon."

Mr. Moon: "I wonder then if, in the future, it would be possible under our fourth

order of business for the conference committees as they report back, to notify the members that the report is on our desks. I know we get lots of things shoved on our desks in these closing days, and it is important that we give these conference committee reports our full consideration. It appears that some individuals have not had an opportunity, other than to take a real fast look at this. If it would be in order now to move that we hold this over until tomorrow, I would like to do that."

#### RULING BY THE SPEAKER

The Speaker: "Having preceded your motion with your speech, your motion would be out of order, Mr. Moon. My only comments on the other matters are that I assume your caucus conferee on this matter has kept your caucus advised of the progress and fully advised the caucus of the details of the report. If not, then I would suggest that you and anyone else appointed on conference committees make sure that you do accomplish those things before you sign those reports."

Mr. Moon: "Mr. Speaker, any conference committee that I am appointed on, I intended to keep our caucus fully informed of. We haven't had a caucus within twenty-four hours, so there would not have been an opportunity to advise our caucus on this."

Mr. Mentor spoke in favor of passage of the bill.

#### MOTION

Mr. Douthwaite moved that the House defer further consideration of Reengrossed Senate Bill No. 130, as amended by the Free Conference Committee, on final passage until the appropriate order of business tomorrow.

Representatives Douthwaite, Moon and Blair spoke in favor of the motion, and Representatives Curtis, Thompson and Charnley spoke against it.

The motion to defer further consideration of the bill until tomorrow was lost.

The Speaker stated the question before the House to be final passage of Reengrossed Senate Bill No. 130 as amended by the Free Conference Committee.

Representatives Spanton, Barden and Blair spoke against passage of the bill, and Representatives Curtis and Copeland spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 130 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 68; nays, 30; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, O'Brien, Pardini, Paris, Rosellini, Savage, Shera, Shinpoche, Smith, Smythe, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—68.

Voting nay: Representatives Barden, Benitz, Blair, Bradley, Brouillet, Douthwaite, Eikenberry, Gallagher, Grant, Hatfield, Hurley, Juelling, Kraabel, Kuehnle, Lynch, Lysen, McDermott, Moon, Morrison, Newhouse, North, Perry, Polk, Rabel, Randall, Ross, Sawyer, Schumaker, Spanton, Van Dyk—30.

Absent or not voting: Representative Litchman—1.

Reengrossed Senate Bill No. 130 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 283, by Committee on Revenue and Taxation (Originally sponsored by Representative Flanagan):

Providing an act relating to revenue and taxation.

Engrossed Substitute House Bill No. 283 was read the third time and placed on final passage.

Mr. Blair pointed out an apparent error on page 1 of the bill.

## POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Mentor.

Mr. Mentor: "I am, of course, and I know most of the legislators on the floor here are, very concerned to give people, particularly certain deserving people, some type of property tax relief. This bill, I think, will do that, but it also probably has features in there that might be detrimental. I would like to vote to give these people property tax relief, and I would like some indication of whether this bill would go to conference so that the people who are really deserving might have an opportunity to get this relief and yet we might take off some of the features here that are really not necessary and that would be detrimental to the general people in the state of Washington."

Mr. Wolf: "Representative Mentor, I can tell you that in the four caucus leadership meetings we have discussed the property tax inequities. It is my understanding that, yes, very possibly Engrossed Substitute House Bill No. 283 will go to conference. I think there is a great desire of members of both the Senate and the House to come out with some property tax relief that is equitable. I understand that quite a few are unhappy because of the rollback—the so-called 'questionable constitutional Fred Dore rollback.' It is not in this bill, and some effort might be made to do that, and that would put us in conference as fast as I can foresee it. I really honestly believe that the House of Representatives and the Senate desire to do something in property tax relief this session. Maybe this Christmas tree, with all its ornaments, won't be enacted by this session, but I'll bet that the good parts of this bill, possibly expanding the limit of property taxes as to income that the governor has talked about, will come out in the conference report. This is the first step toward getting something done."

Mr. Flanagan spoke against passage of the bill.

Mr. Savage spoke against a portion of the bill.

Representatives Kiskaddon, Bottiger, Sawyer, King and Wolf spoke in favor of passage of Engrossed Substitute House Bill No. 283, and Representatives Pardini, Newhouse, Amen, Bledsoe and Harris spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 283, and the bill passed the House by the following vote: Yeas, 66; nays, 31; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Hansey, Hoggins, Hurley, Jastad, Johnson, Jueling, King, Kirk, Kiskaddon, Knowles, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Amen, Benitz, Berentson, Bledsoe, Bluechel, Copeland, Costanti, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Haussler, Hubbard, Jones, Julin, Kilbury, Kopet, Kraabel, Kuehne, Lynch, Marsh, Morrison, Newhouse, Pardini, Polk, Schumaker, Smith, Smythe, Spanton—31.

Absent or not voting: Representatives Litchman, Ross—2.

Engrossed Substitute Senate Bill No. 283, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I stepped off the floor for a moment and did not vote on Engrossed Substitute House Bill No. 283. I would have voted "yea" if I had been present. MICHAEL ROSS, 37th District.

MOTION

On motion of Mr. Morrison, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The Speaker called the House to order at 2:15 p.m.

The Clerk called the roll and all members were present except Representative Litchman who was excused.

THIRD READING

ENGROSSED SENATE BILL NO. 183, by Senators Holman, Clarke and Elicker:

Requiring a claim for mechanics' and materialmen's liens to contain the address of claimant.

MOTION

On motion of Mr. Julin, the rules were suspended and Engrossed Senate Bill No. 183 was returned to second reading for the purpose of amendment.

SECOND READING

On motion of Mr. Julin, the following amendments by Representatives Julin and Bottiger were adopted:

On page 3, after section 1, add new sections as follows:

"Sec. 2. Section 1, chapter 24, Laws of 1893 as last amended by section 1, chapter 279, Laws of 1959 and RCW 60.04.010 are each amended to read as follows:

Every person performing labor upon, furnishing material, or renting, leasing or otherwise supplying equipment, to be used in the construction, alteration or repair of any mining claim, building, wharf, bridge, ditch, dyke, flume, tunnel, well, fence, machinery, railroad, street railway, wagon road, aqueduct to create hydraulic power or any other structure or who performs labor in any mine or mining claim or stone quarry, has a lien upon the same for the labor performed, material furnished, or equipment supplied by each, respectively, whether performed, furnished, or supplied at the instance of the owner of the property subject to the lien or his agent; and every *registered or licensed* contractor, *registered or licensed* subcontractor, architect, [builder] or person having charge, of the construction, alteration or repair of any property subject to the lien as aforesaid, shall be held to be the agent of the owner for the purposes of the establishment of the lien created by this chapter: PROVIDED, That whenever any railroad company shall contract with any person for the construction of its road, or any part thereof, such railroad company shall take from the person with whom such contract is made a good and sufficient bond, conditioned that such person shall pay all laborers, mechanics, materialmen, and equipment suppliers, and persons who supply such contractors with provisions, all just dues to such persons or to any person to whom any part of such work is given, incurred in carrying on such work, which bond shall be filed by such railroad company in the office of the county auditor in each county in which any part of such work is situated. And if any such railroad company shall fail to take such bond, such railroad company shall be liable to the persons herein mentioned to the full extent of all such debts so contracted by such contractor. *Contractors or subcontractors required to be registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW shall be deemed the agents of the owner for the purposes of establishing the lien created by this chapter only if so registered. Persons dealing with contractors or subcontractors may rely, for the purposes of this section, upon a certificate of registration or license issued pursuant to chapter 19.28 RCW covering the period when the work or material shall be furnished, the number of which they shall record, and lien rights shall not be lost by suspension or revocation of registration without their knowledge.*

Sec. 3. Section 3, chapter 24, Laws of 1893 as last amended by section 3, chapter 279, Laws of 1959 and RCW 60.04.040 are each amended to read as follows:

Any person who, at the request of the owner of any real property, or his agent, [contractor or subcontractor,] clears, grades, fills in or otherwise improves the same, or any

street or road in front of, or adjoining the same, and every person who, at the request of the owner of any real property, or his agents, [contractor, or subcontractor.] rents, leases, or otherwise supplies equipment, or furnishes materials, including blasting powder, dynamite, caps and fuses, for clearing, grading, filling in, or otherwise improving any real property or any street or road in front of or adjoining the same, has a lien upon such real property for the labor performed, the materials furnished, or the equipment supplied for such purposes."

Remember the remaining section consecutively.

On line 1 of the title after "liens;" and before "amending" strike "and" and insert "amending section 1, chapter 24, Laws of 1893 as last amended by section 1, chapter 279, Laws of 1959 and RCW 60.04.010; amending section 3, chapter 24, Laws of 1893 as last amended by section 3, chapter 279, Laws of 1959 and RCW 60.04.040;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 183 as amended by the House was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 183 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 3; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charney, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Bozarth, Grant, Kuehnle—3.

Absent or not voting: Representatives Brown, Eikenberry, Harris, Kraabel, Litchman, McDermott, Morrison, Perry, Ross—9.

Engrossed Senate Bill No. 183 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

### REPORTS OF STANDING COMMITTEES

April 22, 1971.

**SUBSTITUTE SENATE BILL NO. 147**, providing for the leasing of harbor areas, reported by Committee on Natural Resources and Ecology.

**MAJORITY recommendation:** Do pass with the following amendments:

On page 1, following the enacting clause strike the remainder of the bill and insert:

"Section 1. Section 128, chapter 255, Laws of 1927 as amended by section 1, chapter 97, Laws of 1969 ex. sess., and RCW 79.01.512 are each amended to read as follows:

If the owner of any lease of harbor area upon tidal waters shall desire to construct thereon any wharf, dock or other convenience of navigation or commerce, or to extend, enlarge or improve any existing structure used in connection with such harbor area, and shall deem the required expenditure not warranted by his right to occupy such harbor area during the remainder of the term of his lease, he may make application to the department of natural resources for a new lease of such harbor area for a period not exceeding thirty years. Upon the filing of such application accompanied by such proper plans, drawings or other data, the department shall forthwith investigate the same and if it shall determine that the proposed work or improvement is in the public interest and reasonably adequate for the public needs, it shall by order fix the terms and conditions and the rate of rental for such new lease, such rate of rental to be a [fixed] percentage [during the term of such lease on] of the true and fair value in money of such harbor area[.]. *The percentage of value shall be*

determined from time to time by the department of natural resources as provided in RCW 79.01.520. The department may propose modifications of the proposed wharf, dock or other convenience or extensions, enlargements or improvements thereon. The department shall, within ninety days from the filing of such application notify the said applicant in writing of the terms and conditions upon which such new lease will be granted, and of the rental to be paid and if the applicant shall within ninety days thereafter elect to accept a new lease of such harbor area upon the terms and under the conditions and at the rental prescribed by the department, the department shall make a new lease for such harbor area for the term applied for and the existing lease shall thereupon be surrendered and canceled.

Sec. 2. Section 129, chapter 255, Laws of 1927 as amended by section 2, chapter 97, Laws of 1969 ex. sess. and RCW 79.01.516 are each amended to read as follows:

Upon the expiration of any lease of harbor area upon tidal waters hereafter expiring the owner thereof may apply for a re-lease of such harbor area for a period not exceeding thirty years. Such application shall be accompanied with maps showing the existing improvements upon such harbor area and the tidelands adjacent thereto and with proper plans, drawings and other data showing any proposed extensions or improvements of existing structures. Upon the filing of such application the department of natural resources shall forthwith investigate the same and if it shall determine that the character of the wharfs, docks or other conveniences of commerce and navigation are reasonably adequate for the public needs and in the public interest, it shall by order fix and determine the terms and conditions upon which such re-lease shall be granted and the rate of rental to be paid which rate shall be a [fixed] percentage [during the term of such lease on] of the true and fair value in money of such harbor area determined from time to time by the department of natural resources as provided in RCW 79.01.520.

Sec. 3. Section 130, chapter 255, Laws of 1927 as amended by section 3, chapter 97, Laws of 1969 ex. sess. and RCW 79.01.520 are each amended to read as follows:

Prior to the issuance of a lease, renewal lease, or re-lease of harbor area on tidal waters under the preceding sections of this chapter, and every five years thereafter during the life of all leases written after August 11, 1969, and no less frequently than every five years for all prior leases, the department of natural resources shall determine the true and fair value in money of such harbor area (exclusive of the improvements thereon *unless state owned*), which value shall be the value at which the property would be taken in payment of a just debt from a solvent debtor. All harbor area leases will stipulate the percentage rate of said values that will be paid as the annual rent [during the period until the next reappraisal of the value of the harbor area as established herein]. *The percentage shall be equal to the average prime rate being charged by the commercial banks in Seattle, Washington on January 1st of the year in which rent is paid: PROVIDED, That the applicant, or lessee, being dissatisfied with the valuation as fixed by the department of natural resources shall have the right [of appeal from the findings of the department to a valuation board to be composed of the county commissioners, the county treasurer and the county assessor of the county in which the harbor area is located. To perfect such appeal, notice thereof shall be in writing and a copy must, within ten days after receipt of notice of the department of natural resources' valuation, be personally served upon each member of the board of county commissioners and upon the county treasurer, the county assessor, and the administrator of the department of natural resources; or such copy may be left at the residence of such officer with some person of suitable age and discretion. Service of the notice may be made by any person qualified to serve a summons in a civil action. Within five days following the service of said notice on the chairman of the board of county commissioners, said chairman shall fix a time and place for a meeting of said valuation board and shall notify each of the officers of said board thereof, which said time shall be not less than five nor more than ten days from the date of giving said notice; like notice of the time and place fixed for said hearing shall also be given the applicant, or lessee, and the department of natural resources. Except as otherwise provided in chapter 79.91 RCW, such hearing will be conducted in compliance with chapter 34.04 RCW. At the time and place fixed for said meeting, the said board shall meet and determine, by such means as it may select, the valuation of the harbor area in question. A majority of said officers shall constitute a quorum for the purpose of determining the question, and the valuation shall be determined by a majority vote of the members of said board. If a majority of the members of said board participate in said meeting no question shall be made as to any irregularity of the giving of the notices required. The meeting of the board and its deliberations and voting shall be open to the public and any interested parties. The decision of the board of the question of valuation shall be final and conclusive on all parties] to demand a hearing before the department of natural resources by notice in writing served upon the administrator of the department of natural resources within ten days after receipt of notice of the department of natural resources' valuation, which hearing shall be considered a contested case under chapter 34.04 RCW.*

Sec. 4. Section 1, chapter 170, Laws of 1913 as last amended by section 2, chapter 105, Laws of 1967 ex. sess. and RCW 79.16.180 are each amended to read as follows:

The rents hereinafter to be paid under existing or future leases of harbor areas and also of tidelands belonging to the state of Washington, the proceeds of which are not otherwise directed to a particular account [or which are appropriated by the 1967 legislature to finance the Washington state canal commission] shall be hereafter disposed of as follows:

In the cases where the leased harbor area or tideland is situated within the territorial limits of a port district already created or to be hereafter created under the laws of the state

of Washington, twenty-five percent of the rents received for such cases shall be paid by the state treasurer to the county treasurer of the county wherein such port district is situated for the use of such port district and go into a special fund to be expended only for harbor or waterfront improvement purposes and the remaining seventy-five percent shall be deposited in the capitol purchase and development account of the general fund of the state treasury and shall only be subject to appropriation for purchasing, improving, and managing the east capitol site; except that in cases where the port district itself shall have [presently constructed or shall now own existing structures or improvements situate upon] on April 28, 1967 leased the harbor areas, or tidelands, the entire rentals of such [improved] leased harbor area or tideland [shall go to] may be retained by such port district [: PROVIDED, That whenever the port district shall hereafter construct improvements on such leased harbor areas or tideland the rental attributable to such improvements shall go to the port district] for harbor or waterfront improvement purposes. In cases where the lease rentals are subject to a deduction for the resource management cost account as provided in chapter 79.64 RCW twenty percent of the full rent is directed to be distributed to the department of natural resources: PROVIDED, That in the case of leases of harbor areas on fresh waters as authorized in RCW 53.32.010, the disposition of rentals from such fresh water leases shall not be subject to any deduction for the resource management cost account as provided by chapter 79.64 RCW. In cases where the state owns the improvements the rental attributable to the improvements shall go to the capitol purchase and development account after deduction of the amounts prescribed by chapter 79.64 RCW.

In all other cases twenty-five percent of the rents shall be paid by the state treasurer into the county treasury of the county in which the leased harbor areas or tidelands are situated, the same to go into a special fund known as the 'harbor improvement fund', and to be disbursed only for harbor or harbor improvement purposes; and the remaining seventy-five percent shall be deposited in the capitol purchase and development account of the general fund of the state treasury. In cases where any leased harbor area or tideland is situated within the limits of any incorporated city or town and is not embraced within the area of any port district, the county commissioners of the county shall allocate the funds received from the lease thereof to the municipal authorities of such city or town, to be expended by said authorities for harbor or waterfront purposes. The state treasurer being hereby authorized and directed to make such payments to the respective county treasurers for the use of such port districts or counties, as the case may be, on the first days of July and January of each year, of all moneys in his hands on such dates payable under the terms of this section to such port district and counties respectively.

**NEW SECTION.** Sec. 5. There is added to chapter 79.16 RCW a new section to read as follows:

At the end of any lease of harbor area on tidal waters all improvements on such leased area shall become the property of the state of Washington; except that where a port district has itself constructed or otherwise acquired improvements on the harbor area, the rental payable upon release by such port district for such improvements shall recognize the port's investment in these improvements and the port district shall be responsible for any taxes or payments in lieu thereof otherwise directed by law.

Sec. 6. Section 5, chapter 65, Laws of 1955 as amended by section 1, chapter 131, Laws of 1967 and RCW 53.08.040 are each amended to read as follows:

A district may improve its lands by dredging, filling, bulkheading, providing waterways or otherwise developing such lands for sale or lease for industrial and commercial purposes. Where sewer and water utilities are constructed and operated by the port as an incident to servicing port lands, property owners in areas adjacent to such system may be permitted to connect thereto under terms, conditions and rates to be fixed and approved by the port commission. A district may also acquire, by purchase, construction, lease, or in any other manner, and may maintain and operate facilities for the control or elimination of air or water pollution, including, but not limited to, facilities for the treatment and/or disposal of industrial wastes, and may make such facilities available to others under terms, conditions and rates to be fixed and approved by the port commission. Such conditions and rates shall be sufficient to reimburse the port for all costs, including reasonable amortization of capital outlays caused by or incidental to providing such utilities or pollution control facilities: PROVIDED, That no part of such costs of providing any pollution control facility to others shall be paid out of any tax revenues of the port: AND PROVIDED FURTHER, That no port shall enter into an agreement or contract to provide sewer and/or water utilities or pollution control facilities if substantially similar utilities or facilities are available [to such adjacent property owners] from another source (or sources) which is able and willing to provide such utilities or facilities on a reasonable and nondiscriminatory basis unless such other source (or sources) expressly consents thereto. In the event that a port elects to make pollution control facilities available to others, it shall do so by lease or agreement binding such user to pay for the use of said facilities for the full term of the revenue bonds issued by the port for the acquisition of said facilities, and said payments shall at least fully reimburse the port for all principal and interest paid by it on said bonds and for all operating or other costs, if any, incurred by the port in connection with said facilities: PROVIDED, HOWEVER, That where there is more than one user of any such facilities, each user shall be responsible for its pro rata share of such costs and payment of principal and interest. Any port intending to provide pollution control facilities to others shall first survey the port district to ascertain the potential users of such facilities and the extent of their needs. The port shall conduct a public hearing upon the proposal and shall give each potential user an opportunity to participate in the use of such facilities upon equal terms and conditions.'

On page 1, line 1 of the title after "tidelands" and before the semicolon insert "and port districts"

On page 1, line 1 of the title after "tidelands;" now amended to read "tidelands and port districts;" and before "amending" insert "amending section 5, chapter 65, Laws of 1955 as amended by section 1, chapter 131, Laws of 1967 and RCW 53.08.040;"

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Bradley, Charnley, Conner, Gallagher, Gilleland, Kilbury, Kraabel, Luders, Martinis, North, Schumaker, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

SUBSTITUTE SENATE BILL NO. 354, establishing minimum medical and health standards for law enforcement officers and firefighters, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 10 after "systems" and before the period, insert ", and to improve their retirement and pension systems and related provisions"

On page 2, section 5, line 15 after "in" and before "act " strike "this" and insert "sections 2 through 4 of this 1971 amendatory"

On page 2, beginning on line 28, add new sections as follows:

"Sec. 6. Section 3, chapter 209, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.030 are each amended to read as follows: As used in this chapter, unless a different meaning is plainly required by the context:

(1) 'Retirement system' means the 'Washington law enforcement officers' and fire fighters' retirement system' provided herein.

(2) 'Employer' means the legislative authority of any city, town, county or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter and shall include any authorized association of such municipalities.

(3) 'Law enforcement officer' means any person who is serving on a full time, fully compensated basis as a county sheriff or deputy sheriff, including sheriffs or deputy sheriffs serving under a different title pursuant to a county charter, city police officer, or town marshal or deputy marshal: PROVIDED, That the term 'city police officer' shall only include such regular, full time personnel of a city police department as have been appointed to offices, positions or ranks in the department which have been specifically created or otherwise expressly provided for and designated by city charter provision or by ordinance enacted by the legislative body of the city.

(4) 'Fire fighter' means any person who is serving on a full time, fully compensated basis as a member of a fire department by an employer and who has passed a civil service examination for fire fighter, or fireman if this title is used by the department, and who is actively employed as such; and shall include anyone who is actively employed as a full time fire fighter where the fire department does not have a civil service examination; this term shall also include supervisory fire fighter personnel; and shall also include any full time executive secretary of an association of fire protection districts authorized under chapter 52.08 RCW. *The term 'fire fighter' also includes any person who is serving on a full time, fully compensated basis for an employer, as a fire dispatcher, in a department in which, on March 1, 1970, a dispatcher was required to be or to have passed a civil service examination for fireman or fire fighter. The term 'fire fighter' also includes any person who on March 1, 1970, was employed on a full time, fully compensated basis by an employer, and who on the date this 1971 amendatory act takes effect is making retirement contributions under the provisions of chapter 41.16 or 41.18 RCW.*

(5) 'Retirement board' means the Washington public employees' retirement system board established in chapter 41.40 RCW, including two members of the retirement system and two employer representatives as provided for in RCW 41.26.050.

(6) 'Surviving spouse' means the surviving widow or widower of a member. The word shall not include the divorced spouse of a member.

(7) 'Child' or 'children' whenever used in this chapter means every natural born child, posthumous child, child legally adopted or made a legal ward of a member prior to the date benefits are payable under this chapter, stepchild and illegitimate child legitimized prior to the date any benefits are payable under this chapter, all while [under the age of eighteen years and] unmarried, and either under the age of eighteen years or mentally or physically handicapped as determined by the retirement board except a handicapped person in the full time care of a state institution. A person shall also be deemed to be a child up to and including the age of twenty years and eleven months while attending any high school, college, or vocational or other educational institution accredited or approved by the state of Washington.

(8) 'Member' means any fire fighter, [or] law enforcement officer, or other person as would apply under subsections (3) or (4) of this section whose membership is transferred to the Washington law enforcement officers' and fire fighters' retirement system on or after March 1, 1970, and every law enforcement officer and fire fighter who is employed in that capacity on or after such date.

(9) 'Retirement fund' means the 'Washington law enforcement officers' and fire fighters' retirement system fund' as provided for herein.

(10) 'Employee' means any law enforcement officer or fire fighter as defined in subsections (3) and (4) above.

(11) 'Beneficiary' means any person in receipt of a retirement allowance, disability allowance, death benefit, or any other benefit described herein.

(12) 'Final average salary' means (a) for a member holding the same position or rank for a minimum of twelve months preceding the date of retirement, the basic salary attached to such same position or rank at time of retirement; (b) for any other member, including a civil service member who has not served a minimum of twelve months in the same position or rank preceding the date of retirement, the average of the greatest basic salaries payable to such member during any consecutive twenty-four month period within such member's last ten years of service for which service credit is allowed, computed by dividing the total basic salaries payable to such member during the selected twenty-four month period by twenty-four; (c) in the case of disability of any member, the basic salary payable to such member at the time of disability retirement.

(13) 'Basic salary' means the basic monthly rate of salary or wages, including longevity pay but not including overtime earnings or special salary or wages, upon which pension or retirement benefits will be computed and upon which employer contributions and salary deductions will be based.

(14) 'Service' means all periods of employment for an employer as a fire fighter or law enforcement officer, for which compensation is paid, together with periods of suspension not exceeding thirty days in duration. For the purposes of this chapter service shall also include service in the armed forces of the United States as provided in RCW 41.26.190. Credit shall be allowed for all months of service rendered by a member from and after his initial commencement of employment as a fire fighter or law enforcement officer, during which he worked for ten days or more, or the equivalent thereof, or was on disability leave or disability retirement. Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. *In addition to the foregoing, for members retiring after the effective date of this 1971 amendatory act who were employed under the coverage of a prior pension act before March 1, 1970, 'service' shall include (a) such military service not exceeding five years as was creditable to the member as of March 1, 1970, under his particular prior pension act, and (b) such other periods of service as were then creditable to a particular member under the provisions of RCW 41.18.165, 41.20.160 or 41.20.170. [No credit shall] However, in no event shall credit be allowed for any service rendered prior to March 1, 1970, where the member at the time of rendition of such service was employed in a position covered by a prior pension act, unless such service, at the time credit is claimed therefor, is also creditable under the provisions of such prior act: PROVIDED, That if such member's prior service is not creditable due to the withdrawal of his contributions plus accrued interest thereon from a prior pension system, such member shall be credited with such prior service, as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' or fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to that which was withdrawn from the prior system by such member, as a law enforcement officer or fire fighter: PROVIDED FURTHER, That if such member's prior service is not creditable because, although employed in a position covered by a prior pension act, such member had not yet become a member of the pension system governed by such act, such member shall be credited with such prior service as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' and fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to the employer's contributions which would have been required under the prior act when such service was rendered if the member had been a member of such system during such period.*

(15) 'Accumulated contributions' means the employee's contributions made by a member plus accrued interest credited thereon.

(16) 'Actuarial reserve' means a method of financing a pension or retirement plan wherein reserves are accumulated as the liabilities for benefit payments are incurred in order that sufficient funds will be available on the date of retirement of each member to pay his future benefits during the period of his retirement.

(17) 'Actuarial valuation' means a mathematical determination of the financial condition of a retirement plan. It includes the computation of the present monetary value of benefits payable to present members, and the present monetary value of future employer and employee contributions, giving effect to mortality among active and retired members and also to the rates of disability, retirement, withdrawal from service, salary and interest earned on investments.

(18) 'Disability board' means either the county disability board or the city disability board established in RCW 41.26.110.

(19) 'Disability leave' means the period of six months or any portion thereof during which a member is on leave at an allowance equal to his full salary prior to the commencement of disability retirement.

(20) 'Disability retirement' means the period following termination of a member's disability leave, during which the member is in receipt of a disability retirement allowance.

(21) 'Position' means the employment held at any particular time, which may or may not be the same as civil service rank.

(22) 'Medical services' shall include the following as minimum services to be provided. Reasonable charges for these services shall be paid in accordance with RCW 41.26.150.

(a) Hospital expenses: These are the charges made by a hospital, in its own behalf, for

(i) Board and room not to exceed semiprivate room rate unless private room is required by the attending physician due to the condition of the patient.

(ii) Necessary hospital services, other than board and room, furnished by the hospital.

(b) Other medical expenses: The following charges are considered 'other medical expenses', provided that they have not been considered as 'hospital expenses'.

(i) The fees of the following:

(A) A physician or surgeon licensed under the provisions of chapter 18.71 RCW;

(B) An osteopath licensed under the provisions of chapter 18.57 RCW;

(C) A chiropractor licensed under the provisions of chapter 18.25 RCW.

(ii) The charges of a registered graduate nurse other than a nurse who ordinarily resides in the member's home, or is a member of the family of either the member or the member's spouse.

(iii) The charges for the following medical services and supplies:

(A) Drugs and medicines upon a physician's prescription;

(B) Diagnostic x-ray and laboratory examinations;

(C) X-ray, radium, and radioactive isotopes therapy;

(D) Anesthesia and oxygen;

(E) Rental of iron lung and other durable medical and surgical equipment;

(F) Artificial limbs and eyes and casts, splints, and trusses;

(G) Professional ambulance service when used to transport the member to or from a hospital when he is injured by an accident or stricken by a disease;

(H) Dental charges incurred by a member who sustains an accidental injury to his teeth and who commences treatment by a legally licensed dentist within ninety days after the accident;

(I) Nursing home confinement or hospital extended care facility;

(J) Physical therapy by a registered physical therapist;

(K) Blood transfusions, including the cost of blood and blood plasma not replaced by voluntary donors.

Sec. 7. Section 5, chapter 209, Laws of 1969 ex. sess. as amended by section 3, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.050 are each amended to read as follows:

The retirement board shall be composed of the members of the public employees' retirement board established in chapter 41.40 RCW. Their terms of office shall be the same as their term of office with the public employees' retirement board. The members of the retirement system shall elect two additional members to the board who shall be members of the Washington law enforcement officers' and fire fighters' retirement system. [These additional board members shall serve on the retirement board only for the purposes of administering this chapter.] One board member shall be a fire fighter and shall be elected by the fire fighter members and one shall be a law enforcement officer elected by the law enforcement members. [These board members shall serve two year terms.] The first board member elected by the law enforcement officer members shall serve for one year only, the first board member elected by the fire fighters shall serve a two year term, and thereafter both shall serve two years unless they cease to be members of the retirement system. In such case there shall be elected in the same manner another member from the same service to fill out the remaining part of the term. Two additional representatives of counties and cities shall be added to the retirement board. One of these representatives shall be appointed by the Washington state association of counties and the other shall be appointed by the association of Washington cities. In case of a vacancy in these county and city representative positions, a new appointee will be designated by the appropriate organization to fill out the unexpired term. The additional board members shall serve on the retirement board only for the purpose of administering this chapter. These board members shall serve two year terms. All administrative services of this system shall be performed by the director and staff of the public employees' retirement system with the cost of administration as determined by the retirement board charged against the Washington law enforcement officers' and fire fighters' retirement fund as provided in this chapter from funds appropriated for this purpose.

Sec. 8. Section 9, chapter 209, Laws of 1969 ex. sess. as amended by section 4, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.090 are each amended to read as follows:

Retirement of a member for service shall be made by the board as follows:

(1) Any member having five or more years of service and having attained the age of fifty years shall be eligible for a service retirement allowance and shall be retired upon his written request effective the first day following the date upon which the member is separated from service.

(2) Any member having five or more years of service, who terminates his employment with any employer, may leave his contributions in the fund. Any employee who so elects, upon attaining age fifty, shall be eligible to apply for and receive a service retirement allowance based on his years of service, commencing on the first day following his attainment of age fifty. This section shall also apply to a person who rendered service as a law enforcement officer or fire fighter, as those terms are defined in RCW 41.26.030, on or after July 1, 1969, but who was not employed as a law enforcement officer or fire fighter on March 1, 1970, by reason of his having been elected to a public office. Any member selecting this optional vesting with less than twenty years of service shall not be covered by the provisions of RCW 41.26.150 [or], and his survivors shall not be entitled to the benefits of RCW 41.26.160 unless his death occurs after he has attained the age of fifty years. Those members selecting this optional vesting with twenty or more years service shall not be covered by the provisions of RCW 41.26.150 until the attainment of the age of fifty years:

PROVIDED, That a member selecting this option who shall die prior to attaining the age of fifty years, shall have paid from the Washington law enforcement officers' and fire fighters' retirement fund, to such member's surviving spouse, if any, otherwise to such beneficiary as the member shall have designated in writing, or if no such designation has been made, to the personal representative of his estate, a lump sum which is equal to the amount of such member's accumulated contributions plus accrued interest: *PROVIDED FURTHER, That if the vested member has twenty or more years of service credit the surviving spouse or children shall then become eligible for the benefits of RCW 41.26.160 regardless of his age at the time of his death.*

(3) Any member who has attained the age of sixty years shall be retired on the first day of the calendar month next succeeding that in which said member shall have attained the age of sixty and may not thereafter be employed as a law enforcement officer or fire fighter: *PROVIDED, That for any member who is elected or appointed to the office of sheriff, his election or appointment shall be considered as a waiver of the age sixty provision for retirement and nonemployment for whatever number of years remain in his present term of office and any succeeding periods for which he may be so elected or appointed: PROVIDED FURTHER, That the provisions of this subsection shall not apply to any member who is employed as a law enforcement officer or fire fighter on March 1, 1970.*

Sec. 9. Section 10, chapter 209, Laws of 1969 ex. sess. as amended by section 5, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.100 are each amended to read as follows:

A member upon retirement for service shall receive a monthly retirement allowance computed according to his completed [years of] creditable service, as follows: Five years but under ten years, *one-twelfth* of one percent of his final average salary for each [year] month of service; ten years but under twenty years, *one-twelfth* of one and one-half percent of his final average salary for each [year] month of service; and twenty years and over *one-twelfth* of two percent of his final average salary for each [year] month of service: *PROVIDED, That the recipient of a retirement allowance who shall return to service as a law enforcement officer or fire fighter shall be considered to have terminated his retirement status and he shall immediately become a member of the retirement system with the status of membership he had as of the date of his retirement. Retirement benefits shall be suspended during the period of his return to service and he shall make contributions and receive service credit. Such a member shall have the right to again retire at any time and his retirement allowance shall be recomputed, based upon additional service rendered and any change in final average salary, and shall be paid, one-twelfth of two percent of his final average salary for each additional completed month of service.*

Sec. 10. Section 15, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.150 are each amended to read as follows:

(1) Whenever any active member, or any member hereafter retired, on account of service, sickness or disability, not caused or brought on by dissipation or abuse, of which the disability board shall be judge, is confined in any hospital or in his home, and whether or not so confined, requires [nursing, care, or attention] *medical services*, the employer shall pay for such active or retired member the necessary [hospital, care, and nursing expenses] *medical services* not payable from some other source as provided for in subsection (2). In the case of active or retired fire fighters the employer may make the payments provided for in this section from the firemen's pension fund established pursuant to RCW 41.16.050 where such fund had been established prior to March 1, 1970: *PROVIDED, That in the event the pension fund is depleted, the employer shall have the obligation to pay all [retirement] benefits payable under chapters 41.16 and 41.18 RCW: PROVIDED FURTHER, That the disability board in all cases may have the active or retired member suffering from such sickness or disability examined at any time by a licensed physician or physicians, to be appointed by the disability board, for the purpose of ascertaining the nature and extent of the sickness or disability, the physician or physicians to report to the disability board the result of the examination within three days thereafter. Any active or retired member who refuses to submit to such examination or examinations shall forfeit all his rights to benefits under this section for the period of such refusal: PROVIDED [FURTHER], That the disability board shall designate the [hospital and] medical services available to such sick or disabled member.*

(2) The medical [benefits] *services* payable under this section will be reduced by any amount received or eligible to be received by the member under workmen's compensation, social security including the changes incorporated under Public Law 89-97 as now or hereafter amended, insurance provided by another employer, other pension plan, or any other similar source. Failure to apply for coverage if otherwise eligible under the provisions of Public Law 89-97 as now or hereafter amended shall not be deemed a refusal of payment of benefits thereby enabling collection of charges under the provisions of this chapter.

(3) Upon making such payments as are provided for in subsection (1), the employer shall be subrogated to all rights of the member against any third party who may be held liable for the member's injuries to the extent necessary to recover the amount of payments made by the employer.

(4) Any employer under this chapter, either singly, or jointly with any other such employer or employers through an association thereof as provided for in chapter 48.21 RCW, may provide for all or part of one or more plans of group hospitalization and medical aid insurance to cover any of its employees who are members of the Washington law enforcement officers' and fire fighters' retirement system, and/or retired former employees

who were, before retirement, members of said retirement system, through contracts with regularly constituted insurance carriers or with health care service contractors as defined in chapter 48.44 RCW. Benefits payable under any such plan or plans shall be deemed to be amounts received or eligible to be received by the active or retired member under subsection (2) of this section.

Sec. 11. Section 17, chapter 209, Laws of 1969 ex. sess. as amended by section 12, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.160 are each amended to read as follows:

(1) In the event of the death of any member who is in active service, or who has *vested under the provisions of section 8 of this 1971 amendatory act with twenty or more years of service*, or who is retired, his surviving spouse shall become entitled to receive a monthly allowance equal to fifty percent of his final average salary at the date of death if active, or the amount of retirement allowance the *vested member would have received at age fifty*, or the amount of the retirement allowance such retired member was receiving at the time of his death if retired for service or disability. The amount of this allowance will be increased five percent of final average salary for each child as defined in RCW 41.26.030(7), subject to a maximum combined allowance of sixty percent of final average salary.

(2) If at the time of the death of a *vested member as provided above* or a member retired for service of *twenty or more years* or a member retired for disability, the surviving spouse has not been lawfully married to [the] such member for one year prior to his retirement or separation from service if a *vested member*, the surviving spouse shall not be eligible to receive the benefits under this section: PROVIDED, That if a member dies as a result of a disability incurred in the line of duty, then if he was married at the time he was disabled, his surviving spouse shall be eligible to receive the benefits under this section.

(3) If there be no surviving spouse eligible to receive benefits at the time of such member's death, then the child or children of such member shall receive a monthly allowance equal to thirty percent of final average salary for one child and an additional ten percent for each additional child subject to a maximum combined payment, under this subsection, of sixty percent of final average salary. When there cease to be any eligible children as defined in RCW 41.26.030(7), there shall be paid to the legal heirs of said member the excess, if any, of accumulated contributions of said member at the time of his death over all payments made to his survivors on his behalf under this chapter.

(4) In the event that there is no surviving spouse eligible to receive benefits under this section, and that there be no child or children eligible to receive benefits under this section, then the accumulated contributions shall be paid to the estate of said member.

(5) If a surviving spouse receiving benefits under the provisions of this section thereafter dies or remarries and there are children [under eighteen years of age] as defined in RCW 41.26.030(7), as now or hereafter amended, payment to the spouse shall cease and the child or children shall receive the benefits as provided in subsection (3) above.

Sec. 12. Section 23, chapter 209, Laws of 1969 ex. sess. as amended by section 15, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.180 are each amended to read as follows:

The right of a person to a retirement allowance, disability allowance, or death benefit, to the return of accumulated contributions, the retirement, disability or death allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the fund created under this chapter, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or any other process of law whatsoever, and shall be unassignable: PROVIDED, That on the written request of any person eligible to receive benefits under this section, the board may deduct from such payments the premiums for life, health, or other insurance. The request on behalf of any child or children shall be made by the legal guardian of such child or children. The board may provide for such persons one or more plans of group insurance, through contracts with regularly constituted insurance carriers or health care service contractors.

Sec. 13. Section 16, chapter 209, Laws of 1969 ex. sess. as amended by section 11, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.200 are each amended to read as follows:

(1) Any person feeling aggrieved by any order or determination of a disability board denying [an application for] disability leave or disability retirement, or canceling a previously granted disability retirement allowance, shall have the right to appeal the said order or determination to the retirement board. The said retirement board shall have no jurisdiction to entertain the appeal unless a notice of appeal is filed with the said retirement board within thirty days following the rendition of the order by the applicable disability board. A copy of the notice of appeal shall be served upon the applicable disability board and, within ninety days thereof, the disability board shall certify its decision and order, together with a transcript of all proceedings in connection therewith, to the retirement board for its review. Upon its review of the record, the retirement board may affirm the order of the disability board or it may remand the case for such further proceedings as it may direct, in accordance with such rules of procedure as the retirement board shall promulgate.

(2) The said appeal authorized by this section shall be governed by the provisions of RCW 41.26.210 and 41.26.220.

NEW SECTION. Sec. 14. There is added to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW a new section to read as follows:

The legislature of the state of Washington hereby declares that the relationship between members of the law enforcement officers' and fire fighters' retirement system and

their governmental employers is similar to that of workmen to their employers and that the sure and certain relief granted by this chapter is desirable, and as beneficial to such law enforcement officers and fire fighters as workmen's compensation coverage is to persons covered by Title 51 RCW. The legislature further declares that removal of law enforcement officers and fire fighters from workmen's compensation coverage under Title 51 RCW necessitates the (1) continuance of sure and certain relief for injuries, which the legislature finds to be accomplished by the provisions of this chapter and (2) protection for the governmental employer from actions at law; and to this end the legislature further declares that the benefits and remedies conferred by this chapter upon law enforcement officers and fire fighters covered hereunder, shall be to the exclusion of any other remedy, proceeding, or compensation for personal injuries, caused by the governmental employer except as otherwise provided by this chapter; and to that end all civil actions and civil causes of actions by such law enforcement officers and fire fighters against their governmental employers for personal injuries are hereby abolished, except as otherwise provided in this chapter.

**NEW SECTION.** Sec. 15. There is added to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW a new section to read as follows:

If injury or death results to a member from the intentional or negligent act or omission of his governmental employer, the member, the widow, widower, child, or dependent of the member shall have the privilege to benefit under this chapter and also have cause of action against the governmental employer as otherwise provided by law, for any excess of damages over the amount received or receivable under this chapter.

**NEW SECTION.** Sec. 16. There is added to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW a new section to read as follows:

Should any change or error in the records result in any member or beneficiary receiving from the retirement system more or less than he would have been entitled to receive had the records been correct, the retirement board shall correct such error, and, as far as practicable, shall adjust the payment in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was correctly entitled shall be paid.

**NEW SECTION.** Sec. 17. There is added to chapter 41.16 RCW a new section to read as follows:

The increased benefits provided by this chapter are hereby declared applicable to all retired firemen who were retired prior to June 8, 1961, for disability whether incurred in the line of duty or otherwise, or their widows, effective July 1st of the first year when such benefits have heretofore or shall hereafter become payable and shall be payable commencing July 1, 1970. The manner of calculating the retroactive benefits payable to individual beneficiaries under chapter 37, Laws of 1970 ex. sess. and this 1971 amendatory act shall be to calculate the amount of benefit being received by such individual beneficiary on July 1, 1969; then to multiply that result times two percent times the number of full years that have elapsed following the retirement of the employee; then to add the result so reached to the said amount being received on July 1, 1969, prior to the statutory increase of that date, which total amount is to be paid each month for the next ensuing year until July 1, at which time an additional two percent shall be added and the process shall be repeated as provided in RCW 41.18.104.

**NEW SECTION.** Sec. 18. There is added to chapter 41.18 RCW a new section to read as follows:

The increased benefits provided by this chapter are hereby declared applicable to all retired firemen who were retired prior to June 8, 1961, for disability whether incurred in the line of duty or otherwise, or their widows, effective July 1st of the first year when such benefits have heretofore or shall hereafter become payable and shall be payable commencing July 1, 1970. The manner of calculating the retroactive benefits payable to individual beneficiaries under chapter 37, Laws of 1970 ex. sess. and this 1971 amendatory act shall be to calculate the amount of benefit being received by such individual beneficiary on July 1, 1969; then to multiply that result times two percent times the number of full years that have elapsed following the retirement of the employee; then to add the result so reached to the said amount being received on July 1, 1969, prior to the statutory increase of that date, which total amount is to be paid each month for the next ensuing year until July 1, at which time an additional two percent shall be added and the process shall be repeated as provided in RCW 41.18.104.

**Sec. 19.** Section 3, chapter 184, Laws of 1951 as last amended by section 1, chapter 5, Laws of 1967 and RCW 41.48.030 are each amended to read as follows:

(1) The governor is hereby authorized to enter on behalf of the state into an agreement with the secretary of health, education, and welfare consistent with the terms and provisions of this chapter, for the purpose of extending the benefits of the federal old-age and survivors insurance system to employees of the state or any political subdivision not members of an existing retirement system, or to members of a retirement system established by the state or by a political subdivision thereof or by an institution of higher learning with respect to services specified in such agreement which constitute 'employment' as defined in RCW 41.48.020. Such agreement may contain such provisions relating to coverage, benefits, contributions, effective date, modification and termination of the agreement, administration, and other appropriate provisions as the governor and secretary of health, education, and welfare shall agree upon, but, except as may be otherwise required by or under the social security act as to the services to be covered, such agreement shall provide in effect that—

(a) Benefits will be provided for employees whose services are covered by the agreement (and their dependents and survivors) on the same basis as though such services constituted employment within the meaning of title II of the social security act;

(b) The state will pay to the secretary of the treasury, at such time or times as may be prescribed under the social security act, contributions with respect to wages (as defined in RCW 41.48.020), equal to the sum of the taxes which would be imposed by the federal insurance contributions act if the services covered by the agreement constituted employment within the meaning of that act;

(c) Such agreement shall be effective with respect to services in employment covered by the agreement or modification thereof performed after a date specified therein but in no event may it be effective with respect to any such services performed prior to the first day of the calendar year immediately preceding the calendar year in which such agreement or modification of the agreement is accepted by the secretary of health, education and welfare.

(d) All services which constitute employment as defined in RCW 41.48.020 and are performed in the employ of the state by employees of the state, shall be covered by the agreement;

(e) All services which (i) constitute employment as defined in RCW 41.48.020, (ii) are performed in the employ of a political subdivision of the state, and (iii) are covered by a plan which is in conformity with the terms of the agreement and has been approved by the governor under RCW 41.48.050, shall be covered by the agreement; and

(f) As modified, the agreement shall include all services described in either paragraph (d) or paragraph (e) of this subsection and performed by individuals to whom section 218(c) (3) (C) of the social security act is applicable, and shall provide that the service of any such individual shall continue to be covered by the agreement in case he thereafter becomes eligible to be a member of a retirement system; and

(g) As modified, the agreement shall include all services described in either paragraph (d) or paragraph (e) of this subsection and performed by individuals in positions covered by a retirement system with respect to which the governor has issued a certificate to the secretary of health, education, and welfare pursuant to subsection (5) of this section.

(h) *Law enforcement officers and firemen of each political subdivision of this state who are covered by the Washington Law Enforcement Officers' and Fire Fighters' Retirement System Act (chapter 209, Laws of 1969 ex. sess.) as now in existence or hereafter amended shall constitute a separate 'coverage group' for purposes of the agreement entered into under this section and for purposes of section 218 of the social security act. To the extent that the agreement between this state and the federal secretary of health, education, and welfare in existence on the date of adoption of this subsection is inconsistent with this subsection, the governor shall seek to modify the inconsistency.*

(2) Any instrumentality jointly created by this state and any other state or states is hereby authorized, upon the granting of like authority by such other state or states, (a) to enter into an agreement with the secretary of health, education, and welfare whereby the benefits of the federal old-age and survivors insurance system shall be extended to employees of such instrumentality, (b) to require its employees to pay (and for that purpose to deduct from their wages) contributions equal to the amounts which they would be required to pay under RCW 41.48.040(1) if they were covered by an agreement made pursuant to subsection (1) of this section, and (c) to make payments to the secretary of the treasury in accordance with such agreement, including payments from its own funds, and otherwise to comply with such agreements. Such agreement shall, to the extent practicable, be consistent with the terms and provisions of subsection (1) and other provisions of this chapter.

(3) The governor is empowered to authorize a referendum, and to designate an agency or individual to supervise its conduct, in accordance with the requirements of section 218(d) (3) of the social security act, and subsection (4) of this section on the question of whether service in all positions covered by a retirement system established by the state or by a political subdivision thereof should be excluded from or included under an agreement under this chapter. If a retirement system covers positions of employees of the state of Washington, of the [university of Washington, the state college of Washington and the several colleges of education] *institutions of higher learning*, and positions of employees of one or more of the political subdivisions of the state, then for the purpose of the referendum as provided herein, there may be deemed to be a separate retirement system with respect to employees of the state, or any one or more of the political subdivisions, or institutions of higher learning [named herein] and the governor shall authorize a referendum upon request of the subdivisions' or institutions' of higher learning governing body: PROVIDED HOWEVER, That if a referendum of state employees generally fails to produce a favorable majority vote then the governor may authorize a referendum covering positions of employees in any state department who are compensated in whole or in part from grants made to this state under title III of the federal social security act: PROVIDED, That any city or town affiliated with the state-wide city employees retirement system organized under chapter 41.44 may at its option agree to a plan submitted by the board of trustees of said state-wide city employees retirement system for inclusion under an agreement under this chapter if the referendum to be held as provided herein indicates a favorable result: PROVIDED FURTHER, That the Teachers' Retirement System be considered one system for the purpose of the referendum except as applied to the several colleges of education. The notice of referendum required by section 218(d) (3) (C) of the social security act to be given to employees shall contain or shall be accompanied by a

statement, in such form and such detail as the agency or individual designated to supervise the referendum shall deem necessary and sufficient, to inform the employees of the rights which will accrue to them and their dependents and survivors, and the liabilities to which they will be subject, if their services are included under an agreement under this chapter.

(4) The governor, before authorizing a referendum, shall require the following conditions to be met:

(a) The referendum shall be by secret written ballot on the question of whether service in positions covered by such retirement system shall be excluded from or included under the agreement between the governor and the secretary of health, education, and welfare provided for in RCW 41.48.030(1);

(b) An opportunity to vote in such referendum shall be given and shall be limited to eligible employees;

(c) Not less than ninety days' notice of such referendum shall be given to all such employees;

(d) Such referendum shall be conducted under the supervision (of the governor or) of an agency or individual designated by the governor;

(e) The proposal for coverage shall be approved only if a majority of the eligible employees vote in favor of including services in such positions under the agreement;

(f) The state legislature, in the case of a referendum affecting the rights and liabilities of state employees covered under the state employees' retirement system and employees under the teachers' retirement system, and in all other cases the local legislative authority or governing body, shall have specifically approved the proposed plan and approved any necessary structural adjustment to the existing system to conform with the proposed plan.

(5) Upon receiving satisfactory evidence that with respect to any such referendum the conditions specified in subsection (4) of this section and section 218(d) (3) of the social security act have been met, the governor shall so certify to the secretary of health, education, and welfare.

(6) *If the legislative body of any political subdivision of this state certifies to the governor that a referendum has been held under the terms of RCW 41.48.050(1) (i) and gives notice to the governor of termination of social security for any coverage group of the political subdivision, the governor shall give two years advance notice in writing to the federal department of health, education, and welfare of such termination of the agreement entered into under this section with respect to said coverage group.*

Sec. 20. Section 5, chapter 184, Laws of 1951 as amended by section 5, chapter 4, Laws of 1955 ex. sess. and RCW 41.48.050 are each amended to read as follows:

(1) Each political subdivision of the state is hereby authorized to submit for approval by the governor a plan for extending the benefits of title II of the social security act, in conformity with the applicable provisions of such act, to those employees of such political subdivisions who are not covered by an existing pension or retirement system. Each pension or retirement system established by the state or a political subdivision thereof is hereby authorized to submit for approval by the governor a plan for extending the benefits of title II of the social security act, in conformity with applicable provisions of such act, to members of such pension or retirement system. Each such plan and any amendment thereof shall be approved by the governor if he finds that such plan, or such plan as amended, is in conformity with such requirements as are provided in regulations of the governor, except that no such plan shall be approved unless—

(a) It is in conformity with the requirements of the social security act and with the agreement entered into under RCW 41.48.030;

(b) It provides that all services which constitute employment as defined in RCW 41.48.020 and are performed in the employ of the political subdivision by employees thereof, shall be covered by the plan;

(c) It specifies the source or sources from which the funds necessary to make the payments required by paragraph (a) of subsection (3) and by subsection (4) of this section are expected to be derived and contains reasonable assurance that such sources will be adequate for such purposes;

(d) It provides that in the plan of coverage for members of the state teachers' retirement system or for state employee members of the state employees' retirement system, there shall be no additional cost to or involvement of the state until such plan has received prior approval by the legislature;

(e) It provides for such methods of administration of the plan by the political subdivision as are found by the governor to be necessary for the proper and efficient administration of the plan;

(f) It provides that the political subdivision will make such reports, in such form and containing such information, as the governor may from time to time require and comply with such provisions as the governor or the secretary of health, education, and welfare may from time to time find necessary to assure the correctness and verification of such reports; and

(g) It authorizes the governor to terminate the plan in its entirety, in his discretion, if he finds that there has been a failure to comply substantially with any provision contained in such plan, such termination to take effect at the expiration of such notice and on such conditions as may be provided by regulations of the governor and may be consistent with the provisions of the social security act.

(h) *It provides that law enforcement officers and fire fighters of each political subdivision of this state who are covered by the Washington Law Enforcement Officers' and*

*Fire Fighters' Retirement System Act (chapter 209, Laws of 1969 ex. sess.) as now in existence or hereafter amended shall constitute a separate 'coverage group' for purposes of the plan or agreement entered into under this section and for purposes of section 216 of the social security act. To the extent that the plan or agreement entered into between the state and any political subdivision of this state is inconsistent with this subsection, the governor shall seek to modify the inconsistency.*

(i) *It provides that the plan or agreement may be terminated by any political subdivision as to any such coverage group upon giving at least two years advance notice in writing to the governor, effective at the end of the calendar quarter specified in the notice. It shall specify that before notice of such termination is given, a referendum shall be held among the members of the coverage group under the following conditions:*

(i) *The referendum shall be conducted under the supervision of the legislative body of the political subdivision.*

(ii) *Not less than sixty days' notice of such referendum shall be given to members of the coverage group.*

(iii) *An opportunity to vote by secret ballot in such referendum shall be given and shall be limited to all members of the coverage group.*

(iv) *The proposal for termination shall be approved only if a majority of the coverage group vote in favor of termination.*

(v) *If a majority of the coverage group vote in favor of termination, the legislative body of the political subdivision shall certify the results of the referendum to the governor and give notice of termination of such coverage group.*

(2) *The governor shall not finally refuse to approve a plan submitted by a political subdivision under subsection (1), and shall not terminate an approved plan, without reasonable notice and opportunity for hearing to the political subdivision affected thereby.*

(3) (a) *Each political subdivision as to which a plan has been approved under this section shall pay into the contribution fund, with respect to wages (as defined in RCW 41.48.020), at such time or times as the governor may by regulation prescribe, contributions in the amounts and at the rates specified in the applicable agreement entered into by the governor under RCW 41.48.030.*

(b) *Each political subdivision required to make payments under paragraph (a) of this subsection is authorized, in consideration of the employee's retention in, or entry upon, employment after enactment of this chapter, to impose upon each of its employees, as to services which are covered by an approved plan, a contribution with respect to his wages (as defined in RCW 41.48.020), not exceeding the amount of employee tax which is imposed by the federal insurance contributions act, and to deduct the amount of such contribution from his wages as and when paid. Contributions so collected shall be paid into the OASI contribution fund in partial discharge of the liability of such political subdivision or instrumentality under paragraph (a) of this subsection. Failure to deduct such contribution shall not relieve the employee or employer of liability therefor.*

(4) *Delinquent payments due under paragraph (a) of subsection (3) may, with interest at the rate of six percent per annum, be recovered by action in a court of competent jurisdiction against the political subdivision liable therefor or may, at the request of the governor, be deducted from any other moneys payable to such subdivision by any department or agency of the state.*

*NEW SECTION. Sec. 21. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

*NEW SECTION. Sec. 22. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."*

*Strike all material in lines 2 and 3 of the title and insert the following: "amending section 3, chapter 209, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.030; amending section 5, chapter 209, Laws of 1969 ex. sess. as amended by section 3, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.050; amending section 9, chapter 209, Laws of 1969 ex. sess. as amended by section 4, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.090; amending section 10, chapter 209, Laws of 1969 ex. sess. as amended by section 5, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.100; amending section 15, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.150; amending section 17, chapter 209, Laws of 1969 ex. sess. as amended by section 12, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.160; amending section 23, chapter 209, Laws of 1969 ex. sess. as amended by section 15, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.180; amending section 16, chapter 209, Laws of 1969 ex. sess. as amended by section 11, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.200; amending section 3, chapter 184, Laws of 1951 as last amended by section 1, chapter 5, Laws of 1967 and RCW 41.48.030; amending section 5, chapter 184, Laws of 1951 as amended by section 5, chapter 4, Laws of 1955 ex. sess. and RCW 41.48.050; adding new sections to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW; adding a new section to chapter 41.16 RCW; adding a new section to chapter 41.18 RCW; creating a new section; and declaring an emergency."*

*Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.*

Passed to Committee on Rules and Administration for second reading.

April 20, 1971.

SENATE BILL NO. 545, establishing the state environmental policy, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 18, before "exploitation," insert "utilization and"

On page 2, section 2, line 2, after "of" strike "Americans" and insert "Washington citizens"

On page 2, section 2, line 6, after "of" strike "federal" and insert "state"

On page 2, section 2, line 11, after "all" strike "Americans" and insert "people of Washington"

On page 2, section 3, line 30, after "policies," strike "regualtions" and insert "regulations"

On page 4, section 3, line 7, after "with" strike "federal" and insert "state"

Signed by Representatives Zimmerman, Chairman, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 368, by Senators Fleming, Ridder and Elicker (by Public Pension Commission request):

An Act relating to retirement plans, including old age annuities, for faculty members and other employees of state universities and state colleges; amending section 28B.10.400, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.400; amending section 28B.10.405, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.405; amending section 28B.10.410, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.410; amending section 28B.10.415, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.415; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW; repealing section 28B.10.450, chapter 223, Laws of 1969 ex. sess., section 1, chapter 53, Laws of 1970 ex. sess. and RCW 28B.10.450; repealing section 28B.10.455, chapter 223, Laws of 1969 ex. sess., section 2, chapter 53, Laws of 1970 ex. sess. and RCW 28B.10.455; repealing section 28B.10.460, chapter 223, Laws of 1969 ex. sess., section 3, chapter 53, Laws of 1970 ex. sess. and RCW 28B.10.460; and repealing section 1, chapter ... (HB 94), Laws of 1971 and RCW 28B.10.465.

Referred to Committee on Financial Institutions and Insurance.

SENATE BILL NO. 925, by Senators Durkan, Atwood and Peterson (Ted):

An Act relating to revenue and taxation; adding a new section to chapter 15, Laws of 1961 and to chapter 84.68 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

### RESOLUTIONS

HOUSE RESOLUTION NO. 71-59, by Representatives Conner and Savage:

WHEREAS, The Elwha River is the largest river of Clallam County and the largest river emptying into the Straits of Juan de Fuca from this State; and

WHEREAS, in recent years the run of salmon on the Elwha River has decreased severely in number, causing a total loss of the wide range of economic and recreational benefits formerly enjoyed in conjunction with the run by the people of Clallam County and the people of the entire State;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives directs the Interim Committee on Fisheries, in conjunction with the Department of Fisheries, to study the causes of the decline of the salmon run on the Elwha River and to make recommendations as to the best means for its rehabilitation.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Session of the Legislature for its consideration.

On motion of Mr. Conner, the resolution was adopted.

### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

THIRD READING

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MOTIONS

Mr. Bledsoe moved that under the provisions of House Resolution No. 71-32, by a two-thirds vote, the body place before it Engrossed Substitute House Bill No. 241 and Engrossed House Bill No. 361.

Mr. Blair moved that the question be divided.  
The motion to divide the question was lost on a rising vote.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe.  
Mr. Bledsoe spoke on the motion.

POINT OF ORDER

Mr. Charette: "Mr. Speaker, my point of order is that in speaking on a motion to suspend the rules, it is my understanding that a speech is not in order but it has always been the policy of the Speaker to allow an explanation for the reason for suspending the rules."

POINT OF ORDER

Mr. Bledsoe: "Mr. Speaker, this is not a motion to suspend the rules, but rather the provisions of the floor resolution which stipulates that two-thirds must support. We are not suspending our rules, but rather living up to the resolution itself."

RULING BY THE SPEAKER

The Speaker: "That is correct. That is a procedural motion under the terms of the floor resolution, not a motion to suspend the rules."

POINT OF INQUIRY

Mr. Perry: "I would like to know what Mr. Bledsoe is speaking on."

The Speaker: "Mr. Bledsoe is speaking on the motion to consider two bills under the terms of House Floor Resolution No. 32."

Mr. Perry: "I just heard him mention one."  
The Speaker: "Mr. Bledsoe, you may proceed."

Mr. Bledsoe spoke in favor of the motion and Mr. O'Brien spoke against it.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

Mr. Douthwaite spoke in favor of the motion.

POINT OF ORDER

Mr. O'Brien: "My point of order is: Of course this is a very unusual situation. We are not suspending a rule, but there has been a rule more or less adopted that if one person speaks for the so-called waiving or suspension, then one person speaks against the motion to suspend or waive (or whatever you want to call this particular motion). And, of course, the remarks are supposed to adhere to the reasons why the motion is to be sustained or not. I think that when you went far afield, speaking about hundreds of thousands of dollars and things of this nature, that certainly you are not being germane to the subject matter at hand or to the motion."

RULING BY THE SPEAKER

The Speaker: "I don't believe that point is well taken, Mr. O'Brien. Obviously a motion of whether to consider this measure or not at this time is virtually a matter of whether it is going to be enacted or not enacted. I think they have the right, within limits of debate, to go into the merits of why the House should consider this bill."

Mr. Douthwaite concluded his remarks in favor of the motion.

Mr. Kraabel spoke in favor of the motion by Mr. Bledsoe.

## MOTION FOR RECONSIDERATION

Mr. Barden, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion to divide the question was defeated.

## POINT OF ORDER

Mr. O'Brien: "We have a motion pending, to suspend the rules, or suspend something, and consider Engrossed Substitute House Bill No. 241 and Engrossed House Bill No. 361. It appears to me that this motion should be dispensed with before you can entertain another motion."

## RULING BY THE SPEAKER

The Speaker: "This is a motion to reconsider. It must be made on the day the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it. There has been no further action taken by the assembly—just debate on the other motion."

## POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, you not only have had other action; you have had a complete new motion made."

The Speaker: "There has been no new motion, and no further action by the body. There was just further debate on the main motion which was sought to be divided."

Mr. O'Brien: "What did Mr. Bledsoe make?"

The Speaker: "He made his motion first to consider two bills. Then a motion was made to divide the question. That motion failed. There has been no further action by this body since that motion failed. The question before the House is the motion to reconsider the vote by which the motion to divide the question failed to pass."

## POINT OF INQUIRY

Mr. O'Brien: "What motion did you make, Mr. Bledsoe?"

Mr. Bledsoe: "Might I restate it? My motion was that subject to the provisions of House Resolution No. 32, that we now place before the body, by two-thirds vote, Engrossed Substitute House Bill No. 241 and Engrossed House Bill No. 361—two bills. The motion immediately following that, made by my young colleague, was to divide the question, placing these bills before us—their vote to go to the calendar singly. This was defeated, as you produced no votes for it and there was some disagreement here, and that motion was lost. Mr. Barden moved on the prevailing side. He wishes now to reconsider the motion to divide the question. And, Mr. Speaker, I concur that your ruling was beautiful on that."

The Speaker stated the question before the House to be the motion by Mr. Barden to reconsider the motion to divide the question.

Mr. Barden spoke in favor of the motion.

## POINT OF INFORMATION

Mr. Beck: "Mr. Speaker, point of information. On January 27th, the Washington State Patrol and the Washington State Traffic Safety Commission (I'm getting to the point—don't rule me out of order until you hear me) came to me and asked me to introduce this little House Bill No. 361. I have heard that referred to as a speed trap bill. Mr. Barden, for your information, it is not a speed trap bill. We are not even bothering with the speed trap bill. Please set yourself straight on that. And to you, Mr. Bledsoe, and Mr. Barden, my little House Bill No. 361 is behind this stupid campaign disclosure bill because Mr. Bledsoe is trying to force me to vote for his motion. Mr. Bledsoe, the people on Bainbridge Island, as you said, and Port Orchard, trust Red Beck and I am going to vote for this. But if you think you are forcing me to vote for your motion, you are out of line because I am not. Your threats and putting that bill behind yours is not forcing me to vote for anything. My vote is not for sale down here, even at the expense of this good bill that the Traffic Safety Commission and the State Patrol wants. I am going to vote for your motion, but you are not forcing me. And then I'm going to vote against your bill."

POINT OF ORDER

Mr. O'Brien: "I think I am correct. Didn't Mr. Morrison ask for an electric roll call on Mr. Bledsoe's motion?"

The Speaker: "That is correct."

Mr. O'Brien: "Therefore you have a motion pending with a roll call pending on it."

The Speaker: "Certainly there is a motion pending."

Mr. O'Brien: "How can you work in another motion to reconsider?"

The Speaker: "Easy."

Mr. O'Brien: "It is probably extremely easy if you don't want to look at the rule book. But if you want to adhere to the rules, you have got to give consideration to find out what stage you are in."

The Speaker: "I have read the rule, Mr. O'Brien. Would you like to cite me another?"

Mr. O'Brien: "I will cite you Rule 202, 203 and 204."

RULING BY THE SPEAKER

The Speaker: "The Speaker has again read Reed's Rules 202 through 205 as cited by Mr. O'Brien. I find two references both in Rule 204, which say: 'A motion to reconsider is not in order after action has been had by the assembly in consequence of the decision proposed to be reconsidered.' And again, in Rule 205: 'A motion to reconsider must be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it.' The example given is: '... a motion to commit cannot be reconsidered after the committee has taken the papers, the proper course being to discharge the committee.' This body has taken no vote; no further action with regard to this bill, with regard to Mr. Bledsoe's motion, or with regard to the motion to divide. The only thing that has transpired is further debate on the main motion itself sought to be divided. I am going to adhere to my ruling."

The Speaker stated the question before the House to be the motion by Mr. Barden to reconsider the motion to divide the question.

Mr. Sawyer spoke against the motion.

The motion by Mr. Barden to reconsider the motion by Mr. Blair to divide the question was lost on a rising vote.

The Speaker stated the question before the House to be the motion to place Engrossed Substitute House Bill No. 241 and Engrossed House Bill No. 361 before the body subject to the provisions of House Resolution No. 32, by two-thirds vote.

Mr. Chatalas stated he was against Engrossed House Bill No. 361 instead of Engrossed Substitute House Bill No. 241.

REPLY BY THE SPEAKER

The Speaker: "Then you should have voted to divide the question."

Mr. Brown spoke in favor of the motion.

Mr. Kilbury spoke concerning Engrossed Substitute House Bill No. 241.

ADMONITION BY THE SPEAKER

The Speaker: "Mr. Kilbury, please confine your remarks to the question before the House."

Mr. Kilbury continued his remarks.

RULING BY THE SPEAKER

The Speaker: "You are out of order, Mr. Kilbury."

ROLL CALL

The Clerk called the roll on the motion by Representative Bledsoe that, subject to the provisions of House Resolution No. 71-32, by two-thirds vote, Engrossed Substitute House Bill No. 241 and Engrossed House Bill No. 361 be placed before the body. The motion was lost by the following vote: Yeas, 50; nays, 47; absent or not voting, 2.

Voting yea: Representatives Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Brown, Charnley, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Grant, Hansey, Harris, Hatfield, Hoggins, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Lysen, Maxie, McDermott, Mentor, Morrison, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Shipoch, Smith, Smythe, Wanamaker, Wolf, Mr. Speaker—50.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Bottiger, Bozarth, Ceccarelli, Charette, Chatalas, Conner, Copeland, Gallagher, Gilleland, Gladder, Goldsworthy, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Luders, Marsh, Martinis, Marzano, May, McCormick, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Spanton, Thompson, Van Dyk, Williams, Wojahn, Zimmerman—47.

Absent or not voting: Representatives Litchman, Newhouse—2.

#### MOTION

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

#### PARLIAMENTARY INQUIRY

Mr. Copeland: "Having been decided in the negative for the consideration of the two aforementioned bills, are these now returned to Rules Committee, or do they remain on the third reading calendar? What is the disposition of the bills?"

The Speaker: "They go back to Rules Committee."

#### MOTION

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, April 24, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FORTY-FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, April 24, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Litchman and May who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 23, 1971.

ENGROSSED SENATE BILL NO. 465, amending certain provisions for pilotage on Puget Sound, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 9 of the printed and engrossed bills, after the enacting clause insert a new section to read as follows:

"Section 1. Section 9, chapter 18, Laws of 1935 as amended by section 6, chapter 15, Laws of 1967 and RCW 88.16.030 are each amended to read as follows:

The board is authorized and shall have power to make rules and regulations not in conflict with this chapter covering the matters hereinafter set forth which shall have the force and effect of law until altered, repealed or set aside by action of the board:

(1) To establish the qualifications of pilots, provide for their examination and the issuance of licenses to qualified persons and to keep a register of licensed pilots and of vessels, operators and agents.

(2) To provide for the maintenance of efficient and competent pilotage service on all waters covered by this chapter.

(3) To fix the rates of pilotage for the waters covered by this chapter: PROVIDED, That no rate shall be changed by the board more than once in any twelve months' period: AND PROVIDED FURTHER, That the rates presently in effect shall remain in effect until changed by the board pursuant to this chapter: AND PROVIDED FURTHER, That no rate shall be increased, lowered or altered without a public hearing of which due notice [by registered letter], mailed at least [fifteen] *twenty* days prior to the date of hearing, shall have been [served upon] *sent* to all pilots licensed under this chapter to pilot vessels on the particular waters for which the change of rate is proposed and upon all vessel operators and agents who have registered with the board. The notice shall specify the waters for which the change of rate is sought and also the change proposed. The board may, despite anything in this chapter contained, fix extra compensation for extra services to vessels in distress and compensation for awaiting vessels or being carried to sea on vessels against the will of the pilot. In determining rates the board shall have the right to subpoena witnesses.

(4) To do such other things as are reasonable, necessary and expedient to insure proper and safe pilotage upon the waters covered by this chapter and to facilitate the efficient administration of this chapter.

All rules and regulations adopted by the board shall be printed, and a copy thereof shall be mailed to each licensed pilot and to every vessel operator or agent who has registered with the board. Such mailing shall be proved by the affidavit of the person mailing the same, filed with the records of the board, and such affidavit shall be conclusive as to such mailing. All rules and regulations shall be effective three days after the completion of such mailing."

Remember remaining sections consecutively

On page 2, section 2, line 5 of the printed and engrossed bills, after "Columbia" insert "*except all oil tankers of any kind or under any registry*"

On page 3 strike all of section 4

On page 1, line 1 of the title after "Sound;" insert "amending section 9, chapter 18, Laws of 1935 as amended by section 6, chapter 15, Laws of 1967 and RCW 88.16.030:"

On page 1, line 5 of the title after "88.16.070;" insert "and"

On page 1, line 6 of the title after "88.16.100" insert a period and strike the balance of the title

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Moon, Paris, Perry, Swayze.

Passed to Committee on Rules and Administration for second reading.

April 23, 1971.

SENATE BILL NO. 862, implementing law relating to issuance of state warrants, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Paris, Perry, Swayze.

Passed to Committee on Rules and Administration for second reading.

April 24, 1971.

SENATE BILL NO. 925, removing "payment under protest" requirement as to actions to recover excess taxes paid in 1971, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Ceccarelli, Eikenberry, Haussler, Hurley, Julin, Kilbury, Kuehnle, Marzano, and Administration, Randall.

Passed to Committee on Rules and Administration for second reading.

April 23, 1971.

ENGROSSED SENATE JOINT RESOLUTION NO. 22, providing a constitutional amendment concerning loaning the credit of the state, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 8, Article VIII, after "Section 5." strike all the matter down to and including "state." on page 2, line 25 and insert the following:

"The credit of the state shall not in any manner be given or loaned to, or in aid of, any individual, association, company, or corporation *except for a public purpose pursuant to a law expressly authorizing the extension of the state's credit by grant, loan or guarantee for such purpose: PROVIDED, HOWEVER, That the amount of liability for unpaid principal which may at any time be outstanding pursuant to state guarantees shall not exceed five percent of the arithmetic mean of general state revenues for the three preceding biennia, and the amount of outstanding liability for unpaid principal related to credit thus extended in aid of any individual, association, company or corporation shall not exceed ten percent of the aggregate amount authorized pursuant to this section: PROVIDED FURTHER, That the term 'general state revenues' when used in this section shall include all state money received in the treasury from each and every source whatsoever except: (1) Fees and revenues derived from the ownership or operation of any undertaking, facility, or project; (2) Moneys received as gifts, grants, donations, aid, or assistance or otherwise from the United States or any department, bureau, or corporation thereof, or any person, firm, or corporation, public or private, when the terms and conditions of such gift, grant, donation, aid or assistance require the application and disbursement of such moneys otherwise than for the general purposes of the state of Washington; (3) Retirement system funds, and performance bonds and deposits; (4) Trust funds including but not limited to moneys received from taxes levied for specific purposes and the several permanent and irreducible funds of the state and the moneys derived therefrom but excluding bond redemption funds; (5) Proceeds received from the sale of bonds or other evidences of indebtedness: PROVIDED FURTHER, The amount of credit which may be given by means of state guarantees may exceed the limits specified herein if, at a general election, a law proposing to exceed such limits in a specific amount for designated purposes is approved by a majority of all votes cast for and against it at such election.*

The provisions of Article XII, section 9 are hereby repealed.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, Moon, Paris, Perry, Swayze.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 23, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 512, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 23, 1971.

Mr. Speaker: The Senate has passed SENATE JOINT RESOLUTION NO. 38, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 23, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on REENGROSSED SENATE BILL NO. 130, and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

April 23, 1971.

Mr. Speaker: The President has signed SENATE JOINT MEMORIAL NO. 19, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE JOINT MEMORIAL NO. 19.

MOTION

On motion of Mr. Bledsoe, in accordance with House Resolution No. 32, all Senate bills presently in possession of the House were ordered introduced and referred to committees.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 318, by Senators Greive, Day and Connor:

An Act relating to the publication, sale, and exhibition of certain written material, photographs, pictures, motion pictures, and other materials; requiring the labeling of obscene materials and prohibiting the sale or exhibition thereof to minors; creating new sections; defining crimes; and prescribing penalties.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 332, by Senators Talley, Sandison and Henry:

An Act relating to crimes and punishment; adding a new section to chapter 249, Laws of 1909 and to chapter 9.54 RCW; and providing penalties.

Referred to Committee on Agriculture.

ENGROSSED SENATE BILL NO. 512, by Senators McDougall and Bailey:

An Act relating to county government; providing for salaries of officials thereof; amending section 36.17.020, chapter 4, Laws of 1963 as last amended by section 1, chapter 226, Laws of 1969 ex. sess. and RCW 36.17.020; amending section 36.27.060, chapter 4, Laws of 1963 as amended by section 2, chapter 226, Laws of 1969 ex. sess. and RCW 36.27.060; and repealing section 36.32.320, chapter 4, Laws of 1963 as amended by section 4, chapter 218, Laws of 1967 and RCW 36.32.320; and setting an effective date.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 530, by Senators Ridder, Odegaard, Canfield and Jolly (by Superintendent of Public Instruction request):

An Act relating to education; defining certain terms; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 539, by Senators Ridder, Odegaard and Canfield (by Superintendent of Public Instruction request):

An Act relating to education; and amending section 28B.50.240, chapter 223, Laws of 1969 ex. sess. as amended by section 24, chapter 261, Laws of 1969 ex. sess. and RCW 28A.09.100.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 635, by Senators McDougall, Peterson (Lowell) and Henry:

An Act relating to outdoor advertising in areas adjacent to state highways; amending section 2, chapter 96, Laws of 1961 and RCW 47.42.020; amending section 3, chapter 96, Laws of 1961 and RCW 47.42.030; amending section 4, chapter 96, Laws of 1961 and RCW 47.42.040; amending section 6, chapter 96, Laws of 1961 and RCW 47.42.060; amending section 8, chapter 96, Laws of 1961 and RCW 47.42.080; amending section 10, chapter 96, Laws of 1961 as amended by section 55, chapter 3, Laws of 1963 ex. sess. and RCW 47.42.100; amending section 11, chapter 96, Laws of 1961 and RCW 47.42.110; amending section 12, chapter 96, Laws of 1961 and RCW 47.42.120; amending section 14, chapter 96, Laws of 1961 and RCW 47.42.040; adding new sections to chapter 96, Laws of 1961 and chapter 47.42 RCW; and declaring an emergency.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 658, by Senator Mardesich:

An Act relating to retail sales; providing for the identification of the manufacturer of certain recordings and tapes; providing penalties; and creating new sections.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 668, by Senator Mardesich:

An Act relating to state government; creating a joint committee on banking, insurance, and utility regulation; and creating a new chapter in Title 44 RCW.

Referred to Committee on State Government.

ENGROSSED SENATE BILL NO. 690, by Senators Greive, Andersen, Durkan, Holman, Connor, Murray, Whetzel, Washington and Scott:

An Act relating to metropolitan municipal corporations; amending section 35.58.040, chapter 7, Laws of 1965 as amended by section 1, chapter 105, Laws of 1967 and RCW 35.58.040; amending section 10, chapter 105, Laws of 1967 and RCW 35.58.118; amending section 35.58.120, chapter 7, Laws of 1965, as last amended by section 1, chapter 235, Laws of 1969 ex. sess. and RCW 35.58.120; amending section 35.58.140, chapter 7, Laws of 1965 as last amended by section 2, chapter 135, Laws of 1969 ex. sess. and RCW 35.58.140; amending section 35.58.200, chapter 7, Laws of 1965 and RCW 35.58.200; amending section 35.58.240, chapter 7, Laws of 1965 as amended by section 11, chapter 105, Laws of 1967 and RCW 35.58.240; amending and reenacting section 1, chapter 11, Laws of 1970 ex. sess. as amended by section 13, chapter 42, Laws of 1970 ex. sess. and by section 38, chapter 56, Laws of 1970 ex. sess. and RCW 35.58.450; amending section 16, chapter 105, Laws of 1967 and RCW 35.58.560; adding a new section; and declaring an emergency.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 735, by Senators Knoblauch, Twigg and McDougall:

An Act relating to junkyards adjacent to highways; and providing penalties.

Referred to Committee on Transportation.

SENATE BILL NO. 756, by Senator Talley:

An Act relating to public employment; authorizing membership in the state-wide city employees' retirement system of employees of any state association of cities and towns; amending section 5, chapter 71, Laws of 1947 and RCW 41.44.050; amending section 11, chapter 71, Laws of 1947 as last amended by section 2, chapter 99, Laws of 1965 ex. sess. and RCW 41.44.110; and amending section 12, chapter 71, Laws of 1947 as last amended by section 2, chapter 70, Laws of 1959, and RCW 41.44.120.

Referred to Committee on Financial Institutions and Insurance.

SENATE JOINT RESOLUTION NO. 38, by Senators Whetzel, Atwood and Bailey:

Amending the state Constitution making it permissive for the legislature to set the salaries of county officers.

Referred to Committee on Local Government.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I would ask particular indulgence of the members this morning for the filming of this documentary regarding the work of the legislature. I would appreciate it if you keep the noise down, the rambling around down, stay in your seats, and be as attentive as possible so we can give the students a false impression of what this job is really like."

MOTION

On motion of Mr. Bledsoe, Engrossed Substitute Senate Bill No. 372 was placed at the top of today's second reading calendar.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 372, by Committee on Parks, Tourism, Capitol Grounds and Veterans' Affairs:

Establishing a state recreation and fire protection trail system.

Committee recommendation: Majority, do pass with the following amendments:

On page 5, section 7, following line 1 of the engrossed bill, being line 2 of the printed bill, insert a new paragraph as follows:

"Organized competitive event' shall mean any competition, advertised in advance, sponsored by recognized clubs, and conducted at a predetermined time and place."

On page 5, section 10, line 20 of the engrossed bill, being line 21 of the printed bill, after "construed." strike the remainder of subsection 3.

On page 5, section 10, line 24 of the engrossed bill, being line 25 of the printed bill after "operator" and before "lands" strike "of" and insert "or"

On page 5, section 10, beginning on line 28 of the engrossed bill, being line 29 of the printed bill, strike all of subsection 6 and insert a new subsection as follows:

"(6) Those two-wheeled vehicles with engines of fifty cubic centimeters or less displacement, on a wheelbase of forty-two inches or less, which are equipped with wheels of fourteen inches or less rim diameter."

On page 8, section 16, beginning on line 1 of the engrossed bill, being line 2 of the printed bill, strike "Ten percent each year for the first two years after the effective date of this 1971 amendatory act, and five" and insert "Twenty-five percent each year for the first two years after the effective date of this 1971 amendatory act, and twenty"

On page 8, section 16, line 15 of the engrossed bill, being line 16 of the printed bill, strike "Seventy" and insert "Fifty-five"

On page 8, section 17, line 31 of the engrossed bill, being line 32 of the printed bill, after "endanger the" strike "life or"

On page 9, section 17, line 13 of the engrossed bill, being line 14 of the printed bill, after "bypass" insert " , expansion chamber,"

On page 12, section 27, line 8 of the engrossed bill, being line 9 of the printed bill, strike "seventy" and insert "fifty-five"

The bill was read the second time.

On motion of Mr. Gilleland, the first committee amendment was adopted.

On motion of Mr. Martinis the committee amendment to page 5, line 20, was adopted.

On motion of Mr. Martinis, the committee amendment to page 5, line 24, was adopted on a rising vote.

On motion of Mr. Martinis, the balance of the committee amendments were adopted.

Mr. Bradley moved adoption of the following amendment by Representatives Bradley and Smythe:

On page 6, section 12, line 8 following "dollars" strike the period and insert "for four-wheeled vehicles and two dollars and fifty cents for two-wheeled vehicles."

Representatives Bradley and Smythe spoke in favor of the amendment, and Representative Martinis spoke against it.

The amendment by Representatives Bradley and Smythe was lost on a rising vote.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 372 as amended by the House was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill, and Mr. Bradley spoke against it.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker: "For the benefit of our friends and guests in the galleries, the Speaker would like to point out that we are assisting in the filming of an educational documentary on the legislative process for use in the schools and civic organizations throughout the state, and perhaps other places in the country. However, the events on the floor are real. They are not being staged. This is actual consideration of the bill and debate on this measure."

Representatives Zimmerman and Copeland spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Copeland yielded to question by Mr. O'Brien.

Mr. O'Brien: "Can't Oregon generate its own law in connection with a problem of this nature?"

Mr. Copeland: "Yes, they can. They can generate their own law. What they were talking about was a decal, the size of the vehicles (as Mr. Martinis pointed out), the fee, and also the maintenance of trails—not only across the state lines but also the opportunity for their people to come up here."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 372 as amended by the House, and the bill passed the House by the following vote: Yeas, 82; nays, 15; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Goldsworthy, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wajahn, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Benitz, Bradley, Brouillet, Conner, Farr, Gladder, Grant, Hansey, Kuehne, Lysen, Morrison, Newhouse, Sawyer, Schumaker, Van Dyk—15.

Absent or not voting: Representatives Litchman, May—2.

Engrossed Substitute Senate Bill No. 372, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

Mr. Bledsoe moved that House Bill No. 740 be placed at the top of today's second reading calendar.

The motion was carried on a rising vote.

HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis: Implementing law relating to fees of state's colleges and universities.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 740, and the bill was ordered placed on the calendar immediately following House Bill No. 417.

HOUSE BILL NO. 516, by Representative Smythe:  
Relating to local government.

The House resumed consideration of House Bill No. 516 on second reading. The Speaker stated the question before the House to be the amendment by Mr. Hansey as amended by Mr. Wolf:

(For Committee Amendments see Journal of April 22, 1971, Forty-Second Day, Ex. Sess.)

With the consent of the House, Mr. Hansey withdrew the amendment.

#### PERSONAL PRIVILEGE

Mr. Hansey: "Mr. Speaker, point of personal privilege. I would like to give an explanation for the reason for withdrawing this amendment. I feel that it is a good amendment. There is a bill that is similar to it, which I feel is also a needed bill. Several months ago, the federal State Department negotiated with the Russian government and permitted Russian fishing vessels to use our ports which extends the duration of their fishing time, which is a hardship on our fishermen. However, as you will recall when Senator Magnuson was here, he asked to discuss this further with me, which I did. He indicated there were some other implications besides just the port privileges that this bill would create. I have talked with Congressman Pelly's office, and he confirmed this. Therefore, I am asking that we withdraw this for the present time."

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle, Merrill and Bagnariol:

On page 1, beginning with "NEW SECTION" in line 3 strike everything down to and including the period after "government" in line 4 and insert the following:

"NEW SECTION. Section 1. It is the purpose of this 1971 amendatory act to recognize and to give effect to the existing public policy of this state, expressly declared in RCW 35.21.200 and impliedly recognized in RCW 52.36.060 and 35A.21.040, that residence of an employee outside the limits of a city, town, or fire protection district shall not be grounds for discharge of any regularly appointed civil service employee otherwise qualified.

Sec. 2. Section 1, chapter 72, Laws of 1949 and RCW 52.36.060 are each amended to read as follows:

Any fire protection district organized and existing under chapter 34, Laws of 1939, and subsequent amendments thereof, having a full paid fire department, shall have authority by resolution of its board of fire commissioners to provide for civil service in its fire department in the same manner with the same powers and with the same force and effect as to such district as that provided by chapter 41.08, for cities, towns, and municipalities, *including restrictions against the discharge of an employee because of his residence outside the limits of the city, town, municipality, or fire protection district.*

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Representatives Kuehnle and Bagnariol spoke in favor of the amendment, and Representatives Ross and Marsh spoke against it.

#### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Smythe.

Mr. Smythe: "As I read this, we are saying that the fire commissioners may, by resolution, provide for this, so that these people shall not be fired for residing outside—that the fire commissioners do not have to provide that resolution. Is that the way this reads, or not?"

Mr. Kuehnle: "Yes, that is correct. It is strictly a voluntary thing on the part of the fire commissioners. I might point out also that it relates only to the rural fire districts, and this may be a factor in the case of Representative Ross' objections. It is designed to apply to the rural fire districts and I think would have no force and effect as regards a municipal or a city fire department. I might also comment that the Fire Commissioners Association—their representatives and also the representatives of some of the fire fighters pointed out to me (as regards the type of thing that Representative Marsh alluded to) that today as a practical matter in the small fire departments, if they have a fire, the dispatcher does not get on the phone and start calling the residences of a lot of individual fire fighters. It takes far too long to get them to the fire station and get them out to the fire. In most instances they have a central dispatch-type system, and they call for the nearest available fire truck to get to the location of a given fire. And you may, in fact, have a fire truck coming from an adjacent district to the scene of that fire and then the men are arriving at that fire directly from their homes. So it is strictly a permissive thing designed to solve individual problems where they exist, and I don't really think would cause some of the problems that have been alluded to. I'm sorry, Representative Marsh, if I spoke incorrectly. I did check this with the Fire

Commissioners Association and, as of yesterday afternoon, they favored the implementation of this permissive legislation."

The amendment by Representatives Kuehnle, Merrill and Bagnariol was adopted. On motion of Mr. Smythe, the Committee amendment to the title was adopted.

On motion of Mr. Brown, the following amendment to the title was adopted:

On line 1, insert the following: "; amending section 36.67.040, chapter 4, Laws of 1963 as last amended by section 5, chapter 142, Laws of 1969 and RCW 36.67.040;"

On motion of Mr. Kuehnle, the following amendment to the title was adopted:

In line 1 of the title, before the period after "government" insert "and to certain municipal employees; amending section 1, chapter 72, Laws of 1949 and RCW 52.36.060; and declaring an emergency"

House Bill No. 516 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 516 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 525, by Representatives Hoggins, May and Kopet:

Lapsing zoning variances.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 525 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 551, by Representatives Lynch, Maxie, Pardini, Jones, Ceccarelli, North, Kirk, Blair, Kraabel, Litchman, Paris and Ross (by Executive request):

Relating to rights of married women.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 17 after "to" strike "herself" and insert "her"

On page 1, section 1, line 18 after "alone." add a new subsection as follows:

"(5) When the action is for compensation for services rendered by the wife, she may sue alone."

On pages 1 and 2 strike section 2 entirely

On page 1, lines 3 and 4 of the title after "RCW 4.08.030" change the semicolon to a period and strike the balance of the title

The bill was read the second time.

On motion of Mr. Julin, the first two committee amendments were adopted.

Mr. Julin moved adoption of the committee amendment striking section 2.

Mr. Julin spoke in favor of the amendment, and Mr. Kiskaddon spoke against it.

The committee amendment was adopted.

On motion of Mr. Julin, the committee amendment to the title was adopted.

House Bill No. 551 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 551 be placed on final passage.

The motion was lost.

#### MOTION

Mr. Bledsoe moved that the House advance to the twelfth order of business.

#### POINT OF INQUIRY

Mr. Grant: "I wonder if Representative Brown would yield to a question."

Representative Brown declined to yield to question.

Mr. Grant: "I understand, Mr. Speaker, that the announcement of the committee

meeting of the Elections and Apportionment committee says 'special meeting.' I just wonder if we are going to consider anything."

Mr. Brown: "I think if Mr. Grant would honor us with his presence, he will find out it is extra special."

MOTION

On motion of Mr. Bledsoe, the House adjourned until 12:00 noon, Monday, April 26, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

FORTY-SIXTH DAY

NOON SESSION

House Chamber, Olympia, Wash., Monday, April 26, 1971.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Blair, Costanti and Cunningham who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Wendell H. Mixson of the Unity Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

REPORTS OF STANDING COMMITTEES

April 15, 1971.

HOUSE BILL NO. 725, providing election laws, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. Sections 2 through 24 and 29 of this 1971 act are added to chapter 9, Laws of 1965 and to Title 29 RCW as a new chapter thereof.

NEW SECTION. Sec. 2. APPLICABILITY. The provisions of this chapter shall apply in all election campaigns other than campaigns for precinct committeeman and for the president and vice president of the United States.

NEW SECTION. Sec. 3. DEFINITIONS. As used in this chapter unless the context requires otherwise:

(1) 'Proposition' means any 'measure' as defined by RCW 29.01.110, or any initiative, recall, or referendum proposition proposed to be submitted to the voters of any specific constituency when that proposition is filed with the appropriate election officer of that constituency.

(2) 'Campaign depository' means a bank designated by a candidate or political committee pursuant to section 10 of this 1971 act.

(3) 'Campaign treasurer' and 'deputy campaign treasurer' mean the individuals appointed by a candidate or political committee, pursuant to section 10 of this 1971 act, to perform the duties specified in that section.

(4) 'Candidate' means any individual who seeks nomination for, or election to, public

office. For purposes of this subsection an individual shall be deemed to seek nomination or election when he first:

(a) Receives contributions or makes expenditures or reserves space or facilities with intent to promote his candidacy for office; or

(b) Announces publicly or files for office.

(5) 'Commercial advertiser' means any person who sells the service of communicating messages or producing printed material for broadcast or distribution to the general public or segments of the general public whether through the use of newspapers, magazines, television and radio stations, billboard companies, direct mail advertising companies, printing companies, or otherwise.

(6) 'Contribution' includes a loan, gift, forgiveness of indebtedness, donation, advance, pledge, payment, or transfer of anything of value, including personal and professional services, for less than full consideration, for the purpose of assisting or furthering any election campaign; but does not include ordinary home hospitality and the rendering of part time personal services of the sort commonly performed by volunteer campaign workers or incidental expenses personally paid for by volunteer campaign workers. 'Part time' services, for the purposes of this chapter, means services in addition to regular full time employment, or, in the case of an unemployed person, services not in excess of twenty hours per week, excluding weekends. For the purposes of this chapter, contributions other than money or its equivalents shall be deemed to have a money value equivalent to the fair market value of the contribution.

(7) 'Election' includes primary, general and special elections for a public office to be filled by the voters and any election in which a proposition is submitted to the voters.

(8) 'Election campaign' means any campaign of a candidate for nomination for, or election to, public office and any campaign in support of, or in opposition to, a proposition.

(9) 'Elections commission' or 'commission' means the agency established under section 4 of this 1971 act.

(10) 'Expenditure' includes the receipt of credit, or the promise to pay, payment or transfer of anything of value in exchange for goods, services, property, facilities or anything of value for the purpose of assisting or furthering or opposing any election campaign.

(11) 'Final report' means the report described in section 13 of this 1971 act.

(12) 'Person' means an individual, partnership, joint venture, corporation, association, candidate, political committee, political party, executive committee thereof, or any other group, however organized.

(13) 'Political advertising' includes any advertising displays, newspaper ads, billboards, signs, articles, tabloids, letters, radio or television presentations or other means of mass communication, used for the purpose of appealing, directly or indirectly, for votes or for financial or other support in any election campaign.

(14) 'Political committee' means any person except a candidate or an individual dealing with his own funds or property having the expectation of receiving contributions or making expenditures in support of, or opposition to, the candidacy of any person, or in support of, or in opposition to, any proposition.

(15) 'Public office' means any federal, state, county, city, town, school district, port district, special district, or other state political subdivision elective office.

As used in this chapter, the singular shall take the plural, and any gender, the others, as the context requires.

**NEW SECTION. Sec. 4. COMMISSION—ESTABLISHED—MEMBERSHIP.** There is hereby established an 'elections commission' which shall be composed of four or more members who shall be chosen as follows: The governor shall appoint two members who shall not belong to the same political party; the chairman of the state committee of each major political party, as defined by RCW 29.01.090(1) shall appoint one member. The original members shall be chosen in the following manner: Within sixty days after the effective date of this chapter, the governor shall appoint two members of the commission, neither of whom shall be members of the same political party and the chairmen of the state committee of every major political party shall each appoint one member. The members appointed by the major political party chairmen shall serve for two year terms; one of the members appointed by the governor shall serve for a four year term and the other member appointed by the governor shall serve for a two year term which thereafter shall become a four year term. The terms of all of the original members of the commission shall be measured from upon January 30, 1971. No member of the commission, during his tenure, shall hold or campaign for elective public office, nor be an officer of any political party. Any member shall be eligible for reappointment. A vacancy on the commission shall be filled within thirty days of the vacancy by the authority which made the last appointment to that position. A vacancy shall not impair the powers of the remaining members to exercise all of the powers of the commission. Three members of the commission shall constitute a quorum. The commission shall elect its own chairman and adopt its own rules of procedure in the manner provided in chapter 34.04 RCW. Any member of the commission may be removed by the governor, but only upon grounds of neglect of duty or misconduct in office.

Members shall serve without compensation, but shall be reimbursed for necessary traveling and lodging expenses actually incurred while engaged in the business of the commission as provided in chapter 43.03 RCW.

**NEW SECTION. Sec. 5. COMMISSION—DUTIES.** The commission shall:

(1) Develop prescribed forms for the filing of the reports and statements required by this chapter;

(2) Prepare and publish a manual setting forth recommended uniform methods of bookkeeping and reporting for use by persons required to make reports and statements under this chapter;

(3) Make each report and statement filed with it available for public inspection and copying during regular office hours at the expense of any person requesting copies of the same;

(4) Preserve such reports and statements for a period not less than ten years from the date of receipt;

(5) Compile and maintain a current list of all statements or parts of statements pertaining to each candidate;

(6) Determine whether the required reports and statements have been filed and if so, whether they conform with the requirements of this chapter;

(7) Investigate and adjudicate violations of this chapter, impose the civil penalties provided for herein, and make and apply for the enforcement of such orders as are necessary and appropriate to accomplish the purposes of this chapter. The orders of the commission shall be appealable as provided in chapter 34.04 RCW; and

(8) Report apparent violations of law to the appropriate law enforcement authorities.

**NEW SECTION. Sec. 6. COMMISSION—ADDITIONAL POWERS.** The elections commission is empowered to:

(1) Adopt, promulgate, amend and rescind suitable administrative rules and regulations to carry out the policy of this chapter.

(2) Prepare and publish such reports and technical studies as in its judgment will tend to promote the purposes of this chapter;

(3) Receive, investigate and pass upon complaints alleging violations of this chapter, and to initiate court proceedings on its own motion to enforce civil penalties and forfeiture of office as herein provided;

(4) Make from time to time, on its own motion, audits and field investigations; and

(5) Make public the fact that an alleged or apparent violation has occurred and the nature thereof.

**NEW SECTION. Sec. 7. SECRETARY OF STATE—DUTIES.** The secretary of state, through his office shall perform the ministerial functions which the commission may require. The office of the secretary of state shall be designated as the place where the public may file papers or correspond with the commission and receive any form or instruction from the commission. The secretary of state or his designee shall serve as a nonvoting secretary to the commission.

**NEW SECTION. Sec. 8. COMPLAINT PROCEDURE—CIVIL PENALTIES.** Any registered voter who believes a violation of this chapter has occurred may file a complaint under oath with the commission which shall conduct a preliminary investigation of the merits of such complaint. If the commission determines that there are no reasonable grounds to believe that a violation has occurred, the complaint shall be dismissed. If the commission determines that there are such reasonable grounds, it shall give notice summoning the persons believed to have committed the violation to a hearing. The hearing shall be conducted in accordance with the procedures governing a 'contested case' pursuant to chapter 34.04 RCW, and the commission may make such orders as it determines are necessary in order to enforce the provisions of this chapter. The commission itself, if it has reasonable grounds to believe that a violation of this chapter has occurred, may proceed against the suspected violator pursuant to chapter 34.04 RCW.

The commission shall fine any person found to have violated this chapter not more than five thousand dollars, as a civil penalty for each such violation. Where a violation consists of the failure to file a properly completed statement or report within a specified time, each day for which such delinquency continues shall be a separate violation of this chapter and the violator shall be fined ten dollars, civil penalty, for each such violation.

**NEW SECTION. Sec. 9. OBLIGATION OF POLITICAL COMMITTEES TO FILE STATEMENT OF ORGANIZATION.** (1) Every political committee, within ten days after its organization or, within ten days after the date when it first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier, shall file with the commission a statement of organization. Each political committee in existence on the effective date of this chapter shall file a statement of organization with the commission at such time as the commission by regulation may prescribe.

(2) The statement of organization shall include but not be limited to:

(a) The name and address of the committee;

(b) The names and addresses of all related or affiliated committees or other persons;

(c) The purposes of the committee;

(d) The names, addresses, and titles of its officers; or if it has no officers, the names, addresses and titles of its responsible leaders;

(e) The name and address of its campaign treasurer and campaign depository;

(f) A statement whether the committee is a continuing one;

(g) Such other information as the commission may by regulation prescribe, in keeping with the policy and purposes of this chapter.

(3) Any material change in information previously submitted in a statement of organization shall be reported to the commission within the ten days following the change.

**NEW SECTION. Sec. 10. CAMPAIGN TREASURER AND DEPOSITORIES.**

(1) Each candidate, at or before the time he announces publicly or files for office, and

each political committee, at or before the time it files a statement of organization, shall designate and file with the commission the names and addresses of:

(a) One legally competent individual, who may be the candidate, to serve as a campaign treasurer; and

(b) One bank doing business in this state to serve as campaign depository.

(2) A candidate, a political committee or a campaign treasurer may appoint as many deputy treasurers as is considered necessary and may designate not more than one additional campaign depository in each county in which the campaign is conducted. The candidate or political committee shall file the names and addresses of the deputy campaign treasurers and additional campaign depositories with the commission.

(3) (a) A candidate or political committee may at any time remove a campaign treasurer or deputy treasurer or deputy campaign treasurer or change a designated campaign depository.

(b) In the event of the death, resignation or removal of a campaign treasurer, deputy campaign treasurer or depository, the candidate or political committee shall designate and file with the commission the name and address of any successor.

(4) No campaign treasurer, deputy campaign treasurer, or campaign depository shall be qualified until his name and address is filed with the commission.

**NEW SECTION. Sec. 11. DEPOSIT OF CONTRIBUTIONS—STATEMENT OF CAMPAIGN TREASURER—ANONYMOUS CONTRIBUTIONS.** (1) All monetary contributions received by a candidate or political committee shall be deposited by the campaign treasurer or deputy treasurer in a campaign depository in an account designated, 'Campaign Fund of . . . . . ' (name of candidate or political committee) no later than the next regular day of business of such depository after the day of receipt if the total exceeds five hundred dollars; otherwise no later than one week after the date of receipt.

(2) All deposits made by a campaign treasurer or deputy campaign treasurer shall be accompanied by a statement containing the name of each person contributing the funds so deposited and the amount contributed by each person. The statement shall be in triplicate, upon a form prescribed by the commission, one copy to be retained by the campaign depository for its records, one copy to be filed by the depository with the commission, and one copy to be retained by the campaign treasurer for his records. In the event of deposits made by a deputy campaign treasurer, the third copy shall be forwarded to the campaign treasurer to be retained by him for his records. Each statement shall be certified as correct by the campaign treasurer or deputy campaign treasurer making the deposit.

(3) An anonymous contribution received by a campaign treasurer or deputy campaign treasurer shall not be deposited, used or expended, but shall be returned to the donor, if his identity can be ascertained. If the donor cannot be ascertained, the contribution shall escheat to the state, and shall be paid to the state treasurer for deposit in the state general fund for expenditure by the elections commission.

**NEW SECTION. Sec. 12. AUTHORIZATION OF EXPENDITURES AND RESTRICTIONS THEREON.** From the time the campaign treasurer is appointed, until a final report is filed, expenditures shall be made or incurred by any candidate or political committee only as provided under rules and regulations as promulgated by the commission.

**NEW SECTION. Sec. 13. CANDIDATES' AND TREASURERS' DUTY TO REPORT.** (1) On the day the campaign treasurer is designated each candidate or political committee shall file with the commission a report of all contributions received and expenditures made in the election campaign prior to that date: PROVIDED, That if the political committee is an organization of continuing existence not established in anticipation of any particular election the campaign treasurer shall report, at the times required by this chapter, and at such other times as are designated by the commission, all contributions received and expenditures made since the date of his or his predecessor's last report. The initial report of the campaign treasurer of such a political committee in existence at the time this chapter becomes effective shall be made within ninety days thereafter and need include only:

(a) The funds on hand at the time of the report; and

(b) Such other information as shall be required by the commission by regulation.

Such a political committee shall file reports until it is dissolved, at which time it shall file a final report.

(2) At regular intervals each campaign treasurer shall file with the commission a further report of the contributions received and expenditures made since the date of the last report. The campaign treasurer's report shall be filed with the elections commission:

(a) On the first and third Thursdays of each of the three complete calendar months preceding the date of the election; and

(b) On the Thursday immediately preceding the date of the election; and

(c) At any time during the fifteen days immediately preceding the date of the election when the total amount deposited in a campaign depository since the last preceding report exceeds one thousand dollars in any twenty-four hour period; and

(d) On the thirtieth day after the election.

The report so filed shall be the final report if there is no outstanding debt or obligation, the campaign fund is closed, the campaign is concluded in all respects, and if in the case of the campaign treasurer of a political committee, the committee has ceased to function and has dissolved. If the candidate or political committee has any outstanding debt or obligation, additional reports, containing all the information required in section 15 of this 1971 act, shall be filed as frequently as the commission may prescribe, until the obligation or indebtedness is entirely satisfied. The last report filed shall be the final report.

Upon submitting a final report, the duties of the campaign treasurer shall cease and there shall be no obligation to make any further reports.

(e) Notwithstanding any other provision of this section, in the case of candidates who are nominated in the primary election or are nominated pursuant to chapter 29.24 RCW, reports shall be filed on the Thursday of the week following the primary and biweekly thereafter until the general election, on the Thursday immediately preceding the election, and as required in subsections (2) (c) and (d) of this section.

(3) All reports filed pursuant to this section shall be certified as correct by the candidate and the campaign treasurer.

**NEW SECTION. Sec. 14. CONTENTS OF REPORT.** (1) Each report required under section 13 of this 1971 act shall disclose for the period covered:

- (a) The funds on hand at the beginning of the period;
  - (b) The name and address of each person who has made one or more contributions in excess of ten dollars during that calendar year, together with the money value and date of such contributions;
  - (c) The total sum of individual contributions not reported under subdivision (b) of this subsection and how these sums were obtained;
  - (d) Each loan, promissory note or security instrument to be used by or for the benefit of the candidate or political committee made by any person, together with the names and addresses of the lender and endorsers, if any, and the date and amount of such loan;
  - (e) The name and address of each political committee from which the reporting committee or candidate received, or to which that committee or candidate made, any transfer of funds, together with the amounts, dates and purpose of all such transfers;
  - (f) All other contributions not otherwise listed;
  - (g) The name and address of each person to whom an expenditure was made in the aggregate amount of twenty-five dollars or more, and the amount, date and purpose of each such expenditure;
  - (h) The total sum of expenditures;
  - (i) The surplus, if any, of contributions over expenditures;
  - (j) The disposition made of any surplus of contributions over expenditures; and
  - (k) Such other information as shall be required by the commission by regulation.
- (2) The campaign treasurer and the candidate shall certify the correctness of each report.

(3) All reports required by this chapter shall be open to public inspection at the office of the commission during normal working hours.

**NEW SECTION. Sec. 15. CAMPAIGN DEPOSITORY DUTY TO REPORT.** (1) Once each month for the duration of the existence of the campaign fund the campaign depository shall file a statement with the elections commission setting forth:

- (a) The balance in the account as of the date of the statement; and
  - (b) A list of the amounts of all deposits and of all expenditures presented to the depository since the last such statement.
- (2) Within thirty days after each election, each campaign depository shall file with the elections commission the originals or true copies or microfilms of all statements filed with the campaign depository by the campaign treasurer or deputy campaign treasurers pursuant to section 11 of this 1971 act or as provided by rules and regulations of the commission pursuant to section 12 of this 1971 act.

**NEW SECTION. Sec. 16. CONTRIBUTORS DUTY TO REPORT.** Any person who contributes to any one candidate or to any one political committee other than a state committee or county central committee of a major political party or who otherwise makes an expenditure in support of or in opposition to any one candidate or proposition in the aggregate amount of fifty dollars or more during an election campaign, or who contributes to any one state committee or county central committee of a major political party in the aggregate amount of one hundred dollars or more during an election campaign, shall file with the commission, on a form prescribed by the commission, a statement disclosing the date, nature, amount and recipient of such contribution or expenditure, and the contributor's name and address. Such statement shall be filed with the commission no later than ten days after the aggregate amount of fifty dollars or one hundred dollars, as the case may be, has been reached. A further statement containing the same information shall be filed with the commission within ten days after any further such contributions or expenditures are made in an aggregate amount of fifty dollars or one hundred dollars, as the case may be. All statements filed under this section shall contain the certificate of the person filing the statement that the contributions or expenditures listed consisted of funds or other property belonging to the person or organization and were not given or furnished by any other person.

**NEW SECTION. Sec. 17. COMMERCIAL ADVERTISERS' DUTY TO REPORT.** (1) Within fifteen days after an election each commercial advertiser who has accepted and displayed or communicated political advertising to the public during the election campaign shall file a report with the commission which shall be certified as correct and shall specify:

- (a) The names and addresses of persons from whom it accepted political advertising;
- (b) The exact nature and extent of the advertising services rendered;
- (c) The consideration and the manner of paying that consideration for such services; and
- (d) Such other facts as the commission may by regulation prescribe, in keeping with the purposes of this chapter.

(2) No report shall be required from any printing company as to any single candidate or political committee when the total consideration received therefrom does not exceed fifty dollars. No report shall be required from any other commercial advertiser as to any single candidate or political committee when the total consideration received therefrom does not exceed two hundred dollars.

**NEW SECTION. Sec. 18. DUTY TO PRESERVE STATEMENTS AND REPORTS.** Persons with whom statements or reports or copies of statements or reports are required to be filed under this chapter shall preserve them for two years. The commission, however, shall preserve such statements or reports for a period of not less than seven years.

**NEW SECTION. Sec. 19. IDENTIFICATION OF CONTRIBUTIONS AND COMMUNICATIONS.** (1) No contribution shall be made and no expenditure shall be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person in the name of another, in any election campaign.

(2) All political advertising shall be signed or identified by the words 'paid for by' followed by a statement of the name and address of the campaign treasurer or deputy campaign treasurer and the name of the candidate or political committee he is serving: PROVIDED, That licensees of the federal communications commission shall identify political advertisers in compliance with FCC regulations.

**NEW SECTION. Sec. 20. FORBIDS USE OF PUBLIC OFFICE FACILITIES IN CAMPAIGNS.** No incumbent public elective office holder nor any employee of his office may use or authorize the use of any of the facilities of his public office, directly or indirectly, for the purpose of assisting his campaign for renomination or reelection to the office he holds, or for nomination or election to any other office, or for nomination or election of any other person to any office. Facilities of public office include, but are not limited to, use of stationery, postage, machines and equipment, use of employees of the office during working hours, vehicles, office space, publications of the office, and clientele lists of persons served by the office.

**NEW SECTION. Sec. 21. PERSONS WHO MAY NOT CONTRIBUTE.** No person shall make any contribution by or through an agent, relative or other person in such a manner as to conceal the identity of the source of the contribution.

**NEW SECTION. Sec. 22. VIOLATIONS — ADDITIONAL PENALTIES — LIMITATIONS ON ACTIONS.** (1) Violations include, but are not limited to:

(a) Failing to file any declaration, statement or report at the time and in the manner required under this chapter;

(b) Filing a statement or report containing any significantly false or misleading information;

(c) Making or receiving a contribution in contravention of this chapter;

(d) Making or receiving an expenditure in contravention of this chapter;

(e) Failing to return a contribution allegedly made anonymously to the known donor or failing to send any contribution whose donor is unknown to the state treasurer;

(f) Failing to designate a campaign treasurer or depository at the time and in the manner required under this chapter;

(g) Paying funds from a campaign fund contrary to the provisions of this chapter;

(h) Failing to preserve statements or reports for the required period of time;

(i) Failing to report political advertising as required by this chapter.

(2) In addition to other penalties imposed by this chapter, any office holder who is found to have willfully violated this chapter shall immediately forfeit his office and its rights and privileges, and the office shall be vacant and shall be filled in the manner prescribed by law, and such violation shall constitute a ground for impeachment of such office holder in the manner provided by law.

(3) Any action for the enforcement of the provisions of this chapter must be commenced within two years after the date of the election during the campaign for which the violation occurred.

**NEW SECTION. Sec. 23. DATE OF MAILING DEEMED DATE OF RECEIPT.** When any application, report, notice, or payment required to be made to any officer, agent, or employee of the state under the provisions of this chapter has been deposited postpaid in the United States mail addressed to such officer, agent, or employee, it shall be deemed to have been received by him on the date of mailing. It shall be presumed that the date shown by the post office cancellation mark on the envelope is the date of mailing.

**NEW SECTION. Sec. 24. DECLARATION OF LEGISLATIVE PURPOSE — CONSTRUCTION.** It is hereby declared to be the public policy of the state of Washington that campaign contributions and expenditures be fully disclosed to the public and that secrecy in the sources and application of campaign contributions is to be avoided. This chapter shall be liberally construed to promote complete disclosure of all information respecting the financing of political campaigns so as to assure continuing public confidence in the fairness of elections.

**NEW SECTION. Sec. 25. SEVERABILITY.** If any provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION. Sec. 26. SECTION HEADINGS NOT PART OF LAW.** Section captions or headings as used in this 1971 act do not constitute any part of the law.

**NEW SECTION. Sec. 27.** The effective date of this act shall be January 1, 1972, except that the commission shall be established pursuant to section 4 of this act and shall establish procedures such that this act may be fully implemented on its effective date.

*NEW SECTION.* Sec. 28. **REPEALS.** Section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140 are each repealed.

*NEW SECTION.* Sec. 29. **TITLE.** Sections 2 through 24 of this 1971 act and this section shall be known and cited as the 'Campaign Expenditures Reporting Act of 1971.'

*NEW SECTION.* Sec. 30. There is appropriated from the general fund the sum of eighty-four thousand six hundred eighty dollars, or so much thereof as may be necessary, to carry out the purposes of this 1971 act."

In line 1 of the title, after "elections" and before the period insert the following: " ; providing for the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW as a new chapter thereof; repealing section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; prescribing penalties; making an appropriation; and providing an effective date"

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

Passed to Committee on Rules and Administration for second reading.

April 26, 1971.

**HOUSE BILL NO. 870,** redistricting and reapportioning the legislature, reported by Committee on Elections and Apportionment.

**MAJORITY recommendation:** Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*"NEW SECTION.* Section 1. The purpose of this 1971 act is to redistrict the legislative districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of legislative district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the legislative districts established by and described in this 1971 act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

*NEW SECTION.* Sec. 2. As a matter of state policy, the legislature hereby declares that legislative district division shall be determined by the legislature under the following restrictions:

(1) The Cascade Mountains shall be recognized as a natural barrier, and no district shall cross said barrier.

(2) Those legislative districts containing portions of more than one county shall be divided into single member representative districts. All other districts shall be two-member representative districts, except that district 14 shall have three elected house members.

The three member district is maintained as part of the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the populous of the state of Washington. The ratio of population between this single over-populated district and that of a 'normal' district computes out to 246:197.

(3) Census areas will not be split into sections for which population cannot be verified.

*NEW SECTION.* Sec. 3. On the basis of the criteria set forth in this 1971 act, the population of each of the legislative districts established by this 1971 act is as follows:

1. . . . .	67,683
2. . . . .	68,607
A. . . . .	34,480
B. . . . .	34,127
3. . . . .	68,067
4. . . . .	67,838
5. . . . .	68,974
6. . . . .	67,821
7. . . . .	68,432
8. . . . .	67,515

A.	33,764
B.	33,751
9.	67,847
A.	33,953
B.	33,894
10.	68,018
A.	33,990
B.	34,028
11.	67,512
A.	33,908
B.	33,604
12.	68,871
A.	34,305
B.	34,566
13.	67,473
A.	33,677
B.	33,796
14.	84,446
15.	68,369
A.	34,288
B.	34,081
16.	67,902
17.	67,446
A.	33,711
B.	33,735
18.	68,039
19.	67,905
A.	33,955
B.	33,950
20.	67,454
A.	33,573
B.	33,881
21.	68,079
22.	68,293
23.	68,042
24.	67,777
A.	33,971
B.	33,806
25.	68,629
26.	68,565
27.	68,456
28.	68,374
29.	68,838
30.	68,029
31.	68,065
32.	68,147
33.	67,875
34.	68,049
35.	67,941
36.	68,007
37.	68,298
38.	68,057
39.	68,097
40.	68,088
41.	68,002
42.	68,050
43.	68,266
44.	67,915
45.	68,308
A.	34,034
B.	34,274
46.	68,117
47.	68,616
48.	68,077
49.	67,416
A.	33,695
B.	33,721

*NEW SECTION. Sec. 4.* (1) Any area not specifically included within the boundaries of any of the districts as described in this 1971 act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area.

(2) Any area described in this 1971 act as specifically embraced in two or more

noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The 1970 United States census shall be used for determining the number of inhabitants under the provisions of this 1971 act.

**NEW SECTION.** Sec. 5. The boundaries of census areas mentioned in this 1971 act shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this 1971 act shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

**NEW SECTION.** Sec. 6. For election of members of the legislature, the territory of the state shall be divided into sixty-five legislative districts and forty-nine senatorial districts described in sections 7 through 71 of this 1971 act.

**NEW SECTION.** Sec. 7. Legislative district 1 shall consist of the following areas in King county: Block groups 1 and 2 of census tract 202, block groups 1 and 2 of census tract 208, census tracts 213, 212, 211, 210, 214, 207, 206, 205, 203, 204, 215, 216, 217, and 221, block group 1 of census tract 223, block groups 1 and 9 of census tract 222, and block group 1 of census tract 3.

**NEW SECTION.** Sec. 8. Legislative district 2-A shall consist of the following areas in Okanogan county: Enumeration districts 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 29, 30, 31, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, and 54, and census tracts 9501, 9502.01, 9502.02, and 9502.03; and the following areas in Douglas county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20, 21, 22, and 23.

**NEW SECTION.** Sec. 9. Legislative district 2-B shall consist of all of Pend Oreille county; all of Stevens county; all of Ferry county; and the following areas in Okanogan county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 24, 25, 26, 27, and 28.

**NEW SECTION.** Sec. 10. Legislative district 3 shall consist of the following areas in Spokane county: Enumeration districts 31, 32, 34, 64, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 125, 126, 127, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 145, 65, 128, 129, 30, 80, 168, 169, 170, 171, and 261.

**NEW SECTION.** Sec. 11. Legislative district 4 shall consist of the following areas in Spokane county: Enumeration districts 2, 6, 20, 21, 28, 33, 35, 36, 37, 38, 39, 40, 41, 42, 144, 146, 222, 223, 224, 225A, 225B, 228, 262, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 284B, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 368, 369, 370, 371, 372, 373, and 374.

**NEW SECTION.** Sec. 12. Legislative district 5 shall consist of the following areas in King county: Census tracts 267, 274, 275, 276, 278, 279, 280, 285, 286, and 287, block groups 4, 2, 9, and 3 of census tract 288, census tracts 116 and 121, and block groups 2, 3, 4, and 5 of census tract 120.

**NEW SECTION.** Sec. 13. Legislative district 6 shall consist of the following areas in Spokane county: Enumeration districts 147, 148, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 150, 151, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 190B, 191, 192, 149, 349, 350, 351, 346, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 226, 227, 229, 230, 231, 232, 233, 234, 235, 236, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 249, 250, 268, 333, 334, 335, 336, 337, 338, 339, 340, 352, 353, 348, 354, 355, 357, 358, 363, 364, 365, and 366.

**NEW SECTION.** Sec. 14. Legislative district 7 shall consist of the following areas in Spokane county: Enumeration districts 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 18, 19, 22, 23, 24, 25, 26, 27, 29, 120, 43, 44, 45, 46, 47, 48, 49, 50, 50B, 50C, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 121, 178, 111, 112, 113, 114, 115, 116, 117, 118, 119, 122, 123, 124, 179, 193, 172, 173, 174, 175, 176, 177, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 263, 264, 265, 266, 267, 195, 196, 197, 198, 199, 237, and 268.

**NEW SECTION.** Sec. 15. Legislative district 8-A shall consist of the following areas in Benton county: Census tracts 120, 119, 118, 101, 102, 103, 104, 105, and 106, enumeration district 74 of census tract 109, and enumeration district 49 of census tract 115.

**NEW SECTION.** Sec. 16. Legislative district 8-B shall consist of the following areas in Benton county: Census tracts 107, 108, 110, 111, and 112, enumeration districts 67 and 75 of census tract 109, enumeration districts 50, 50B, 51, 52, 52B, 53A, 53B, 54, and 55 of census tract 113, enumeration districts 56, 57, 57B, and 70B of census tract 114, census tracts 116 and 117; and the following areas in Klickitat county: Enumeration districts 1, 22, 20, 16, 17, 18, 19, and 14.

**NEW SECTION.** Sec. 17. Legislative district 9-A shall consist of the following areas in Whitman county: Enumeration districts 1, 2, 3, 4, 5, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45.

**NEW SECTION.** Sec. 18. Legislative district 9-B shall consist of the following areas in Whitman county: Enumeration districts 6, 7, 8, 9, 10, 23, 25, 26, and 27; the following

areas of Spokane county: Enumeration districts 341, 343, 344, 345, 342, 347, 194, 248, 356, 356B, 359, 360, 361, and 362; all of Adams county; and all of Lincoln county.

**NEW SECTION.** Sec. 19. Legislative district 10-A shall consist of the following areas in Island county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10B, 11, 12, 13, 14, and 14B; the following areas in Jefferson county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 19902; the following areas in Mason county: Enumeration districts 1A, 1B, 1C, and 2; and the following areas in Kitsap county: Enumeration districts 24, 25, 15, 20, and 19.

**NEW SECTION.** Sec. 20. Legislative district 10-B shall consist of the following areas in Island county: Enumeration districts 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30; the following areas in Kitsap county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 16, 17, 18, 22, 23, 24, 25, 26, 75, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92.

**NEW SECTION.** Sec. 21. Legislative district 11-A shall consist of all of Asotin county; all of Garfield county; all of Columbia county; and the following areas in Walla Walla county: Enumeration districts 19, 20, 21, 22, 23, 26, 29, 1, 2, 3, 8, 9, and 10.

**NEW SECTION.** Sec. 22. Legislative district 11-B shall consist of the following areas in Benton county: Enumeration district 69 of census tract 113, enumeration district 70A of census tract 114, and enumeration districts 47 and 48 of census tract 115; and the following areas of Walla Walla county: Enumeration districts 4, 5, 6, 7, 44, 45, 48, 17, 25, 27, 16, 28, 31, and 32, census tract 9504, enumeration districts 12, 14, 40, 41, 42, and 47, census tract 9506 and enumeration districts 11, 13, 18, 24, 30, and 39.

**NEW SECTION.** Sec. 23. Legislative district 12-A shall consist of the following areas in Douglas county: Enumeration districts 13 and 15; and the following areas in Chelan county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 23, 24, 25, 26 through 46 inclusive, 50, 51, 52, 53, 47, 48, and 49.

**NEW SECTION.** Sec. 24. Legislative district 12-B shall consist of all of Kittitas county; and the following areas in Chelan county: Enumeration districts 21, 20, 19, 18A, 18B, 17, 16, 15, 14, 11, 12, 13, and 22.

**NEW SECTION.** Sec. 25. Legislative district 13-A shall consist of the following areas in Grant county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 17, 36, 37A, 37B, 44, 45, 31, 32, 33, 34, 26, 27, 28, 29, 35, 39, 40, 41, 42, 23, and 30.

**NEW SECTION.** Sec. 26. Legislative district 13-B shall consist of the following areas in Grant county: Enumeration districts 43, 24, 25, 38, 46, 47, 48, 49, 50, 51, 52, and 53; and all of Franklin county.

**NEW SECTION.** Sec. 27. Legislative district 14 shall consist of the following areas in Yakima county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 41, 42, 44, 46, 47, 47B, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80B, 83, 84, 85, 86, 87, 88, 89, 90, 91, 91B, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 103B, 103C, 104, 105, 106, 107, 108, 109, 110, 111, 111B, 112, 113, 114, 115, 116, 120, 126, 127, and 128A.

**NEW SECTION.** Sec. 28. Legislative district 15-A shall consist of the following areas in Yakima county: Enumeration districts 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 35, 43, 45, 80A, 81, 82, 117, 118, 119, 121, 122, 123, 124, 125, 128B, 129, 146, 147, 148, 149, 170, 171, 172, 173, 174, 175, 178, 194, 195, and 196.

**NEW SECTION.** Sec. 29. Legislative district 15-B shall consist of the following areas in Yakima county: Enumeration districts 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 176, 177, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, and 193; and the following areas of Klickitat county: Enumeration districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, and 21.

**NEW SECTION.** Sec. 30. Legislative district 16 shall consist in the following areas in Snohomish county: Census tracts 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, and 514, block groups 1, 3, and 2 of census tract 515, and block groups 1, 2, 3, 5, 6, and 4 and blocks 938, 939, and 940 of census tract 519.

**NEW SECTION.** Sec. 31. Legislative district 17-A shall consist in the following areas in Clark county: Census tracts 401, 402, 404, 408, and 409; and the following areas in Skamania county: Enumeration districts 1, 2, 4, 5, 6, 7, 8, 9, and 10.

**NEW SECTION.** Sec. 32. Legislative district 17-B shall consist in the following areas in Clark county: Enumeration district 622 of census tract 405.01, and census tracts 405.02, 405.03, 406, 407, 411.02, 412, 413, 414, and 415 and blocks 203 through 207 inclusive and block group 1 of census tract 410.01; and the following area in Skamania county: Enumeration district 3.

**NEW SECTION.** Sec. 33. Legislative district 18 shall consist of the following areas in Cowlitz county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 15B, 44, 45, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 9900, 16, 17, 18, 19, 20, 21, 26, 27, 28, 29, 30, 31, 32, 22, 23, 24, 25, 38, 39, 40, 41, 42, 43, 33, 34, 35, 36, 37, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56.

**NEW SECTION.** Sec. 34. Legislative district 19-A shall consist of the following areas in Grays Harbor county: Enumeration districts 28, 29, 33, 34 through 65 inclusive, 66, 67, and 68.

**NEW SECTION.** Sec. 35. Legislative district 19-B shall consist of all of Pacific county;

all of Wahkiakum county; the following areas in Lewis county: Enumeration districts 37, 38, 39, 41, 42, and 46; and the following areas in Grays Harbor county: Enumeration districts 18, 19, 22, 23, 24, 25, 26, 27, 30, 31, and 32.

**NEW SECTION.** Sec. 36. Legislative district 20-A shall consist of the following areas in Thurston county: Enumeration districts 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, and 80; the following areas in Lewis county: Enumeration districts 1, 2, 3, 4, 53, 54, 55, 56, 57, 58, and 59; and the following areas in Pierce county: Census tracts 701, and 702, enumeration district 73 of census tract 730, and census tracts 731 and 732.

**NEW SECTION.** Sec. 37. Legislative district 20-B shall consist of the following areas in Lewis county: Enumeration districts 5, 6, 7, 8, 9, 10, 30, 31, 32, 33, 34, 35, 36, 40, 43, 44, 45, 45B, 47, 48, 48B, 49, 50, 51, and 52, and census tracts 9501, 9502, and 9503.

**NEW SECTION.** Sec. 38. Legislative district 21 shall consist of the following areas in Snohomish county: Census tracts 407, 408, 409, 413, 416, 417, 418, 419, 420, 501, 502, 503, 516, 517, 518, and 520, and block groups 4 and 5 of census tract 515.

**NEW SECTION.** Sec. 39. Legislative district 22 shall consist of the following areas in Thurston county: Enumeration district 1A, 1B, 1C, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 30, 31, 32, 60, 63, 61, 62, 65, 64, 67, 66, and 69; census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9507.01, 9507.02, 9507.03, 9507.04, 9507.05, 9507.06, 9507.08, 9507.09, and 68.

**NEW SECTION.** Sec. 40. Legislative district 23 shall consist of the following areas in Kitsap county: Enumeration districts 27, 28, 29, 30, 31, 34, 35, 36, 75, 76, 77, 78, 72, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, and 112, census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9508, and 9509, and enumeration districts 80, 74, 33, 32, and 21.

**NEW SECTION.** Sec. 41. Legislative district 24-A shall consist of the following areas in Clallam county: Enumeration districts 1 through 38 inclusive, 39A, 39B through 41 inclusive, 9900, and 9901.

**NEW SECTION.** Sec. 42. Legislative district 24-B shall consist of the following areas in Mason county: Enumeration districts 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 24, 25, 26, and 27, census tract 9501, and enumeration districts 1, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, and 21; the following areas in Jefferson county: Enumeration districts 14, 15, 16, 17, 18, 19, 20, 9900, and 9901; and the following area in Clallam county: Enumeration district 42.

**NEW SECTION.** Sec. 43. Legislative district 25 shall consist of the following areas in Pierce county: Census tracts 704, 705, 706, 707, 709, 710, 711, 712, and 713, blocks 101, and 109, and block groups 2, 3, 4, 6, and 9 of census tract 716, and census tracts 733 and 734.

**NEW SECTION.** Sec. 44. Legislative district 26 shall consist of the following areas in Pierce county: Census tract 601, block group 9 of census tract 602, enumeration district 1906 of census tract 602.99, census tracts 603, 604, and 605, block groups 1, 2, 3, 4, 5, and 9 of census tract 606, block groups 1, 2, 4, and 5 of census tract 607, block group 1 of census tract 608, census tracts 609 and 610, block groups 1, 3, and 4 of census tract 615, census tract 708, enumeration district 1900 of census tract 708.99, blocks 310, 311, 312 and block groups 4, 5, 6, 7, and 9 of census tract 723.02, enumeration district 42, and census tracts 724, 725, 726, 727, and 735.

**NEW SECTION.** Sec. 45. Legislative district 27 shall consist of the following areas in Pierce county: Block group 2 of census tract 602, block group 6 of census tract 606, block groups 3, 6, and 7 of census tract 607, block groups 2, 3, 4, 5, 6, and 7 of census tract 608, census tracts 611, 612, 613, and 614, block groups 2 and 5 of census tract 615, census tracts 616.01, 616.02, 617, 618, 619, 620, 621, and 622, block groups 1 and 2 of census tract 623, block groups 1, 2, 5, 6, and 7 of census tract 624, block groups 1, 2, 3, 6, 7, 8, and 9 of census tract 625, census tract 626, block groups 1 and 2 of census tract 627, block group 1 of census tract 628, and block group 1 of census tract 629.

**NEW SECTION.** Sec. 46. Legislative district 28 shall consist of the following areas in Pierce county: Block groups 3 and 9 of census tract 627, block groups 2 and 3 of census tract 628, block group 6 of census tract 629, census tracts 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, 722, and 723.01, block groups 1 and 2 and blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309 of census tract 723.02.

**NEW SECTION.** Sec. 47. Legislative district 29 shall consist of the following areas in Pierce county: Block groups 3 and 4 of census tract 623, block groups 3 and 4 of census tract 624, block groups 4 and 5 of census tract 625, block groups 2, 3, 4, and 5 of census tract 629, census tracts 630, 631, 632, 633, 634, 635, 714, and 715, blocks 102, 103, 104, 105, 106, 107, and 108 of census tract 716, census tracts 717, 728, and 729, and enumeration districts 71, 71B, and 72 of census tract 730.

**NEW SECTION.** Sec. 48. Legislative district 30 shall consist of the following areas in King county: Census tracts 303, 302, 301, 300, 298, 289, 290, block groups 2, 3, 4, and 5 of census tract 291, block groups 1 and 2 of census tract 292, census tracts 277 and 297, and enumeration district 356 of census tract 305.

**NEW SECTION.** Sec. 49. Legislative district 31 shall consist of the following areas in King county: Census tracts 219 and 220, block groups 2 and 3 of census tract 222, block group 9 of census tract 223, census tracts 224, 225, 226, 227, 228, 229, 323, and 218, and block group 3, and blocks 209 and 213 of census tract 230.

**NEW SECTION.** Sec. 50. Legislative district 32 shall consist of the following areas in King county: Census tract 13, block groups 1, 2, 3, and 6 of census tract 14, blocks 601,

603, 604, 605, 607, 608, 609, 610, 611, 612, and 613 of census tract 27, census tracts 17, 18, 28, and 29, block groups 1, 2, and 6 of census tract 30, block group 2 of census tract 33, census tracts 34, 35, 46, 47, 48, and 49, block group 4 of census tract 19, census tracts 50 and 51, block groups 3 and 4 of census tract 52, and census tract 54.

**NEW SECTION.** Sec. 51. Legislative district 33 shall consist of the following areas of King county: Block groups 2, 3, 4, 5, 6, 7, and 9 of census tract 253, block groups 1, 2, 3, 4, 5, 6, 7, and 9 of census tract 260, census tracts 263, 119, 118, 117, 111, 110, 109, 102, 103, and 104, block group 2 of census tract 100, and block groups 2 and 3 of census tract 252.

**NEW SECTION.** Sec. 52. Legislative district 34 shall consist of the following areas in King county: Census tracts 96, 97, 98, and 99, enumeration district 2221 of census tract 99.99, census tracts 105, 106, 107, and 108, enumeration district 1951 of census tract 108.99, census tracts 115, 114, and 113, block group 1 of census tract 120, census tract 266, block groups 3, 4, 5, and 7 of census tract 265, and block group 1 of census tract 112.

**NEW SECTION.** Sec. 53. Legislative district 35 shall consist of the following areas in King county: Block groups 1 and 2 of census tract 265, block groups 1 and 9 of census tract 291, block groups 3, 4, 5, 6, and 9 of census tract 292, block groups 1, 6, and 5 of census tract 288, census tracts 283, 284, 281, 282, 273, 272, 271, 270, 268, 269, and 264, enumeration district 2001 of census tract 264.99, census tract 262, and block group 8 of census tract 260, enumeration district 2000 of census tract 263.99, census tract 259, block groups 2, 3, 4, 7, and 8 of census tract 112, enumeration district 1952 of census tract 12.99, and census tract 261.

**NEW SECTION.** Sec. 54. Legislative district 36 shall consist of the following areas in King county: Census tracts 56, 57, 58, 59, 60, 67, 68, 69, 70, 71, 72, 73, and 80, block groups 1, 5, 6, 7, 3, 4, and 9 of census tract 74, census tract 66, block group 4 of census tract 81, block groups 1, 4, 5, and 9 of census tract 65, and enumeration district 214 of census tract 55.

**NEW SECTION.** Sec. 55. Legislative district 37 shall consist of the following areas in King county: Block groups 1, 3, 4, 5, 6, and 7 of census tract 100, census tract 93, enumeration district 2222 of census tract 93.99, census tracts 101, 95, 94, 89, 90, 91, 92, 88, 87, 86, 85, and 82, block groups 1, 2, 3, 5, and 6 of census tract 81, census tracts 76 and 79, block groups 2, 3, and 4 of census tract 77, and block group 6 of census tract 78.

**NEW SECTION.** Sec. 56. Legislative district 38 shall consist of the following areas in Snohomish county: Blocks 901, 902, 903, 904, 905, 906, 912, 913, 914, 936, 929, 933, and 934, enumeration districts 559, 558A, and 558B and block groups 7 and 8 of census tract 519, enumeration districts 562 and 561 of census tract 521, census tract 524, enumeration district 555 of census tract 416, census tracts 525, 402, 405, 406, 410, 411, 412, 414, 415, 401, 403, 404, and 530, and enumeration district 526 of census tract 529.

**NEW SECTION.** Sec. 57. Legislative district 39-A shall consist of the following areas in Skagit county: Enumeration districts 1, 2, and 3; the following area in Whatcom county: Enumeration district 1A; the following areas in Snohomish county: Census tract 528, enumeration districts 521A, 521B, 521C, 522, 523, 523B, and 525 of census tract 529, census tracts 531, 532, 533, 534, and 535, enumeration district 529 of census tract 536, and census tract 537.

**NEW SECTION.** Sec. 58. Legislative district 39-B shall consist of the following areas in King county: Census tracts 324, 325, 328, and 329; the following areas in Snohomish county: Enumeration district 560 of census tract 521, census tracts 522, 523, 526, and 527, enumeration district 525B of census tract 529, enumeration districts 528 and 530 of census tract 536, and census tract 538.

**NEW SECTION.** Sec. 59. Legislative district 40-A shall consist of the following areas in Skagit county: Enumeration districts 4, 5, 6, 7, 9, 15, 27, 28, 29, 30, 31, 32, 33, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, and 66.

**NEW SECTION.** Sec. 60. Legislative district 40-B shall consist of the following areas in Skagit county: Enumeration districts 8, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 34, 35, 36, 67, and 68; the following areas in Whatcom county: Enumeration districts 1B, 2, 3, 4, 5, 6, 7, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 43; and all of San Juan county.

**NEW SECTION.** Sec. 61. Legislative district 41 shall consist of the following areas in King county: Block groups 2, 3, 4, 5, and 9 and blocks 102 through 107 inclusive of census tract 248, census tracts 243, 244, 245, 246, 239, 247, 249, 250, 321, 327, and 320, and blocks 107 and 109 through 118 inclusive of census tract 253.

**NEW SECTION.** Sec. 62. Legislative district 42 shall consist of the following areas in Whatcom county: Enumeration districts 1A, 1B, 2, 3, 5, 6, 40, 41, 39, 38, 7, 34, 35, 8, 9, 10, 11, 12, 13A, 13B, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 83, 84, 81, 80, 36, 37, 44, 24, 25, 82, 85, 86, 87, and 88, and census tracts 9501.04, 9501.01, 9501.02, 9501.03, 9501.05, 9501.06 and 9501.99.

**NEW SECTION.** Sec. 63. Legislative district 43 shall consist of the following areas in King county: Census tracts 41, 42, 43, 45, and 53, block groups 1 and 2 of census tract 52, census tracts 61, 62, 63, and 64, block groups 2 and 3 of census tract 65, block groups 1 and 5 of census tract 77, block groups 1, 2, 3, 4, 5, and 7 of census tract 78, census tract 75, and block group 2 of census tract 74.

**NEW SECTION.** Sec. 64. Legislative district 44 shall consist of the following areas in King county: Block group 3 of census tract 3, census tracts 4, 5, 6, and 12, block groups 4

and 5 of census tract 14, census tracts 15 and 16, block groups 4 and 5 of census tract 17, census tracts 30, 31, 32, 33, and 201, block group 3 of census tract 202, block groups 3, 4, and 9 of census tract 208, and census tract 209.

**NEW SECTION.** Sec. 65. Legislative district 45-A shall consist of the following areas in King county: Census tract 304, block groups 1, 4, and 9 and enumeration districts 355, 1511, 1512, 1513, and 1514 of census tract 305, census tracts 306, 307, 308, 309, 310, and 311, blocks 904, 910, 911, 912, and 913 of census tract 296, census tract 299, and enumeration district 366A of census tract 312.

**NEW SECTION.** Sec. 66. Legislative district 45-B shall consist of the following areas in King county: Blocks 901, 902, 903, 905, 906, 907, block group 1, and enumeration district 368 of census tract 296, block groups 1 and 5, blocks 903 through 908 and 909 of census tract 295, enumeration districts 365, 365B, 365C, 366B, 367, and 370C of census tract 312; census tracts 313, 314, 315, and 316, block groups 1 and 9 and enumeration district 315 of census tract 317, and census tracts 330 and 331; and the following area in Pierce county: Census tract 703.

**NEW SECTION.** Sec. 67. Legislative district 46 shall consist of the following areas in King county: Census tract 1, block groups 1, 2, 4, 5, 6, and 9 of census tract 2, block group 6 of census tract 3, block groups 1, 2, 3, 6, 7, and 9 of census tract 7, census tracts 8, 9, and 10, block groups 1 and 2 of census tract 11, block groups 1, 2, and 3 of census tract 19, census tracts 20, 21, and 22, enumeration district 217 of census tract 23, census tracts 24, 25, and 26, block groups 1, 2, 3, 4, 5, and 7 and blocks 616, 615, and 614 of census tract 27, and census tracts 36, 37, 38, 39, 40, and 44.

**NEW SECTION.** Sec. 68. Legislative district 47 shall consist of the following areas in King county: Block groups 1, 4, and 9 of census tract 252, census tracts 251, 255, 254, 256, 257, 258, 319, 318, 293, and 294, enumeration districts 314A and 314B of census tract 317, blocks 901, 902, 910, and 911 and block group 2 of census tract 295, blocks 101 through 106 inclusive and 108 of census tract 253.

**NEW SECTION.** Sec. 69. Legislative district 48 shall consist of the following areas in King county: Block group 1 and blocks 201 through 208 inclusive and 210 through 212 inclusive of census tract 230, census tracts 231, 232, 237, 236, 233, 234, 235, 238, 240, 241, 242, 322, and 326, and block 101 of census tract 248.

**NEW SECTION.** Sec. 70. Legislative district 49-A shall consist of the following areas in Clark county: Census tract 403, block 210 of census tract 409, blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309, block groups 4, 5, 6, 7, and 9, and enumeration district 647 of census tract 410.01, block groups 3, 4, 5, 6, and 9 of census tract 412, blocks 303, 304, 305, 308, 309, and 312 of census tract 419, census tracts 420, 421, 422, and 424, block group 2 of census tract 425, block groups 2, 3, 4, 6, and 9 of census tract 426, enumeration district 2301 of census tract 426.99, and census tracts 428, 429, 430, and 431; and the following area in Cowlitz county: Enumeration district 68.

**NEW SECTION.** Sec. 71. Legislative district 49-B shall consist of the following areas in Clark county: Blocks 201, 208, and 311 of census tract 410.01, census tracts 410.02 and 411.01, blocks 101, 102, 103, 104, 105, 108, 109, 110, 112, 113, 117, 119, 121, and 124, enumeration district 1121, and block groups 2, 6, and 9 of census tract 412, census tracts 416, 417, and 418, block groups 1 and 2, blocks 301, 302, 306, 307, 310, 311, 313, 316, 317, 318, 319, 320, 321, 322, and 323 and block group 9 of census tract 419, census tract 423, block groups 1 and 3 of census tract 425, block groups 1, 6, and 9 of census tract 426, and census tract 427.

**NEW SECTION.** Sec. 72. The Senate shall consist of forty-nine members, one of whom shall be elected from each senatorial district. Each legislative district except 2-A, 2-B, 8-A, 8-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 39-A, 39-B, 40-A, 40-B, 9-A, 9-B, 45-A, 45-B, 49-A, and 49-B shall compose a senatorial district. Legislative district 2-A shall be combined with legislative district 2-B to form the second senatorial district; legislative district 8-A shall be combined with legislative district 8-B to form the eighth senatorial district; legislative district 10-A shall be combined with legislative district 10-B to form the tenth senatorial district; legislative district 11-A shall be combined with legislative district 11-B to form the eleventh senatorial district; legislative district 12-A shall be combined with legislative district 12-B to form the twelfth senatorial district; legislative district 13-A shall be combined with legislative district 13-B to form the thirteenth senatorial district; legislative district 15-A shall be combined with legislative district 15-B to form the fifteenth senatorial district; legislative district 17-A shall be combined with legislative district 17-B to form the seventeenth senatorial district; legislative district 19-A shall be combined with legislative district 19-B to form the nineteenth senatorial district; legislative district 20-A shall be combined with legislative district 20-B to form the twentieth senatorial district; legislative district 24-A shall be combined with legislative district 24-B to form the twenty-fourth senatorial district; legislative district 39-A shall be combined with legislative district 39-B to form the thirty-ninth senatorial district; legislative district 40-A shall be combined with legislative district 40-B to form the fortieth senatorial district; legislative district 9-A shall be combined with legislative district 9-B to form the ninth senatorial district; legislative district 45-A shall be combined with legislative district 45-B to form the forty-fifth senatorial district; legislative district 49-A shall be combined with legislative district 49-B to form the forty-ninth senatorial district.

**NEW SECTION.** Sec. 73. Of the senators provided for in this 1971 act, one senator shall be elected from each of the following senatorial districts created by this 1971 act at

the general election to be held on the first Tuesday after the first Monday in November, 1974 and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other senatorial districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every four years thereafter, for a term of four years.

**NEW SECTION.** Sec. 74. The House of Representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district, except that one representative shall be elected from the 2-A, 2-B, 8-A, 8-B, 9-A, 9-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 39-A, 39-B, 40-A, 40-B, 45-A, 45-B, 49-A and 49-B legislative districts, and three representatives shall be elected from the 14th legislative district.

**NEW SECTION.** Sec. 75. The representatives provided for in this 1971 act shall be elected from the legislative districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

**NEW SECTION.** Sec. 76. The term of office of each senator and representative elected after the effective date of this 1971 act shall commence on the second Monday in January following the date of election.

**NEW SECTION.** Sec. 77. If the inclusion in this 1971 act of any set or sets of separate legislative districts within a senatorial district or districts shall render this 1971 act invalid, the whole senatorial district or districts shall be treated as a legislative district or districts with two representatives and without separate legislative districts. If any other provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of this 1971 act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 78. Sections 1 through 77 of this 1971 act are added to chapter 44.07 RCW.

**NEW SECTION.** Sec. 79. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW 44.07.150;
- (17) Section 17, chapter 6, Laws of 1965 and RCW 44.07.160;
- (18) Section 18, chapter 6, Laws of 1965 and RCW 44.07.170;
- (19) Section 19, chapter 6, Laws of 1965 and RCW 44.07.180;
- (20) Section 20, chapter 6, Laws of 1965 and RCW 44.07.190;
- (21) Section 21, chapter 6, Laws of 1965 and RCW 44.07.200;
- (22) Section 22, chapter 6, Laws of 1965 and RCW 44.07.210;
- (23) Section 23, chapter 6, Laws of 1965 and RCW 44.07.220;
- (24) Section 24, chapter 6, Laws of 1965 and RCW 44.07.230;
- (25) Section 25, chapter 6, Laws of 1965 and RCW 44.07.240;
- (26) Section 26, chapter 6, Laws of 1965 and RCW 44.07.250;
- (27) Section 27, chapter 6, Laws of 1965 and RCW 44.07.260;
- (28) Section 28, chapter 6, Laws of 1965 and RCW 44.07.270;
- (29) Section 29, chapter 6, Laws of 1965 and RCW 44.07.280;
- (30) Section 30, chapter 6, Laws of 1965 and RCW 44.07.290;
- (31) Section 31, chapter 6, Laws of 1965 and RCW 44.07.300;
- (32) Section 32, chapter 6, Laws of 1965 and RCW 44.07.310;
- (33) Section 33, chapter 6, Laws of 1965 and RCW 44.07.320;
- (34) Section 34, chapter 6, Laws of 1965 and RCW 44.07.330;
- (35) Section 35, chapter 6, Laws of 1965 and RCW 44.07.340;
- (36) Section 36, chapter 6, Laws of 1965 and RCW 44.07.350;
- (37) Section 37, chapter 6, Laws of 1965 and RCW 44.07.360;
- (38) Section 38, chapter 6, Laws of 1965 and RCW 44.07.370;
- (39) Section 39, chapter 6, Laws of 1965 and RCW 44.07.380;
- (40) Section 40, chapter 6, Laws of 1965 and RCW 44.07.390;
- (41) Section 41, chapter 6, Laws of 1965 and RCW 44.07.400;
- (42) Section 42, chapter 6, Laws of 1965 and RCW 44.07.410;
- (43) Section 43, chapter 6, Laws of 1965 and RCW 44.07.420;
- (44) Section 44, chapter 6, Laws of 1965 and RCW 44.07.430;
- (45) Section 45, chapter 6, Laws of 1965 and RCW 44.07.440;

- (46) Section 46, chapter 6, Laws of 1965 and RCW 44.07.450;
- (47) Section 47, chapter 6, Laws of 1965 and RCW 44.07.460;
- (48) Section 48, chapter 6, Laws of 1965 and RCW 44.07.470;
- (49) Section 49, chapter 6, Laws of 1965 and RCW 44.07.480;
- (50) Section 50, chapter 6, Laws of 1965 and RCW 44.07.490;
- (51) Section 51, chapter 6, Laws of 1965 and RCW 44.07.500;
- (52) Section 52, chapter 6, Laws of 1965 and RCW 44.07.510;
- (53) Section 53, chapter 6, Laws of 1965 and RCW 44.07.520;
- (54) Section 54, chapter 6, Laws of 1965 and RCW 44.07.530;
- (55) Section 55, chapter 6, Laws of 1965 and RCW 44.07.540;
- (56) Section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and
- (57) Section 58, chapter 6, Laws of 1965 and RCW 44.07.910; but this repeal shall not affect the forty-second legislature or the terms of its members."

Strike all of the title and insert the following:

"An Act relating to the redistricting and reapportionment of the state into sixty-five legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 5, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW 44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of 1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430; repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Grant, Moon.

Passed to Committee on Rules and Administration for second reading.

April 24, 1971.

HOUSE BILL NO. 1123, exempting nonprofit blood banks from property taxes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Ceccarelli, Hatfield, Haussler, Hurley, Kilbury, King, Marzano, Randall, Sawyer.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 257, providing certain changes in the advisory committee on vendor rates and in its powers and duties, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 553, providing for the placement and care of adjudicated delinquents, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 7, after "may" strike "subject to prior approval by the appropriate court" thus striking the Senate amendment to the Substitute Senate Bill in its entirety

On page 1, section 1, line 8 of the printed bill, being line 9 of the engrossed bill, after "with" strike "such" and insert "any"

On page 1, section 2, line 12 of the printed bill, being line 13 of the engrossed bill, after "may" strike "arrange for the placement of" and insert "place"

On page 1, section 2, line 13 of the printed bill, being line 14 of the engrossed bill, after "with" strike "such" and insert "any"

On page 1, section 2, line 14 of the printed bill, being line 15 of the engrossed bill, after "department" insert "in accordance with RCW 74.15"

On page 1, section 3, line 16 of the printed bill, being line 17 of the engrossed bill, after "Sec. 3" insert "The department is authorized to pay for the cost of care as provided in sections 1 and 2 of this act."

On page 1, section 3, lines 19-20 of the printed bill, being lines 20-21 of the engrossed bill, after "actual cost" strike "to the facility of the minimum requirements of the relevant licensing law and regulations promulgated thereunder" and insert "of maintenance, services and operations relative to the minimum licensing requirements promulgated pursuant to RCW 74.15"

On page 2, section 4, line 4 of the printed bill, being line 5 of the engrossed bill, after "child" and before "delinquent" strike "either dependent or"

On page 2, section 4, line 14 of the printed bill, being line 15 of the engrossed bill, after "other party" strike "withstanding" and insert "with standing"

Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

REENGROSSED SENATE BILL NO. 619, relating to employee's records, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

SENATE JOINT MEMORIAL NO. 5, requesting the federal government to assume greater obligation for certain welfare programs, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Lynch, Marsh, Marzano, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 24, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 52,

SENATE BILL NO. 295,

ENGROSSED SUBSTITUTE SENATE BILL NO. 542,

SENATE JOINT MEMORIAL NO. 7,

SUBSTITUTE SENATE JOINT MEMORIAL NO. 12,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 24, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 3, and has passed the bill as amended by the House.  
SIDNEY R. SNYDER, Secretary.

April 24, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 514, and has passed the bill as amended by the House.  
SIDNEY R. SNYDER, Secretary.

April 24, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 130, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 24, 1971.

Mr. Speaker: The President has signed SENATE CONCURRENT RESOLUTION NO. 3, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 130,  
SENATE CONCURRENT RESOLUTION NO. 3.

INTRODUCTION AND FIRST READING

HOUSE JOINT MEMORIAL NO. 23, by Representatives Hansey, Schumaker, Martinis, Zimmerman, Paris, Smith, Smythe, Bauer, Mentor, Randall, Jones, Kilbury, Marsh, Farr, Newhouse, Gladder, Polk, Brown, Eikenberry, Thompson, Jastad, Costanti, Shinpoch, Kopet, Rabel, Flanagan, Curtis, Berentson, Barden and Kuehnlé:

Requesting Oregon to prohibit the commercial harvest and sale of steelhead trout.  
Referred to Committee on Natural Resources and Ecology.

ENGROSSED SUBSTITUTE SENATE BILL NO. 542, by Committee on Cities, Towns and Counties:

An Act relating to sewer districts; providing that sewer districts may include within their boundaries parts of more than one county; amending section 1, chapter 210, Laws of 1941 as last amended by section 1, chapter 140, Laws of 1945 and RCW 56.04.020; amending section 11, chapter 210, Laws of 1941 as last amended by section 2, chapter 103, Laws of 1959 and RCW 56.08.020; amending section 44, chapter 210, Laws of 1941 as amended by section 1, chapter 71, Laws of 1965, and RCW 56.08.070; amending section 19, chapter 210, Laws of 1941 as last amended by section 81, chapter 56, Laws of 1970 and RCW 56.16.060; amending section 23, chapter 210, Laws of 1941 as amended by section 14, chapter 250, Laws of 1953 and RCW 56.16.100; amending section 24, chapter 210, Laws of 1941 as amended by section 15, chapter 250, Laws of 1953 and RCW 56.16.110; amending section 46, chapter 210, Laws of 1941 as amended by section 13, chapter 103, Laws of 1959 and RCW 56.16.140; amending section 26, chapter 210, Laws of 1941 and RCW 56.20.010; amending section 28, chapter 210, Laws of 1941 as amended by section 18, chapter 250, Laws of 1953 and RCW 56.20.030; amending section 33, chapter 210, Laws of 1941 as amended by section 1, chapter 126, Laws of 1969 and RCW 56.20.070; amending section 32, chapter 210, Laws of 1941 as last amended by section 125, chapter 81, Laws of 1971 and RCW 56.20.080; and creating a new section.

Referred to Committee on Local Government.

SENATE JOINT MEMORIAL NO. 7, by Senators Dore and Holman:

Petitioning Congress to create a new circuit of the United States Court of Appeals to be centered in Seattle.

Referred to Committee on Judiciary.

SUBSTITUTE SENATE JOINT MEMORIAL NO. 12, by Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution:

Regarding medical and health care.

Referred to Committee on Social and Health Services.

#### MOTION

On motion of Mr. Morrison, HOUSE BILL NO. 591 was rereferred to the Committee on State Government.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-60, by Representatives O'Brien, Zimmerman, Charnley and Smythe:

WHEREAS, The discharge of untreated or inadequately treated sewage into or upon the navigable waters of the United States from watercraft is a recognized threat to the public health and environment; and

WHEREAS, Washington has the greatest number of recreational watercraft per capita in the Nation and will experience a fifty percent increase in such craft within the next decade; and

WHEREAS, Raw sewage is being discharged directly into the water because of the absence of standards or legislative controls requiring retention, treatment, or satisfactory disposal of such wastes from boats and marinas; and

WHEREAS, The Congress of the United States has enacted legislation regulating the design, manufacture, installation, and use of marine sanitation devices to obviate the threat, and has granted the Administrator of the United States Environmental Protection Agency exclusive authorization to promulgate performance standards for such devices; and

WHEREAS, Initial standards have not yet been promulgated and, in any event, will not become effective for new watercraft until two years after promulgation and for existing watercraft until five years after promulgation; and

WHEREAS, There is therefore an urgent need for interim legislation on the state level to protect and preserve the public health and environment in the State of Washington from the threat posed by the discharge from watercraft of untreated or inadequately treated sewage into state waters;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives request that the Legislative Council hold public hearings to study the matter of watercraft waste disposal legislation and to prepare such legislation for the 1972 Extraordinary Session of the Washington State Legislature; and

BE IT FURTHER RESOLVED, That the Legislative Council is requested to consult with the Department of Social and Health Services, Division of Health, the Department of Ecology, representatives of the boating industry and boating organizations, and any other interested citizen, agency or department regarding this matter.

Mr. O'Brien moved adoption of the resolution.

Representatives O'Brien and Zimmerman spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Mentor.

Mr. Mentor: "I am very concerned, as you are, that something be done with boats. But I am also concerned, and would like to be assured, that in this study you also include the ultimate disposal of this waste, such as the shore installations. I would like to be assured that you are going to study the ultimate disposal of this waste from—not only holding on the boats—but also getting rid of it on shore."

Mr. O'Brien: "That is right, Mr. Mentor. That is the primary reason for this study. The bill that we originally introduced would require off-shore installations to be installed within a short period of time. But because the federal regulation and also some of the marinas felt that a study should be made, that they weren't ready to incur this cost, there was some confusion about what the federal stands might be. That is the reason we felt this study by the Legislative Council should be made. However, the Department of Health has made a comprehensive study in this field, and came out and endorsed the concept, I believe, of House Bill No. 358 and felt we should enact it. But apparently some opposition generated to this off-shore installation. They felt the off-shore installation was the only way to go. Of course, some of the marinas and others felt we were putting an unnecessary burden on the shipowners because they would have to install containers and in some of the older boats it might be a problem. In the future I think all new boats should have a container set-up to take care of this type of toilet waste. This is the primary purpose of this—to make a comprehensive survey of all marinas and see if something can't be done, within a reasonable length of time, to take care of this very serious problem."

Mr. Eikenberry spoke in favor of the resolution but pointed out additional factors which he said should be taken into consideration.

The resolution was adopted.

HOUSE RESOLUTION NO. 71-62, by Representative Conner:

WHEREAS, The area of Port Discovery Bay south of a line extending from Diamond Point in Clallam County easterly to the western extremity of Cape George in Jefferson County is at present being subjected to commercial fishing; and

WHEREAS, The potential ecological and environmental effects of commercial fishing on that area are not known;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of the predicted ecological and environmental effects of commercial fishing on Port Discovery Bay.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Session of the Legislature for its consideration.

On motion of Mr. Conner, the resolution was adopted.

HOUSE RESOLUTION NO. 71-61, by Representatives McDermott, Costanti, Ross, Martinis, Mentor, Perry, Shinpoch, Blair, Kraabel, Kiskaddon, Douthwaite, Maxie, Williams and Charnley:

WHEREAS, Even in times of normal economic conditions, many citizens of this state, because of poverty or other conditions which render them disadvantaged, have difficulty obtaining sufficient and nutritious food; and

WHEREAS, In the particularly difficult economic conditions presently existing, far more citizens experience severe problems of nutrition and adequate food supply; and

WHEREAS, Solving problems of nutrition and food supply are among the most important responsibilities of state government; and

WHEREAS, The State of Washington has, from time to time, significant surpluses of salmon, and which surpluses are not utilized either by commercial or sports fishermen and which surpluses are not needed and may in fact be harmful to proper resource conservation; and

WHEREAS, The public resources of the state should be used for the broad benefit of the people of the state, particularly those in need; and

WHEREAS, The cooperation of various departments of state government and the utilization of science to solve social problems is a highly desirable approach to the solution of social problems; and

WHEREAS, Such a joint project by various departments can provide opportunities for training for gainful employment, can utilize public resources and private enterprise, and can introduce new federal funds and stimulate economic activity in the state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Secretary of the Department of Social and Health Services, the Director of the Department of Fisheries and the Commissioner of the Department of Employment Security, being already authorized, are hereby requested to establish a program to provide for the capture of surplus salmon and the use of such salmon for the feeding of those citizens of the State of Washington in need of additional and nutritional foodstuffs pursuant to standards and criteria of eligibility already set forth by law and regulations; and

BE IT FURTHER RESOLVED, That such program should utilize private enterprise relative to the capture of said fish and the preservation and canning of same, by contract with private enterprise let on a bid basis; and

BE IT FURTHER RESOLVED, That so much of said fish as is necessary to pay for the cost of said program may be sold and the balance thereof used for the purposes set forth in this resolution; and

BE IT FURTHER RESOLVED, That the various departments involved use this opportunity to train persons for future employment in the fields necessary to implement this program, and that reasonable training requirements may be made part of the conditions of the contracts to be let to private enterprise; and

BE IT FURTHER RESOLVED, That the departments are to make known the results and success of such program and report recommendations for the continuance of this program, if appropriate, and the establishment of other similar programs, as indicated, to the legislature at the 1973 legislative session.

Mr. McDermott moved adoption of the resolution, and spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. McDermott yielded to question by Mr. Barden.

Mr. Barden: "Representative McDermott, do you have any idea what the rate of return on profit is in the fishing of salmon to the canneries and to the fishermen?"

Mr. McDermott: "This would be a proposal by which the state would lease the fishing

boats and the canneries and would give them enough money to pay their wholesale costs. The rest would then be distributed."

Mr. Barden: "If we were to follow then, Representative McDermott, that thesis and the average business return of slightly in excess of ten percent, then in order for the families on public assistance to get five cans of salmon, the fishermen would have to catch fifty cans of salmon approximately—or catch the salmon and put them in the cans."

Mr. McDermott: "The situation would be set up so that there would be a profit made by fishermen, packers, and the state would get back its administrative costs. We would still have significant amounts left to distribute to public assistance people, by a fish stamp, or some other program."

Mr. Barden: "Would this fishing be done outside of the regular commercial season?"

Mr. McDermott: "This would be done by bids, and would be during the season that they are in Lake Washington. The problem is that in Lake Washington you can't just turn loose all the fishing fleet, so we need to have some system by which we allow fishermen to come in. It would be done by a competitive bid system. It would also be used at the hatchery mouths as well, by competitive bid system."

Mr. Barden spoke against the resolution.

Mr. Hatfield moved adoption of the following amendment to the resolution:

After the second paragraph, strike: "WHEREAS, Solving problems of nutrition and food supply are among the most important responsibilities of state government; and"

Mr. Hatfield spoke in favor of the amendment, and Mr. Ross spoke against it.

The amendment by Mr. Hatfield to House Resolution No. 71-61 was not adopted.

Mr. Conner spoke against adoption of the resolution.

Mr. Bradley demanded an electric roll call, and the demand was not sustained.

Mr. Martinis spoke in favor of the resolution.

#### MOTION

Mr. Beck moved that House Resolution No. 71-61 be referred to the Committee on Natural Resources and Ecology.

Representatives Beck and Newhouse spoke in favor of the motion.

The motion was carried.

House Floor Resolution No. 71-61 was referred to the Committee on Natural Resources and Ecology.

#### SECOND READING

HOUSE BILL NO. 680, by Representatives Kopet, Charette and Jones:

Providing for local public works planning.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 680 be placed on final passage.

The motion was lost.

House Bill No. 680 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 769, by Representatives Kraabel, Perry, Rabel, Hurley, Ross, McDermott and Brown:

Providing for a new highway hearing procedure.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, beginning on line 6 strike the remainder of the bill and insert the following: "NEW SECTION. Section 1. The department of highways in the location and design of all state highways, including state highways which are not a part of a federal aid system, shall comply with the requirements of federal laws, regulations and memoranda providing for and governing the conduct of public hearings including the consideration to be given social, economic and environmental effects in connection with the location and design of federal aid highways."

On page 1, line 1 of the title after "highways;" strike the remainder of the title and insert "providing for highway location and design hearing procedures; and creating a new section."

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

House Bill No. 769 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 769 be placed on final passage.

The motion was lost.

Engrossed House Bill No. 769 was passed to Committee on Rules and Administration for third reading.

MOTION

On motion of Mr. Bledsoe, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The Speaker (Mr. Morrison presiding) called the House to order at 2:30 p.m.

The Clerk called the roll and all members were present except Representatives Blair, Costanti and McCormick who were excused.

The Speaker resumed the Chair.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

REPORTS OF STANDING COMMITTEES

April 22, 1971.

REENGROSSED SENATE BILL NO. 98, setting out guidelines for pupil conduct, discipline, and rights in the common schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, insert a new section as follows:

“NEW SECTION. Sec. 3. No pupil shall be discriminated against nor denied an equal educational opportunity on the basis of race, creed, color, national origin, sex, marital status, pregnancy, or previous condition of incarceration.”

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Costanti, Johnson, McDermott, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

April 22, 1971.

ENGROSSED SENATE BILL NO. 298, requiring certain insurance coverage for employees of school districts and institutions of higher learning, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 8 after “[employee covered]” strike “.], *except the*” and insert “[. The”

On page 2, section 2, line 12 after “student,” and beginning with “All” strike all of the material down to and including “RCW.” on line 17

On page 2, section 3, line 33 after “[employee covered]” strike “[.], *except the*” and insert “[. The”

On page 3, section 3, line 4 after “student.” and beginning with “All” strike all of the material down to and including “RCW.” on line 9

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Johnson, Jones, Lysen, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

MOTION

Mr. May moved that ENGROSSED SENATE BILL NO. 298 be rereferred from the Committee on Rules and Administration to the Committee on Appropriations.

Mr. May spoke in favor of the motion and Mr. Brouillet spoke against it.

Mr. May spoke again in favor of the motion.

## POINT OF INQUIRY

Mr. May yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. May, we are frantically searching around here for the companion bill you mentioned. What is this Senate bill about?"

Mr. May: "This is to buy health services for 40,000 teachers and 27,000 certificated people, other groups and directors. It amounts to \$585,000 every year. With an austere budget, I don't think we should take on new programs. I think we should take care of the established programs we have."

Representatives Hoggins and Randall spoke against the motion to rerefer Engrossed Senate Bill No. 298 to the Committee on Appropriations, and Representatives Hubbard and Hatfield spoke in favor of it.

Mr. May spoke again in favor of the motion, and Mr. Wolf also spoke in favor of it.

The motion by Mr. May was lost on a rising vote.

## MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

## SECOND READING

ENGROSSED SENATE BILL NO. 262, by Senators Dónohue and Knoblauch (by Departmental request):

Implementing law relating to that tax on cigarettes, the proceeds from which go into the school building bond redemption fund.

Committee recommendation: Do pass with the following amendments:

On page 2, after section 1 strike all of section 2.

On page 1, line 3 of the title strike everything after "28A.47.440" and insert a period

On motion of Mr. Bledsoe, the amendments were adopted.

The bill was read the second time

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 262 as amended by the House was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Anderson.

Mr. Anderson: "Does this take the money that is now being paid to the Korean bonus?"

Mr. Flanagan: "Not this particular bill, no. This particular bill deals with money that is going to public school construction bonds."

Mr. Anderson: "This is not blood money then?"

Mr. Flanagan: "I wouldn't call it that."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 262 as amended by the House, and the bill passed the House by the following vote: Yeas, 53; nays, 41; absent or not voting, 5.

Voting yea: Representatives Amen, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Charette, Charnley, Conway, Copeland, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Maxie, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Randall, Ross, Schumaker, Shera, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Bradley, Brouillet, Ceccarelli, Chatalas, Conner, Cunningham, Gallagher, Grant, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Litchman, Lysen, Martinis, Marzano, May, McDermott, Merrill, Moon, Perry, Rabel, Rosellini, Savage, Sawyer, Shipoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Wolf—41.

Absent or not voting: Representatives Backstrom, Blair, Costanti, Gilleland, McCormick—5.

Engrossed Senate Bill No. 262 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 262 as amended by the House was ordered transmitted immediately to the Senate.

HOUSE BILL NO. 863, by Representatives Jones, Costanti and Gilleland:  
Defining school day for common school purposes.

The bill was read the second time.

Mr. Ross moved adoption of the following amendment:

On page 1, after line 25 insert a new section as follows:

"Sec. 2. Section 13, chapter 283, Laws of 1969 ex. sess. and RCW 28A.02.061 are each amended to read as follows:

The following are school holidays, and school shall not be taught on these days: Saturday; Sunday; the first day of January, commonly called New Year's Day; *the third Monday in January, being the anniversary of the birth of Martin Luther King, Jr.*; the third Monday in February, being the anniversary of the birth of George Washington; the last Monday in May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declaration of Independence; the first Monday in September, to be known as Labor Day; the fourth Monday in October, to be known as Veterans' Day; the fourth Thursday in November, commonly known as Thanksgiving Day; the day immediately following Thanksgiving Day; the twenty-fifth day of December, commonly called Christmas Day: PROVIDED, That no reduction from the teacher's time or salary shall be made by reason of the fact that a school day happens to be one of the days referred to in this section as a day on which school shall not be taught.

The provisions of this section shall take effect on January 1, 1971."

Mr. Julin moved adoption of the following amendment by Representatives Julin, Ross and Smythe to the amendment:

On page 1, section 2, lines 3 and 4 of the amendment strike "*the third Monday in January, being the anniversary of the birth of Martin Luther King, Jr.*," and insert: "*the fourth Friday in November, commonly known as 'Honored Americans Day', being a day for honoring and remembering all Americans who have made a contribution to the fulfillment of American ideals, this day to honor such men as Richard E. Byrd, Dwight D. Eisenhower, Alexander Hamilton, Herbert C. Hoover, Thomas Jefferson, Chief Joseph, John F. Kennedy, Martin Luther King, Robert E. Lee, Abraham Lincoln, James Madison, John Marshall, Theodore Roosevelt, Sacajawea, Henry David Thoreau, Booker T. Washington, Marcus Whitman, Eli Whitney, and C. Woodrow Wilson.*"

Mr. Julin spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Ross yielded to question by Mr. Grant.

Mr. Grant: "Mr. Ross, who is 'C. Woodrow Wilson'?"

Mr. Ross: "He was a Democrat."

Mr. Grant: "He may very well be. I understand he is operating a gas station in Algona. If you intend to honor Woodrow Wilson the President, I think you should clarify that."

PARLIAMENTARY INQUIRY

Mr. Jueling: "I wonder if, without too much ado, we could say 'such men and women' since Sacajawea was a woman."

The Speaker: "We will pair her with C. Woodrow Wilson."

Mr. Hatfield: "I would just call the attention of the House to the fact that if we do intend to honor President Woodrow Wilson, the initial should be 'T' because his given name was 'Thomas.'"

The Speaker: "We can make that technical correction in the back room."

POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Kilbury.

Mr. Kilbury: "In line 4 of the amendment after '*honor*' would it not be better to have

the following words: *'men and women such as but not limited to'*? I am sure there are many other famous Americans that perhaps should be included in this."

Mr. Julin: "I believe that within the context of this statute, the inclusion of Sacajawea would carry with it the intent that all women as well as men be included."

Mr. Douthwaite spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Barden.

Mr. Barden: "Representative Hubbard, looking at this list of great Americans we are honoring, I notice only one of them was a resident of the state of Washington. Chief Joseph did hail from the area that you now represent in this legislature. I wonder if you might like to express to the body the significance of this man's name on the list."

Mr. Hubbard: "I would not have done so, but since I have been asked I feel I have no alternative. Many of this great American's ancestors, of course, reside in my district. I am not going to go into my usual speech on Chief Joseph. I have one. If I hadn't already cried myself out on this body a time or two, I would again, but it is a rather tear jerking experience for me to do it. I will decline. I will say he was a great American. He leaves many great Americans behind him in my district and I would like to see his memory carried on."

Mr. Bledsoe demanded the previous question and the demand was sustained.

The amendment by Representatives Julin, Ross and Smythe to the amendment was adopted on a rising vote.

The Speaker stated the question before the House to be the amendment by Mr. Ross as amended.

#### PARLIAMENTARY INQUIRY

Mr. Beck: "Mr. Speaker, I voted no on that last question. I don't know why. I'm way out on Cloud 9 someplace. I'd like to have something explained. I find out we are voting here, according to my sheet, on House Bill No. 863. This bill is an act relating to education, and line three is just 'BE IT ENACTED BY THE LEGISLATURE . . .'"

The Speaker: "This was an amendment to the amendment, Mr. Beck, not an amendment to the bill."

Mr. Beck: "Well what have I got here?"

The Speaker: "We are voting now on the amended amendment by Representative Ross."

Mr. Beck: "Ross and Smythe, is that what we are voting on?"

The Speaker: "We just adopted that as an amendment to the amendment."

Mr. Beck: "That's the one I voted no on? Well that are we voting on now?"

The Speaker: "Now you get to vote no on the amended amendment by Representative Ross."

Mr. Beck: "I will still vote no."

Mr. Ross spoke in favor of adoption of the amended amendment.

The amendment by Mr. Ross as amended by Representatives Julin, Ross and Smythe was adopted.

On motion of Mr. Ross, the following amendment to the title was adopted:

On page 1, line 2 of the title after "28A.01.010" strike the period and add the following: "; and amending section 13, chapter 283, Laws of 1969 ex. sess. and RCW 28A.02.061."

House Bill No. 863 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 863 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 875, by Representatives Ceccarelli, Curtis, Rosellini and Blair:

Permitting certain minor employees of class H license holders to serve and sell liquor. Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12 after "public" strike " , including the performance of their work in rooms or areas"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

House Bill No. 875 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 875 be placed on final passage.  
The motion was lost.

HOUSE BILL NO. 1063, by Representative Kopet:  
Relating to the sale of certain public lands.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 29, 1971, Eighteenth Day Ex. Sess.)

The bill was read the second time.

Mr. Bluechel moved adoption of the committee amendment.

Mr. Kopet spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bluechel, the committee amendment to the title was adopted.

House Bill No. 1063 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 1063 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 1072, by Representatives Mentor, Beck, Goldsworthy, Barden, Merrill, Paris, Marzano, Lynch, Jastad, Copeland, Cunningham, Wolf, Anderson, Randall, Costanti, Berentson, Perry, Bagnariol, Lysen, Kirk, Charnley, Litchman, Ross, Maxie, Gilleland, Haussler, Rabel, Smith, Hansey, Eikenberry, Bozarth, Bauer and Jones:

Providing for free motor vehicle licenses for certain disabled veterans.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 15 after "director of" strike "licenses" and insert "[licenses] motor vehicles"

The bill was read the second time.

On motion of Mr. Berentson, the committee amendment was adopted.

House Bill No. 1072 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 1072 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 1075, by Representatives May, Brouillet, Jueling, Marzano, Gallagher, Adams, Bottiger and Wojahn:

Providing that certain collective bargaining agreements contain a provision for retroactive wages.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 10 strike "shall" and insert "may"

On page 1, section 1, line 13 strike "shall" and insert "may"

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments were adopted.

Mr. Spanton moved adoption of the following amendment:

On page 1, insert a new section as follows:

"NEW SECTION. Sec. 2. No public school district, community college district or state institution of higher education shall pay any employee for expenses incurred or for time lost from his official duties as a result of participating in any activities of an employee organization."

Mr. Spanton spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Spanton yielded to question by Mr. Charette.

Mr. Charette: "Under this amendment, would you consider the Washington State School Directors' Association an employee or an employer organization?"

Mr. Spanton: "I do not consider it as an employee organization. It has an official, legal sanction."

## POINT OF ORDER

Mr. Grant: "I am wondering if the amendment by Mr. Spanton is in line with your previous rulings dealing with scope and object. It would appear to me that he has broadened the intent of the original legislation which was very narrow, providing that certain collective bargaining agreements contain a provision for retroactive wages, to now prohibit the payment of any expenses incurred by employees in any schools, which is a narrow area, but prohibits the payment of expenses incurred by employees. I wonder how that gibes with your previous rulings dealing with scope and object."

## POINT OF ORDER

Mr. Brouillet: "Mr. Speaker, a further comment before you rule on Mr. Grant's point of order. Mr. Spanton's amendment also seeks to amend Title 28 which many of the people in this amendment are covered by. The title of the bill, public employees, deals with Title 41. About half of the people he hopes to affect by this amendment come under another title, which I think would broaden the scope of the bill beyond what is intended."

The Speaker: "I don't see any mention of any section of the Code in Mr. Spanton's amendment."

Mr. Brouillet: "The community college people and higher education people are covered under Title 28B of the higher education code. This would also deal with certificated and noncertificated people. The noncertificated people are handled in one section and this amendment deals with Title 28B. That is the only reference that I would bring to your attention."

## RULING BY THE SPEAKER

The Speaker: "It would appear that the scope of House Bill No. 1075, even after amended by committee, is very, very narrow, setting solely permissive limits which could be negotiated for the effective date of an agreement—even though the section itself has certain language—they are talking about collective bargaining agreements, bargaining representatives, which I assume could mean an employee organization or activities of employee organization as constituted for the purpose of collective bargaining. The original House Bill No. 1075 as drafted is so narrow in scope, pertaining only to effective dates of such agreements and has nothing to do with community college districts, state institutions of higher education, that I think the point is well taken and the amendment is not in order."

House Bill No. 1075 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 1075 be placed on final passage.

The motion was lost.

HOUSE BILL NO. 1116, by Representatives Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins:

Changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services.

The bill was read the second time.

Mrs. Wojahn moved adoption of the following amendment:

On page 3, section 5, line 20 following "services" and before the period, insert "and such supervisor of consumer services shall be an experienced veterinarian"

Mrs. Wojahn spoke in favor of the amendment.

## MOTION

Mr. Newhouse moved that the House defer further consideration of House Bill No. 1116 and the bill be ordered placed on tomorrow's second reading calendar.

Representatives Newhouse, Bledsoe and Moon spoke in favor of the motion, and Mrs. Wojahn spoke against it.

The motion to defer consideration of House Bill No. 1116 was carried.

## MOTION

Mr. Bledsoe moved that HOUSE BILL NO. 740 be placed at the top of today's second reading calendar.

The motion was carried.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Tuesday, April 27, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FORTY-SEVENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 27, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative McCormick who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles W. Myers of the Emmanuel—Conservative Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE GOVERNOR

Office of the Governor, April 26, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 26 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 251: Providing that a mailed tax notice can serve to give information required on tax payment receipt.

ENGROSSED HOUSE BILL NO. 353: Pertaining to refunds for non-highway use of fuel.

ENGROSSED HOUSE BILL NO. 660: Exempting credit cards from small loan regulations.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

## MESSAGES FROM THE SENATE

April 26, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 179,  
 ENGROSSED SENATE BILL NO. 186,  
 ENGROSSED SENATE BILL NO. 214,  
 ENGROSSED SENATE BILL NO. 286,  
 ENGROSSED SENATE BILL NO. 392,  
 ENGROSSED SENATE BILL NO. 436,  
 SENATE BILL NO. 467,  
 SUBSTITUTE SENATE BILL NO. 470,  
 SENATE BILL NO. 493,  
 SENATE BILL NO. 525,  
 ENGROSSED SENATE BILL NO. 696,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 796,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 26, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 372 and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

April 26, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 514, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE BILL NO. 514.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 179, by Senators Whetzel and Francis (by Departmental request):

An Act relating to public assistance; and amending section 74.09.180, chapter 26, Laws of 1959 as amended by section 8, chapter 173, Laws of 1969 ex. sess. and RCW 74.09.180.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 214, by Senators Connor, Ridder and Peterson (Ted):

An Act relating to alcoholism; and adding new sections to chapter 70.96 RCW.

Referred to Committee on Social and Health Services.

SENATE BILL NO. 493, by Senator Gissberg:

An Act relating to fire protection districts; and amending section 8, chapter 24, Laws of 1951 2nd ex. sess. as amended by section 2, chapter 13, Laws of 1963 ex. sess. and RCW 52.16.130.

Referred to Committee on Revenue and Taxation.

ENGROSSED SUBSTITUTE SENATE BILL NO. 796, by Committee on Judiciary:

An Act relating to the regulation of collection agencies; creating new sections; repealing section 1, chapter 90, Laws of 1929 and RCW 19.16.010; repealing section 2, chapter 90, Laws of 1929 and RCW 19.16.020; repealing section 3, chapter 90, Laws of 1929 and RCW 19.16.030; repealing section 4, chapter 90, Laws of 1929 and RCW 19.16.040; repealing section 5, chapter 90, Laws of 1929 and RCW 19.16.050; providing an effective date; and prescribing penalties.

Referred to Committee on Business and Professions.

SECOND READING

HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis:  
Implementing law relating to fees of state's colleges and universities.

MOTION

On motion of Mrs. Lynch, Substitute House Bill No. 740 was substituted for House Bill No. 740, and the substitute bill was placed on the calendar for second reading. Substitute House Bill No. 740 was read the second time.

Mr. Barden moved adoption of the following amendment:

On page 3, section 3, line 18 after "for the benefit of" strike "prospective, current or former" and insert "current"

Mr. Barden spoke in favor of adoption of the amendment and Mrs. Lynch spoke against it.

Mr. Barden spoke again in favor of the amendment and Mr. Douthwaite spoke against it.

The amendment by Mr. Barden was not adopted.

Mr. King moved adoption of the following amendment by Representatives King and Smythe:

On page 3, section 3, line 18 following "for the" strike all the material down to and including "students" on line 19 and insert "express purpose of funding student activities and programs"

Representatives King and Smythe spoke in favor of adoption of the amendment, and Representative Lynch spoke against it.

POINT OF INQUIRY

Mr. King yielded to question by Mr. Smythe.

Mr. Smythe: "Representative King, the amendment reads for the 'express purpose of funding student activities and programs.' Could you, for the benefit of the House, define what you term 'activities and programs' that this would cover?"

Mr. King: "Well, I believe the intent here is that it be anything that is adopted by the student government (whatever government that is) and hopefully by the governing body in addition to it. It would include such things as their athletic programs (if they want to), their intercollegiate debate, their school dances—all the things that students do as part of their activity programs. In addition to that, I would believe that this amendment would cover the things necessary for the activities. I think it would be possible if the student government decided to build an intramural building, for example, as part of their activities program, and they were involved in it, that this would cover that also. I think the key thing is that it be related to a decision made by the students."

Mr. Smythe spoke again in favor of the amendment.

Representatives Bledsoe and Pardini spoke against the adoption of the amendment by Representatives King and Smythe, and Representatives Lysen and Maxie spoke in favor of it.

The amendment by Representatives King and Smythe was adopted on a rising vote.

Mr. Barden moved adoption of the following amendments:

On page 5, section 6, line 1 after "not less than" strike "one" and insert "[one] three"

On page 6, section 7, line 30 after "tuition fee," strike "one" and insert "[one] three"

On page 8, section 9, line 26 strike "ninety-six" and insert "three hundred"

On page 9, section 10, line 12 after "fee," strike "one" and insert "[one] three"

Mr. Barden spoke in favor of adoption of the amendments, and Representatives Lynch, Shera and Smythe spoke against them.

POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Mentor.

Mr. Mentor: "I am really just a little bit confused here. You say that the tuition for out-of-state students will be \$1,500 now?"

Mrs. Lynch: "For universities, yes. It was \$1,080."

Mr. Mentor: "In this amendment by Representative Barden it goes from \$100 to \$300 a quarter."

Mrs. Lynch: "I am talking about the entire area of all the fees—tuition fees and everything put together."

Mr. Mentor: "But all this amendment does is just change the tuition from \$100 to \$300. Another thing I am confused on, I understand that our out-of-state tuition fee in this state is the lowest in eleven western states and even with this increase we are still not going to be up to an average or anywhere near the top of the other western states."

Mrs. Lynch: "We are going to be a lot higher than we have been."

Mr. Mentor: "I understand we will be higher than we have been, but we will still be way lower than the other eleven western states, even with this increase that is in this bill. If this amendment passes, then we will still be only on an average. Is that right?"

Mrs. Lynch: "I'm not sure where we fit in the eleven western states."

Mr. Douthwaite spoke against adoption of the amendments by Mr. Barden.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Flanagan.

Mr. Flanagan: "In order to clarify this, could you tell me what the nonresident tuition is at Oregon State or the University of Oregon?"

Mrs. Lynch: "No, Representative Flanagan, I cannot, but I can find it for you in a few moments."

Mr. Flanagan: "I thought that might be of interest to the people before voting on the amendment."

Mr. Barden closed debate, speaking in favor of adoption of the amendments.

The amendments by Mr. Barden were not adopted.

Miss Maxie moved adoption of the following amendment by Representatives Maxie and Lynch:

On page 10, section 11, line 1 after "That" insert "a state-wide student aid advisory committee shall be appointed by the director of the state board for community college education to assist the director in the promulgation of such regulations and procedures and to provide specific advice to the director in the development of priorities recognizing need based on income levels: PROVIDED FURTHER,"

Representatives Maxie and Lynch spoke in favor of the amendment.

The amendment was adopted.

Mr. Newhouse moved adoption of the following amendments by Representatives Cunningham and Newhouse:

On page 10, section 11, line 3 strike "equal a minimum of five" and insert "be not more than three"

On page 10, section 11, line 10 strike "five" and insert "three"

Mr. Newhouse spoke in favor of the amendments, and Representatives Kiskaddon, Lynch and Bledsoe spoke against the amendments.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mrs. Lynch, does this new waiver program in community colleges refer to resident, nonresident student, or both?"

Mrs. Lynch: "I believe that at the present time it is possible that a nonresident student could obtain this waiver. However, I know that there is another amendment on the desk now, that I will personally support, saying that the waiver should only be used for resident students. But up to the present time they have been able to be used for nonresidents although there is only one college, that I know of, where they have really done this."

Representatives Hurley and Newhouse spoke in favor of the amendments.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mrs. Kirk.

Mrs. Kirk: "Mrs. Lynch, I was informed yesterday that a great many of our students attending community college or the university are on welfare. This particular person that talked to me said that their grant had been lowered (this was a mother whose grant was also

lowered), that this fund would raise the student grants, and she wondered what we could do to raise hers. Is this true that the students are on welfare and their grants have been cut, and through this fund they will be subsidized?"

Mrs. Lynch: "I can't believe it is true. I'm not quite sure what you mean that their grants have been cut. Are you talking about the welfare grants? I couldn't answer you on welfare, but I cannot believe that this has anything to do with it, Representative Kirk. This is dealing directly with the cost of their education. I don't believe that the community colleges and the Department of Social and Health Services have gotten together in this state."

The amendments by Representatives Cunningham and Newhouse were adopted on a rising vote.

The Speaker called on Mr. Copeland to preside.

On motion of Mr. Pardini, the following amendment was adopted:

On page 10, section 11, line 15 after "nonresident fees" and before the period, insert "PROVIDED FURTHER, That no waiver under this section shall be granted to a person who is not a 'resident student' as defined in RCW 25B.15.010"

Mr. Barden moved adoption of the following amendment:

On page 9, line 25, strike all of section 11 and renumber the remaining sections consecutively

Representatives Barden and Hatfield spoke in favor of the amendment, and Representatives King, Lynch and Charnley spoke against it.

The Speaker resumed the chair.

Representatives Brouillet and Bottiger spoke against the amendment.

Mr. Barden spoke again in favor of his amendment.

#### POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Goldsworthy.

Mr. Goldsworthy: "Representative Lynch, many of us here are extremely interested in trying to work out a loan program. Why do we not have one in this bill?"

Mrs. Lynch: "Representative Goldsworthy, I think I should point out to you that if you look in the bill, you will find that there is a short-term loan program already started in this bill. The reason we have been able to do that is because this is dealing directly with the student fees. The big concern that all of us have had—and I will point out to Representative Barden that it is totally untrue that the Council on Higher Education and those people who are involved in higher education are against the loan program. They are not. But the problem has been, as long as our Constitution reads the way it does, that 'the credit of the state cannot be loaned,' we have not felt that we could go ahead and do this. I do know that the Council on Higher Education will, within the next two years, take a real good look at how we can do this. The state of Ohio has tried and they found themselves to be in a very difficult position because they tried in the legislature to start a program without facts and figures on it. I would suggest to you that by the time we come back two years from now, we will probably come back with a loan program for you."

#### PARLIAMENTARY INQUIRY

Mr. Mentor: "Mr. Speaker, is it too late to go back on page 3, line 27 and amend that 'twelve months' to 'five years'?"

The Speaker: "Yes, it is, Mr. Mentor."

The amendment by Mr. Barden to Substitute House Bill No. 740 was not adopted.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker (Mr. Wolf presiding) called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Adams and McCormick who were excused.

## PRESENTATION OF GIFTS

The Speaker (Mr. Wolf presiding): "It is a distinct pleasure today to have the opportunity of conducting this part of our program whereby the House of Representatives recognizes its leaders."

The Speaker (Mr. Wolf presiding) requested that Representatives Pardini, Gilleland, Kraabel and Polk escort Representatives Kirk and North to the bar of the House.

The Speaker (Mr. Wolf presiding): "It is a pleasure to have Representative Kirk and Representative North, who put a great deal of effort into the selection of gifts, as part of our presentation."

The Speaker (Mr. Wolf presiding) requested that Representatives Shera, Bledsoe, Sawyer and Wojahn retire to the office of the Speaker and conduct the Speaker and Mrs. Swayze to the bar of the House.

Representatives Bledsoe and Sawyer presented a gift on behalf of the members of the House to the Speaker and Mrs. Swayze.

Representatives Bledsoe, Sawyer, Shera and Wojahn escorted the Speaker and Mrs. Swayze to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives O'Brien and Goldsworthy escort Speaker Pro Tem Copeland to the bar of the House.

Representative O'Brien presented a gift on behalf of the members of the House to Speaker Pro Tem Copeland.

Representatives O'Brien and Goldsworthy escorted Speaker Pro Tem Copeland to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives Brouillet, Perry, Bottiger and Ceccarelli escort Minority Leader Sawyer and Mrs. Sawyer to the bar of the House.

Representative Brouillet presented a gift on behalf of the members of the House to Minority Leader Sawyer and Mrs. Sawyer.

Representatives Brouillet, Perry, Bottiger and Ceccarelli escorted Minority Leader Sawyer and Mrs. Sawyer to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives Morrison, Flanagan, Lynch and Curtis escort Majority Leader Bledsoe and Mrs. Bledsoe to the bar of the House.

Representative Morrison presented a gift on behalf of the members of the House to Majority Leader Bledsoe and Mrs. Bledsoe.

Representatives Morrison, Flanagan, Lynch and Curtis escorted Majority Leader Bledsoe and Mrs. Bledsoe to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives Charette and Bagnariol escort Minority Caucus Chairman Chatalas to the bar of the House.

Representative Charette presented a gift on behalf of the members of the House to Minority Caucus Chairman Chatalas.

Representatives Charette and Bagnariol escorted Minority Caucus Chairman Chatalas to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives Cunningham, Berentson, Hatfield and Amen escort Majority Caucus Chairman Newhouse and Mrs. Newhouse to the bar of the House.

Representative Cunningham presented a gift on behalf of the members of the House to Majority Caucus Chairman Newhouse and Mrs. Newhouse.

Representatives Cunningham, Berentson, Hatfield and Amen escorted Majority Caucus Chairman Newhouse and Mrs. Newhouse to the rear of the House Chamber.

The Speaker (Mr. Wolf presiding) requested that Representatives King, Marzano, Gallagher and Shinpoch escort Democratic Organization Leader Gary Grant and Mrs. Grant to the bar of the House.

Representative King presented a gift on behalf of the members of the House to Democratic Organization Leader Gary Grant and Mrs. Grant.

Representatives King, Marzano, Gallagher and Shinpoch escorted Democratic Organization Leader Gary Grant and Mrs. Grant to the rear of the House Chamber.

The Speaker (Mr. Wolf Presiding): "Ladies and gentlemen of the House: Our distinguished leaders are at the back of the House. The House will be at ease until the call of the gavel so that you can shake hands and wish them your own congratulations."

The Speaker (Mr. Wolf presiding) declared the House to be at ease.

The Speaker called the House to order.

### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

### REPORTS OF STANDING COMMITTEES

April 27, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 51, providing for changes in certain licensing regulations, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendments:

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 10, chapter 323, Laws of 1959 and RCW 18.08.190 are each amended to read as follows:

Certificates of registration shall expire on the last day of June following their issuance or renewal. The director shall set the yearly fee for renewal which fee shall be [not less than ten dollars nor more than twenty dollars] *not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.* Renewal may be effected during the month of June by payment to the director of the fee set. In case any registrant fails to pay the renewal fee before thirty days after the due date, the renewal fee shall be the current fee plus an amount equal to one year's fee: PROVIDED, That any registrant in good standing may withdraw from practice by giving written notice to the director, and may thereafter resume practice at any time upon payment of the then current annual renewal fee.

Sec. 2. Section 7, chapter 75, Laws of 1923, as last amended by section 9, chapter 223, Laws of 1967 and RCW 18.15.060 are each amended to read as follows:

Every person licensed as a barber shall pay an annual license fee of [nine] *not more than ten dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act,* for a license renewal certificate on or before the thirtieth day of June each year. Failure to pay the annual license renewal fees before delinquency shall work a forfeiture of the license, but the license may be renewed within three years thereafter without examination upon application therefor by the licentiate, and payment of a fee of fifteen dollars plus all lapsed fees. Should the licentiate allow his license to elapse for more than three years, he must be reexamined as for a new license.

Sec. 3. Section 7, chapter 180, Laws of 1951, as last amended by section 11, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.140 are each amended to read as follows:

Licenses may be renewed from year to year upon the payment on or before the first day of each July following their issuance, of a renewal fee as follows: Operator, [three] *not more than five dollars;* instructor operator, *not more than six dollars;* manager operator, [five] *not more than six dollars;* shop, *not more than seven dollars;* school, *not more than one hundred and fifty dollars, all such fees to be determined by the director as provided in section 21 of this 1971 amendatory act.*

A certificate of health is required with an application for an original license, one must also be filed with a renewal application. Any operator, manager operator, or instructor operator whose license has lapsed may have the same renewed upon payment of all fees which the applicant would have been required to pay to keep such license in effect, and an additional fee of five dollars for each lapsed year: PROVIDED, That any person whose license has lapsed for more than three years shall be reexamined, as in the case of any applicant for an original license.

Sec. 4. Section 6, chapter 149, Laws of 1955 as amended by section 2, chapter 97, Laws of 1965 and RCW 18.22.120 are each amended to read as follows:

Every person practicing chiropody must renew his license each year and pay a renewal fee of [fifteen] *not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.*

Any chiropody license that has been allowed to lapse may be renewed by presentation of a new character certificate as required for examination, together with the payment of the annual license fee.

Sec. 5. Section 10, chapter 5, Laws of 1919, as amended by section 5, chapter 53, Laws of 1959 and RCW 18.25.070 are each amended to read as follows:

Every person practicing chiropractic shall, as a prerequisite to annual renewal of license, submit to the director at the time of application therefor, satisfactory proof showing attendance during the preceding year, at one or more chiropractic symposiums which are recognized and approved by the board of chiropractic examiners.

Every person practicing chiropractic within this state shall pay on or before the first day of September of each year, after a license is issued to him as herein provided, to said director a renewal license fee of [fifteen] *not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.* The director shall, thirty days or more before September first, of each year mail to all chiropractors in the state a notice of the fact that the renewal fee will be due on or before

the first of September. Nothing in this chapter shall be construed so as to require that the receipts shall be recorded as original licenses are required to be recorded.

Sec. 6. Section 3, chapter 201, Laws of 1967 and RCW 18.28.030 are each amended to read as follows:

An application for a license shall be in writing, under oath, and in the form prescribed by the director. The application shall contain such relevant information as the director may require, but in all cases shall contain the name and residential and business addresses of each individual applicant, and of each member when the applicant is a partnership or association, and of each director and officer when the applicant is a corporation.

Except as provided hereinafter in this section the applicant shall pay an investigation fee of fifty dollars and a licensing fee of [fifty] *not more than eighty dollars to be determined by the director as provided in section 21 of this 1971 amendatory act*: PROVIDED, That a branch office of a licensed debt adjusting agency need not pay an investigation fee but only the licensing fee. If a license is not issued in response to the application, the director shall return [fifty dollars] *the licensing fee* to the applicant. An annual license fee of [fifty] *not more than eighty dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act*, shall be paid to the director by January 1st of each year. If the annual license fee is not paid by January 1st, the licensee shall be assessed a penalty for late payment in the amount of twenty-five dollars. And if the fee and penalty are not paid by January 31st, reapplication for a new license will be necessary, which may include taking any examination prescribed by the director.

The applicant shall file a surety bond with the director or in lieu thereof the applicant may file with the director a cash deposit or other negotiable security acceptable to the director and under conditions set forth in RCW 18.28.040: PROVIDED, That each branch office of a debt adjusting agency shall be required to be bonded as provided herein, but no bond will be required of an individual applicant while he is employed by a bonded debt adjusting agency or branch thereof.

The applicant shall furnish the director with such proof as the director may reasonably require to establish the qualifications set forth in RCW 18.28.060.

If the applicant is an individual person making an original license application he shall pay an examination fee of fifty dollars.

If the applicant is applying for a debt adjusting agency license it shall furnish the director with complete forms of all contracts and assignments designed for execution by debtors making any assignments to or placing any property with the applicant for the purpose of paying the creditors of such debtors, and complete forms of all contracts and agreements designed for execution by creditors to whom payments are made by the applicant. Only such forms furnished the director and not disapproved by him shall be used by a debt adjusting agency licensee.

Sec. 7. Section 1, chapter 83, Laws of 1953 and RCW 18.36.115 are each amended to read as follows:

Every person heretofore or hereafter granted a license under this chapter shall pay to the director an annual license renewal fee of [five] *not more than twenty-five dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act*, on or before the first day of July of each year, and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual license renewal fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the director, and payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 8. Section 6, chapter 108, Laws of 1937 and RCW 18.39.050 are each amended to read as follows:

Every application for a license hereunder, whether for an initial issue or for a renewal of one already granted, shall be made in writing on a form prescribed by the director [of licenses] and be verified by oath or affirmation before some person authorized by law to administer the same. The original application shall be accompanied by a natural photo of applicant. Every person making application for an initial issue of a license when an examination is required shall pay to the state treasurer the sum of [ten] *twenty-five* dollars and, in case such application is granted he shall pay the further sum of fifteen dollars prior to the issuance of such license. Every licensed embalmer or *licensed* funeral director [who has been in the business in the state of Washington not less than one year prior to the 31st day of December, 1936, and who shall register as such with said director of licenses as herein provided, shall, on or prior to the 31st day of December, 1937, pay to the state treasurer the sum of ten dollars, and thereupon he shall be entitled to and receive a license as such for the year commencing January 1, 1938. Every licensed embalmer making] *shall make an application for a renewal of his license for the succeeding year [shall], on or before the 31st day of December [prior to such year] of the current year, and pay to the state treasurer the sum of [five] not more than ten dollars, [and every licensed funeral director making an application for renewal of his license for the succeeding year shall, on or before the 31st day of December prior to such year, pay to the state treasurer the sum of five dollars] to be determined by the director as provided in section 21 of this 1971 amendatory act*, and upon the payment [of said fees, the person making the application] *thereof* shall be entitled to a [license without examination] *renewal of his license*.

Sec. 9. Section 11, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.110 are each amended to read as follows:

- (1) Every holder of a nursing home administrator's license shall reregister it annually

with the director on dates specified by the director by making application for reregistration on forms provided by the director. Such reregistration shall be granted automatically upon receipt of a [one hundred dollar] fee of not more than seventy-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. In the event that any license is not reregistered within thirty days after the date for reregistration specified by the director, the director shall, in accordance with rules prescribed by the board, give notice to the license holder, and may thereafter in accordance with rules prescribed by the board charge up to double the normal reregistration fee. In the event that the license of an individual is not reregistered within three years from the most recent date for reregistration it shall lapse and such individual must again apply for licensing and meet all requirements of this chapter for a new applicant. The board may prescribe rules for maintenance of a license at a reduced fee for temporary or permanent withdrawal or retirement from the active practice of nursing home administration.

(2) A condition of reregistration shall be the presentation of proof by the applicant that he has attended the number of classroom hours of approved educational programs, classes, seminars or proceedings set by the board. The board shall have the power to approve programs, classes, seminars or proceedings offered in this state or elsewhere by any accredited institution of higher learning or any national or local group or society if such programs, classes, seminars or proceedings are reasonably related to the administration of nursing homes. The board shall establish rules and regulations providing that the applicant for reregistration may present such proofs yearly, or may obtain the cumulative number of required hours over a three year period and present such proofs over periods of three years. In no event shall the number of classroom hours required for any time period exceed the number of such board approved classroom hours reasonably available over such time period on an adult or continuing education basis to nonmatriculating participants in this state.

(3) An individual may obtain and reregister a license under this chapter although he does not actively engage in nursing home administration.

Sec. 10. Section 13, chapter 144, Laws of 1919, as amended by section 1, chapter 275, Laws of 1955 and RCW 18.53.050 are each amended to read as follows:

During the month of January of each year, every registered optometrist shall pay to the state treasurer [fifteen] a fee of not more than twenty-five dollars as a renewal fee, to be determined by the director as provided in section 21 of this 1971 amendatory act, and failure to pay such fee within the prescribed time shall cause the suspension of his certificate. The state treasurer shall place two dollars and forty cents from each renewal fee into the general fund and shall place the balance into an optometry account which is hereby created for the enforcement of this chapter. Any residue in such account shall be accumulated and shall not revert to the general fund at the end of any biennium.

In the event of failure to pay the renewal fee, the director shall mail a notice of such suspension to the last known post office address of the holder between the first and fifth days of February, March and April next following and if the fee is not paid by May 1st the director may declare the certificate revoked and immediately notify the county clerk of the county in which the certificate is recorded, and the clerk shall mark his records accordingly.

Sec. 11. Section 6, chapter 4, Laws of 1919 and RCW 18.57.050 are each amended to read as follows:

Each applicant on making application shall pay the director a fee of twenty-five dollars which shall be paid to the state treasurer by said director and used to defray the expenses and compensation of said director. In case the applicant's credentials are insufficient, or in case he does not desire to take the examination, the sum of fifteen dollars shall be returned. All persons licensed to practice osteopathy or osteopathy and surgery within this state who are engaged in active practice shall pay on or before the first day of May of each year to the director a renewal license fee of [five] not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act [, except that the first payment after the passage of this act shall be paid on or before the first day of August 1917. This fee shall be reduced to two dollars after 1925]. Licenses not so renewed will not be valid. The director shall thirty days or more before May 1st of each year mail to all active practitioners of osteopathy or osteopathy and surgery in this state at their last known address a notice of the fact that the renewal fee will be due on or before the first of May [; except that the first notice after the passage of this act shall be sent on or before July 11, 1917]. Nothing in this chapter shall be construed so as to require that the receipt shall be recorded as original licenses are required to be recorded.

Sec. 12. Section 36, chapter 202, Laws of 1955 and RCW 18.71.080 are each amended to read as follows:

Every person licensed to practice medicine and surgery in this state shall register with the director of [licenses] department of motor vehicles annually, and pay an annual renewal registration fee of [seven] not more than ten dollars to be determined by the director as provided in section 21 of this 1971 amendatory act, on or before the first day of July of each year, and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual renewal registration fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the director, and payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 13. Section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070 are each amended to read as follows:

Every registered physical therapist shall, during the month of January [, 1953, and

during the month of January every third year thereafter], apply to the director [of licenses] for [an extension] a renewal of his registration and pay a fee of [fifteen] *not more than ten dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act, to the state treasurer.* Registration that is not so [extended in the first instance before February 1, 1953, and thereafter] made before February 1st of every [third] year, shall automatically lapse. Upon the recommendation of the examining committee the director [of licenses] shall revive [and extend] a lapsed registration on the payment of all past unpaid [extension] renewal fees.

Sec. 14. Section 10, chapter 222, Laws of 1949, as last amended by section 4, chapter 79, Laws of 1967 and RCW 18.78.090 are each amended to read as follows:

Every licensed practical nurse in this state shall register annually with the division of professional licensing in the department of motor vehicles, on or before the first day of March, and shall pay an annual fee of [three] *not more than five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act,* and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual renewal registration fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the division of professional licensing, and upon payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 15. Section 20, chapter 70, Laws of 1965 and RCW 18.83.072 are each amended to read as follows:

(1) Examination of applicants shall be held in Olympia, Washington, or at such other place as designated by the director, at least annually at such times as the board may determine.

(2) Any applicant shall have the right to discuss with the board his performance on the examination.

(3) Any applicant who fails to make a passing grade on the examination may be allowed to take the examination a second time. Any applicant who fails the examination a second time must obtain special permission from the board to take the examination again.

(4) *The reexamination fee shall be the same as the application fee set forth in RCW 18.83.060.*

Sec. 16. Section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965 and RCW 18.83.090 are each amended to read as follows:

Each licensed psychologist [may] *shall* renew his license by paying to the state treasurer, on or before the tenth day of January of each year, a renewal fee in the amount of [ten] *not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.* Upon receipt of such payment by the state treasurer the director shall issue a certificate of renewal in such form as the director shall determine.

Sec. 17. Section 43, chapter 52, Laws of 1957 and RCW 18.85.200 are each amended to read as follows:

Notice in writing shall be given to the director of any change by a real estate broker, associate broker, or salesmen of his business location or of any branch office. Upon the surrender of the original license for the business or the duplicate license applicable to a branch office, and a payment of a fee of [one] *five dollars,* the director shall issue a new license or duplicate license, as the case may be, covering the new location.

Sec. 18. Section 19, chapter 202, Laws of 1949 as amended by section 11, chapter 288, Laws of 1961 and RCW 18.88.190 are each amended to read as follows:

Every license issued under the provisions of this chapter shall be annually renewed, except as hereinafter provided. On or before January 1st, the director shall mail a notice for renewal of license to every person licensed for the current year. The applicant shall return the notice to the state treasurer with a renewal fee of [three] *not more than five dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act,* before March 1st. Upon receipt of the notice and fee the director shall issue to the applicant a certificate of renewal for the current year beginning January 1st and expiring December 31st of that year. Such certificate of renewal shall render the holder thereof a legal practitioner of professional nursing for the period stated on the certificate of renewal.

Sec. 19. Section 4, chapter 200, Laws of 1959 and RCW 18.90.040 are each amended to read as follows:

Applicants for registration shall pay a fee of twenty-five dollars at the time of making application. A sanitarian registered under the provisions of this chapter [may] *shall* renew his certificate by paying an annual renewal fee of [ten] *not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.* All receipts realized in the administration of this chapter shall be paid into the general fund into a special account to be known as the sanitarians' licensing account. [At the end of each biennium all moneys in said account in excess of two thousand dollars shall be removed from said account and placed in the general fund. There is hereby appropriated from the general fund to the professional division of the department of licenses two thousand dollars to be placed in the sanitarians' licensing account, and to be administered and disbursed by the director of licenses in carrying out the provisions of this chapter.] All fees shall be due and payable on or before the first day of July for the current year for which the renewal certificate shall be issued. All certificates shall expire on the renewal date unless renewed prior to such date. When such fees are not paid in full before September 1st they shall become delinquent and there shall be added to the renewal fee a penalty of five dollars. Any

certificate not having been renewed by October 1st of the year of expiration shall be considered lapsed. In the event an applicant shall fail to pass any examinations provided for under this chapter and the board shall grant permission for a reexamination, such applicant on reexamination shall pay an additional fee of fifteen dollars.

Sec. 20. Section 19, chapter 71, Laws of 1941, as last amended by section 9, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.145 are each amended to read as follows:

The following fees shall be charged by the director:

(1) For a license to practice veterinary medicine, surgery and dentistry issued upon an examination given by the examining board, fifty dollars.

(2) For a license to practice veterinary medicine, surgery and dentistry issued upon the basis of a license issued in another state, one hundred dollars.

(3) For the annual renewal of a license to practice veterinary medicine, surgery, and dentistry, [ten] *not more than fifteen dollars such fee to be determined by the director as provided in section 21 of this 1971 amendatory act.*

(4) For a temporary permit to practice veterinary medicine, surgery and dentistry, fifteen dollars. The temporary permit fee shall be accompanied by the full amount of the examination fee of fifty dollars.

*NEW SECTION.* Sec. 21. There is added to chapter 46.01 RCW a new section to read as follows:

The director shall determine the amount of the fees required to be fixed by him under the provisions of chapters 18.08, 18.15, 18.18, 18.22, 18.25, 18.28, 18.36, 18.39, 18.52, 18.53, 18.57, 18.71, 18.74, 18.78, 18.83, 18.88, 18.90, and 18.92 RCW according to the expenditures of the department to be incurred as a result of the administration of each of the professions regulated by each of these respective chapters except that such fees shall not exceed the maximum fee provided for by law.

Before determining such fees as required by this section, the director shall give notice of his preliminary determination of such fees and shall hold a hearing on such fees, at the request of any interested person. The director shall take testimony regarding such fees and shall increase or decrease the amount of such fees if the testimony indicates that such increase or decrease is necessary to meet the standard provided for the determination of such fees in this section.

If no request for a hearing is made by any interested person, the preliminary determination made by the director shall become the final determination of the fee.

In the case of renewal fees, such notice shall be given and the hearing held, if required, by the director prior to ninety days before such renewal fees are due and payable."

Strike all of the title and substitute the following:

"An Act relating to businesses and professions; amending section 10, chapter 323, Laws of 1959 and RCW 18.08.190; amending section 7, chapter 75, Laws of 1923, as last amended by section 9, chapter 223, Laws of 1967 and RCW 18.15.060; amending section 7, chapter 180, Laws of 1951, as last amended by section 11, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.140; amending section 6, chapter 149, Laws of 1955, as amended by section 2, chapter 97, Laws of 1965 and RCW 18.22.120; amending section 10, chapter 5, Laws of 1919, as amended by section 5, chapter 53, Laws of 1959 and RCW 18.25.070; amending section 3, chapter 201, Laws of 1967 and RCW 18.28.030; amending section 1, chapter 83, Laws of 1953 and RCW 18.36.115; amending section 6, chapter 108, Laws of 1937 and RCW 18.39.050; amending section 11, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.110; amending section 13, chapter 144, Laws of 1919, as amended by section 1, chapter 275, Laws of 1955 and RCW 18.53.050; amending section 6, chapter 4, Laws of 1919 and RCW 18.57.050; amending section 36, chapter 202, Laws of 1955 and RCW 18.71.080; amending section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070; amending section 10, chapter 222, Laws of 1949, as last amended by section 4, chapter 79, Laws of 1967 and RCW 18.78.090; amending section 20, chapter 70, Laws of 1965 and RCW 18.83.072; amending section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965 and RCW 18.83.090; amending section 43, chapter 52, Laws of 1957 and RCW 18.85.200; amending section 19, chapter 202, Laws of 1949 as amended by section 11, chapter 288, Laws of 1961 and RCW 18.88.190; amending section 4, chapter 200, Laws of 1959 and RCW 18.90.040; amending section 19, chapter 71, Laws of 1941, as last amended by section 9, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.145; and adding a new section to chapter 46.01 RCW."

Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Hatfield, Jastad, Polk.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

ENGROSSED SENATE BILL NO. 512, setting out salaries of county officials, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kuehnle, Lysen, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

## MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

## SECOND READING

SUBSTITUTE HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis:

Implementing law relating to fees of state's colleges and universities.

The House resumed consideration of Substitute House Bill No. 740 on second reading.

## MOTION FOR RECONSIDERATION

Mr. Anderson, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendments by Representatives Cunningham and Newhouse to page 10, section 11, lines 3 and 10, were adopted.

## POINT OF ORDER

Mr. Newhouse: "I believe there has been intervening business. Other amendments have been voted on in the interim."

## RULING BY THE SPEAKER

The Speaker: "An examination of Reed's Rule No. 203 indicates: '... If the assembly, for instance, is not satisfied with an amendment made before the final vote, which has been reconsidered, the vote on the amendment must be reconsidered also. ...' Rule No. 205 states: 'A motion to reconsider must be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it. ...' I see no prohibition on intervening business unless that business has to do with a bill such as referring it to committee, taking a final vote on it, or taking some other action which would nullify the action of the amendment. Therefore, I will recognize the motion to reconsider."

## POINT OF ORDER

Mr. Pardini: "If in fact we do reconsider this amendment, down the line of progression, does this mean we also would be able to reconsider Mr. Barden's amendment which was subsequent? In effect, what I am saying is if reconsideration were successful, and the amendment by Representatives Newhouse and Cunningham were defeated, it would certainly have changed my mind on the subsequent amendment proposed by Representative Barden."

The Speaker: "Yes, my ruling would permit reconsideration of the adoption of any of these amendments until some disposition is made of the bill."

The Speaker stated the question before the House to be the motion to reconsider the vote by which the amendments by Representatives Cunningham and Newhouse to Substitute House Bill No. 740 were adopted.

Representatives Anderson, King, Ross, Douthwaite and Lynch spoke in favor of the motion, and Representatives Newhouse and Spanton spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

## POINT OF INQUIRY

Mrs. Lynch yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mrs. Lynch, if we do reconsider this, and we move back to the five percent waiver, it seems to me that we will just be spending more money. Is there anything at all that would require that more students be served, because this has been a statement on the floor of this House and I would like to have it clarified."

Mrs. Lynch: "I think there will be more students, very definitely, if you put it at five percent. There is no question there will be more students that will be served. One of the things is that for the first time we are going to be dealing with partial help now instead of saying we will take the whole tuition. We now can give partial help on tuition, so you are actually going to deal with more students anyway."

Mr. Kuehnle spoke against the motion to reconsider.

ROLL CALL

The Clerk called the roll on the motion by Mr. Anderson to reconsider the vote by which the amendments by Representatives Cunningham and Newhouse were adopted, and the motion was carried by the following vote: Yeas, 47; nays, 46; absent or not voting, 6.

Voting yea: Representatives Anderson, Backstrom, Barden, Beck, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Ceccarelli, Charette, Charney, Chatalas, Conner, Cunningham, Douthwaite, Gallagher, Grant, Hoggins, Johnson, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, McDermott, Merrill, Moon, North, O'Brien, Paris, Perry, Rabel, Rosellini, Ross, Savage, Shinpoch, Thompson, Williams, Zimmerman—47.

Voting nay: Representatives Amen, Bagnariol, Benitz, Berentson, Bottiger, Bozarth, Brown, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jones, Juelling, Julin, Kirk, Kuehnle, Martinis, May, Mentor, Morrison, Newhouse, Pardini, Polk, Randall, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Mr. Speaker—46.

Absent or not voting: Representatives Adams, Bauer, Jastad, Litchman, McCormick, Wojahn—6.

PARLIAMENTARY INQUIRY

Mr. Mentor: "Mr. Speaker, I wanted to vote on the other side, and I did not have a chance to flip my switch. That would have made the vote 46 for and 47 against."

The Speaker: "I'm sorry, Mr. Mentor, the vote has been announced."

RECONSIDERATION

The Speaker stated the question before the House to be the following amendments by Representatives Cunningham and Newhouse:

On page 10, section 11, line 3 strike "equal a minimum of five" and insert "be not more than three"

On page 10, section 11, line 10 strike "five" and insert "three"

Mr. Grant demanded an electric roll call, and the demand was sustained.

POINT OF INQUIRY

Mrs. Lynch yielded to question by Mr. Shera.

Mr. Shera: "Mrs. Lynch, what is the fiscal impact of the five percent level for tuition waivers?"

Mrs. Lynch: "Six million dollars."

Mr. Shera spoke in favor of the amendments, and Mr. Ross spoke against them.

POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "You confused me a little, Representative Shera. I think the amendment we are addressing ourselves to is the amendment to reduce from five percent to three percent. Would you clarify your stand for me, please?"

Mr. Shera: "I appreciate your asking the question because I got a little confused myself. I am in favor of reducing it from five percent to three percent in order to save the general fund about two million dollars."

Representatives Barden and Eikenberry spoke in favor of adoption of the amendments.

PARLIAMENTARY INQUIRY

Mr. Grant: "Mr. Speaker, would you explain the effect of this vote?"

The Speaker: "The effect of this vote, if it carries, will be to adopt the two amendments."

Mr. Gladder demanded the previous question, and the demand was sustained.

#### PARLIAMENTARY INQUIRY

Mr. Charette: "Will a 'yes' vote put the tuition percentage at three or five percent?"

The Speaker: "A 'yes' vote will adopt the two amendments which will place the waiver at three percent."

Mr. Charette: "Mr. Speaker, is it also true then that a 'no' vote will put it at five percent?"

The Speaker: "A 'no' vote will leave the bill in its present form unamended. After a favorable vote on a motion to reconsider, the original question is back before the body as it stood before the vote was taken, which leaves the question of the amendments before us in exactly the same position as they were the first time."

#### ROLL CALL

The Clerk called the roll on the reconsideration of the amendments by Representatives Cunningham and Newhouse to page 10, section 11, lines 3 and 10, Substitute House Bill No. 740, and the amendments were adopted by the following vote: Yeas, 51; nays, 45; absent or not voting, 3.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Barden, Benitz, Berentson, Bottiger, Bozarth, Bradley, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Juelling, Kirk, Kopet, Kraabel, Kuehne, Lysen, Martinis, May, Mentor, Morrison, Newhouse, Pardini, Polk, Randall, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Mr. Speaker—51.

Voting nay: Representatives Anderson, Bauer, Beck, Blair, Bledsoe, Bluechel, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Gallagher, Grant, Hoggins, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lynch, Marsh, Marzano, Maxie, McDermott, Merrill, Moon, North, O'Brien, Paris, Perry, Rabel, Rosellini, Ross, Savage, Thompson, Williams, Wojahn, Zimmerman—45.

Absent or not voting: Representatives Adams, Jastad, McCormick—3.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Wednesday, April 28, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

FORTY-EIGHTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 28, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Julin who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father Dennis Wood of St. Michael's Catholic Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

REPORTS OF STANDING COMMITTEES

April 27, 1971.

ENGROSSED SENATE BILL NO. 209, providing axle loads for garbage and refuse collection trucks, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Bradley, Conway, Gallagher, Gladder, Hansey, Hoggins, Hubbard, Jastad, Jones, Kraabel, Martinis, Newhouse, Perry, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

ENGROSSED SENATE BILL NO. 635, relating to advertising, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Conway, Cunningham, Gallagher, Gladder, Hansey, Hoggins, Hubbard, Jastad, Jones, Kraabel, Martinis, Newhouse, Perry, Rabel.

Passed to Committee on Rules and Administration for second reading.

MESSAGES FROM THE SENATE

April 28, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 192,

ENGROSSED SENATE BILL NO. 531,

SENATE BILL NO. 582,

SUBSTITUTE SENATE BILL NO. 849,

ENGROSSED SENATE BILL NO. 861,

ENGROSSED SENATE BILL NO. 865,

SENATE BILL NO. 883,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

April 27, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 688, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 27, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 283, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

April 27, 1971.

Mr. Speaker: The President has signed SUBSTITUTE SENATE BILL NO. 372, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 688,  
SUBSTITUTE SENATE BILL NO. 372.

## INTRODUCTION AND FIRST READING

SUBSTITUTE SENATE BILL NO. 849, by Committee on Ways and Means:

An Act relating to revenue and taxation of timber and forest lands; amending section 28A.41.130, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 138, Laws of 1969 and RCW 28A.41.130; adding new sections to chapter 15, Laws of 1961 and to Titles 82 and 84 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; creating a new chapter in Title 84 RCW; creating new sections; repealing sections 4 and 5, chapter 249, Laws of 1963 and RCW 84.40.034 and 84.40.035; providing effective dates; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

SENATE BILL NO. 883, by Senators Washington and Jolly:

An Act relating to weed districts; and amending section 8, chapter 125, Laws of 1929 as amended by section 4, chapter 250, Laws of 1961, and RCW 17.04.180.

Referred to Committee on Transportation.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 16, by Senators Francis and Gardner:

Authorizing a study relating to community schools.

Referred to Committee on Education and Libraries.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House Christine McCone, Miss Washington-Universe, and requested that the Sergeant at Arms and Representatives Bluechel and Brown conduct her to a place on the rostrum.

The Speaker: "This is one of the many lovely constituents of Representatives Bluechel and Brown, and they have brought her down for your viewing and listening enjoyment in accord with our continued policy. I would like to have Miss Washington-Universe, Christine McCone, say a few words to us."

Miss McCone: "Hello, I would first of all like to sincerely thank Mr. Bluechel for inviting me. About a week or two ago, he called and asked me if I would like to come down and visit. My name was in the paper for winning the title. It is really my pleasure to come down here. I have met many of you already this morning and this is a great honor for me. I have never been inside here before. A really sweet girl has been showing me around. This is a great experience."

The Speaker: "Thank you, Christine. It is our pleasure. We do have some employment applications for the special session if you would care to fill one out. Best of luck, by the way, on the continuation of the Miss U.S.A. contest. When is that?"

Miss McCone: "I forgot to tell you. I would like all of you to be watching on CBS May 22 which is a Saturday night. It will be a 90-minute special. I will be leaving for Miami Beach, Florida on May 13 and the finals will be May 22."

The Speaker: "Best of luck to you, Christine."

The Sergeant at Arms and Representatives Bluechel and Brown escorted Miss Christine McCone from the rostrum.

## PERSONAL PRIVILEGE

Mr. Grant: "Mr. Speaker, you and Mr. Copeland and Mr. O'Brien were very well prepared yesterday with written remarks relative to the awards ceremonies, and I was

certainly astonished by that. I do have a letter though that I would like now to share with the members of the House, from one of my constituents. It says:

“Dear Mr. Grant: Thank you for the prompt response to my letter of the 14th. I am sure I will sleep a little better knowing that there is a man of your caliber looking after the affairs of our state and its citizens. I was born here in 1896, and have spent the years in and around the area ever since. I love our state very much.”

PERSONAL PRIVILEGE

Mr. Jueling: “I sent the letter to Mr. Grant.”

SECOND READING

SUBSTITUTE HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis:

Implementing law relating to fees of state’s colleges and universities.

The House resumed consideration of Substitute House Bill No. 740.

Mr. Gladder moved adoption of the following amendment:

On page 10, line 15 after the period, add a new section as follows:

“NEW SECTION. Sec. 12. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

Notwithstanding any other provision of this chapter or the laws of the state, the board of trustees or regents of each of the state’s college or universities and the various community colleges shall charge to and collect from any student who has completed five years of full time study or an equivalent number of course hours, a general tuition fee in an amount equal to one hundred twenty-five percent of the amount of general tuition fee charged to and collected from other full time students; PROVIDED, That this section shall not limit in any manner the discretion under this chapter of the board of trustees or regents of each of the state’s college or universities and the various community colleges, to waive, in whole or in part, the general tuition fee to any needy or disadvantaged students.”

Remember the remaining sections consecutively

Mr. Douthwaite moved adoption of the following amendment to the amendment:

Amend the amendment by Mr. Gladder as follows:

On line 7 after “from any student” insert, “who is not enrolled in graduate school or a professional school and”

Representatives Douthwaite and Lynch spoke in favor of adoption of the amendment to the amendment, and Representatives Gladder and Curtis spoke against it.

POINT OF INQUIRY

Mrs. Lynch yielded to question by Mrs. North.

Mrs. North: “Mrs. Lynch, as I am looking at the text of this bill and the waiver program that we have discussed in great detail, the graduate student or the people with five years of time spent in an institution of higher learning would be eligible to be considered for that waiver program. Isn’t that correct?”

Mrs. Lynch: “Yes.”

Mrs. North: “In this instance then, a truly deserving person who has to go back and be retrained and is in a financial bind could be considered for waiver of these fees even though they are set at one hundred and twenty-five percent?”

Mrs. Lynch: “I would assume there is nothing in this bill that would prevent that. I think it is a philosophical question that I am questioning. At this stage I really know no reason why they couldn’t.”

Representatives North and Moon spoke against adoption of the amendment by Mr. Douthwaite to the amendment by Mr. Gladder.

Mr. Douthwaite closed debate, speaking in favor of the amendment to the amendment.

The amendment by Mr. Douthwaite to the amendment by Mr. Gladder was not adopted.

The Speaker stated the question before the House to be the amendment by Mr. Gladder.

Representative Gladder spoke in favor of the amendment, and Representatives King, Kiskaddon, McDermott and Lynch spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

## POINT OF INQUIRY

Mr. Gladder yielded to question by Mr. Lysen.

Mr. Lysen: "A student who spent his undergraduate school in a private school in this state and then wanted to attend a public school, would he also have to pay the increased cost?"

Mr. Gladder: "No, if you will read the amendment, I think you will find that this pertains only to those students who have spent the equivalent of five years of full-time work in a state-supported university."

Mr. Flanagan spoke in favor of the amendment.

Representative Gladder spoke again in favor of his amendment, and Representatives Brouillet and Charnley spoke against it.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Gladder to Substitute House Bill No. 740, and the amendment was lost by the following vote: Yeas, 32; nays, 62; absent or not voting, 5.

Voting yea: Representatives Amen, Barden, Benitz, Bozarth, Brown, Conway, Costanti, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Harris, Hatfield, Hubbard, Jastad, Jones, Juelling, Kopet, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf—32.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Chamley, Chatalas, Conner, Copeland, Cunningham, Douthwaite, Farr, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—62.

Absent or not voting: Representatives Berentson, Blair, Hurley, Julin, Smythe—5.

Mr. Hoggins moved adoption of the following amendment by Representatives Hoggins and Bagnariol:

On page 10, section 12, line 26 after "certificate" insert "*In addition to the authority above, a community college district may contract with school districts to provide such courses of study. School districts are also authorized to claim such students for attendance purposes.*"

Mr. Hoggins spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Newhouse.

Mr. Newhouse: "I just saw this amendment, Mr. Hoggins, and I am concerned that maybe the state is going to be charged twice for the attendance. The school district may claim attendance according to your amendment, and also we will have a contract with the community college. So would they be considered community college students too, and also be receiving remuneration from the state through that source?"

Mr. Hoggins: "Mr. Newhouse, the answer to your question is 'no.' They are not eligible for claiming as community college students at the present time. This is the problem that occurred. If they were eligible to be claimed as community college students, they could go on and provide this program. But these students are not eligible to be funded through the community college funding program, so there will be no double payment to the community colleges."

Mr. Newhouse: "They will not then be considered community college students?"

Mr. Hoggins: "No."

Mr. Newhouse: "Why the contrast?"

Mr. Hoggins: "Because you need the authority for a community college to contract with the school district to provide this service."

Mr. Bagnariol spoke in favor of adoption of the amendment.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mrs. Wojahn.

Mrs. Wojahn: "Representative Hoggins, could any community college in the state of Washington enter into this contractual arrangement?"

Mr. Hoggins: "That is the purpose of this amendment."

Mrs. Wojahn: "One more point, do you have any indication of the fiscal impact of this?"

Mr. Hoggins: "It would depend on the number of students."

Mrs. Wojahn: "Is there any estimated number?"

Mr. Hoggins: "I wouldn't attempt to estimate the number that would be available. But I would add that you would have the same kind of impact if these students were enrolled on a high school campus."

The amendment by Representatives Hoggins and Bagnariol was adopted.

Mr. Hatfield moved adoption of the following amendment:

Beginning on page 10, line 16 strike sections 12, 13, 14

Remember the remaining sections consecutively

Mr. Hatfield spoke in favor of the amendment and Mr. Kiskaddon spoke against it.

### POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mrs. Hurley.

Mrs. Hurley: "If students who are a little older want to go back to school, don't we have a continuation of high school program that is already operating so that we don't have to send these children who haven't even completed high school to college before they are ready for college, and then give them a high school degree out of a community college atmosphere? In Spokane we have a continuation high school program that is geared to these adult people. I don't know if it operates in the daytime, but I know it operates at night."

Mr. Kiskaddon: "I'm not familiar with the Spokane situation. My understanding was that when we shifted to the community college system in 1967, most of the programs that at that time were part of the K-12 system were shifted into the community college set-up. For example, the Seattle Community College which had been the focal point of this type of continuing education for the district was then shifted to the community college where they didn't have to then pay the tuition. So to my knowledge, most of the districts in the state do not have that active type of program divorced from the community college system now."

Mr. Brouillet spoke against adoption of the amendment.

Mr. Braden demanded an electric roll call and the demand was not sustained.

The amendment by Mr. Hatfield was not adopted.

Mr. McDermott moved adoption of the following amendment:

On page 17, following section 21, insert a new section as follows:

**NEW SECTION.** Sec. 22. Veterans of the Vietnam conflict attending institutions of higher learning except community colleges shall be exempted from the payment of any increase in tuition and fees as are imposed by this 1971 amendatory act and shall not be required to pay more than the total amount of tuition and fees in effect on March 29, 1971: PROVIDED FURTHER, That for the purposes of this exemption, 'veterans of the Vietnam conflict' shall be those persons who have been on active federal service as a member of the armed military or naval forces of the United States between a period commencing August 5, 1964, and ending on such date as shall thereafter be determined by duly adopted concurrent resolution of the legislature of this state or by presidential proclamation or concurrent resolution of the Congress terminating the conflict involving United States forces battling in South Vietnam, and who for a period of one year immediately prior to the date of his entry into such service, was a bona fide citizen or resident of the state of Washington."

Remember the remaining sections consecutively

Mr. Goldsworthy moved adoption of the following amendment to the amendment:

Amend the amendment by Mr. McDermott as follows:

In line 1 of the amendment after "conflict" and before "attending" insert "who have served in the South East Asia Theater of Operations"

Representatives Goldsworthy and McDermott spoke in favor of the amendment to the amendment.

The amendment by Mr. Goldsworthy to the amendment by Mr. McDermott was adopted.

Mr. Pardini moved adoption of the following amendment to the amendment by Mr. McDermott:

Amend the amendment by Mr. McDermott as follows:

On line 2 of the amendment after "higher learning" and before "shall be exempted" strike "except community colleges"

Representatives Pardini and Marzano spoke in favor of the amendment to the amendment, and Representative McDermott spoke against it.

The amendment by Mr. Pardini to the amendment by Mr. McDermott was adopted.

The Speaker stated the question before the House to be the amended amendment by Mr. McDermott.

Representatives McDermott, Kilbury and Marzano spoke in favor of the amended amendment, and Representative Shera spoke against it.

Mr. Grant demanded an electric roll call, and the demand was sustained.

### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. McDermott as amended by Representatives Goldsworthy and Pardini, Substitute House Bill No. 740, and the amendment was adopted by the following vote: Yeas, 86; nays, 10; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Bluechel, Curtis, Gilleland, Hatfield, Jones, Kopet, Morrison, Newhouse, Rabel, Shera—10.

Absent or not voting: Representatives Julin, Ross, Smythe—3.

### PARLIAMENTARY INQUIRY

Mr. Bledsoe: "Are there further amendments on the desk?"

The Speaker: "There would not appear to be any further amendments to the bill."

Mr. Bledsoe: "Mr. Speaker, would you put the House at ease for a brief period for separate caucuses so we could discuss this measure?"

The Speaker declared the House to be at ease.

The Speaker called the House to order.

### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

### REPORTS OF STANDING COMMITTEES

April 28, 1971.

ENGROSSED SENATE BILL NO. 91, providing that service of process under the automobile longarm statute shall be by return receipt requested registered mail to the last known address, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 108, providing changes in the sentencing of persons convicted of more than one crime, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning on line 21 of both the engrossed and printed bills, after "offenses" strike everything through "offenses" on line 25 and insert "[set forth as separate counts in one indictment or information the court may, in pronouncing sentence, provide that sentences therefor shall run concurrently]"

On page 2, section 1, line 4 of both the printed and engrossed bills, after "omissions," strike "set forth in separate indictments or information,"

On page 2, section 2, line 15 of the engrossed bill, being the 5th line of the Senate amendment, after "selling" insert "or attempting to sell"

On page 2, section 2, line 16 of the engrossed bill, being the last line of the Senate amendment, after "drugs" insert "for profit"

On page 1, line 3 of the title, after "9.92.080" insert "; and adding a new section"

Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 139, providing for county planning of sewer and water facilities, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Brown, Douthwaite, Gilleland, Jones, Kopet, Lysen, Martinis, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 153, providing credit for time served for imprisonment, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 277, providing for the holding of sessions of the superior courts in places other than the county seat of a county, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

SENATE BILL NO. 710, authorizing restrictions on the discharge of an employee of a fire district because of his residence outside the district limits, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Maxie, Mentor, Merrill, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

SENATE JOINT RESOLUTION NO. 38, amending the state Constitution making it permissive for the legislature to set the salaries of county officers, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 6 beginning with "Article" strike the balance of the bill and insert "the Constitution of the state of Washington by adding a new article to read as follows:

ARTICLE . . . . .

(1) The county legislative body shall fix the salary of all elected county officials, except for judges of the superior and inferior courts. Any increase in salary for any officer except the members of the county legislative body may be received during his term of office.

(2) The members of the county legislative body may increase their own salaries but shall not receive such increase during the term of office in which the salary was raised, except that such an increase may be authorized and received by the members of the county legislative body if such action is taken during the period between February 1, 1973 and May 1, 1973. The provisions of section 5 of Article XI (Amendment 12), section 8 of Article XI, and section 1 of Article XXX (Amendment 54) insofar as they are inconsistent herewith are repealed

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

April 23, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 300, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

April 21, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 300, relating to right of entry by department of natural resources, have had the same under consideration, and we recommend that Engrossed House Bill No. 300 be amended to read as follows:

Strike all the matter after line 5 and substitute the following:

"Any authorized assistants, employees, agents, appointees or representatives of the department of natural resources may, in the course of their inspection and enforcement duties as provided for in chapters 76.04, 76.06, 76.08, 76.16, 76.36 and 76.40 RCW, enter upon any lands, real estate, waters or premises except the dwelling house or appurtenant buildings [or waters] in this state whether public or private and remain thereon while performing such duties [, and such action by such persons shall not constitute trespass: PROVIDED HOWEVER, That]. Similar entry by the department of natural resources may be made for the purpose of making examinations, locations, surveys and/or appraisals of all lands under the management and jurisdiction of the department of natural resources; or for making examinations, appraisals and, after five days' written notice to the landowner, making surveys for the purpose of possible acquisition of property to provide public access to public lands. In no event other than an emergency such as fire fighting shall motor vehicles be used to cross a field customarily cultivated, without prior consent of the owner. None of the entries herein provided for shall constitute trespass, but nothing contained herein shall limit or diminish any liability which would otherwise exist as a result of the acts or omissions of said department or its representatives."

Signed by Senators Donohue, Clarke and Gissberg; Representatives Zimmerman, Smith and Haussler.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 300.

Mr. Zimmerman spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 300 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 300 as recommended by the Free Conference Committee and the bill passed the House by the following vote: Yeas, 81, nays, 16, absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Zimmerman—81.

Voting nay: Representatives Amen, Barden, Bauer, Conway, Curtis, Eikenberry, Farr, Gladder, Hansey, Hubbard, Jueling, Polk, Shera, Van Dyk, Wolf, Mr. Speaker—16.

Absent or not voting: Representatives Maxie, Paris—2.

Engrossed House Bill No. 300 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENT TO HOUSE BILL

April 26, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 728 with the following amendment:

On page 1, section 2, line 9, after "ownership by" insert "any exempt organization including the United States of America", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to House Bill No. 728.

Mr. Flanagan spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 728 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 728 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Paris—1.

House Bill No. 728 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

April 22, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendment to ENGROSSED SENATE BILL NO. 37, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House recede from its amendment to Engrossed Senate Bill No. 37.

Mr. Flanagan spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENT

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 37 without the House amendment.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 37 without the House amendment, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Paris—1.

Engrossed Senate Bill No. 37 without the House amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Bledsoe, in accordance with House Resolution No. 32, the Senate bills presently in possession of the House were ordered introduced and referred to committees.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 52, by Senators Greive, Knoblauch, Peterson (Ted), Talley, Lewis and Keefe (by Legislative Council request):

An Act relating to solid waste collection; amending section 9, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.090; adding new sections to chapter 36.32 RCW; repealing section 1, chapter 155, Laws of 1933 as amended by section 1, chapter 98, Laws of 1941 and RCW 55.04.010; repealing sections 2 through 7, chapter 155, Laws of 1933 and RCW 55.04.020, 55.04.030, 55.08.010, 55.08.020, 55.12.010 and 55.12.020; and declaring an emergency.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 186, by Senator Walgren (by Washington Law Enforcement Officers and Fire Fighters Retirement Board request):

An Act relating to the retirement and pensions of law enforcement officers and fire fighters; amending section 3, chapter 209, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.030; amending section 8, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.080; amending section 9, chapter 209, Laws of 1969

ex. sess. as amended by section 4, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.090; amending section 14, chapter 209, Laws of 1969 ex. sess. as amended by section 9, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.140; amending section 17, chapter 209, Laws of 1969 ex. sess. as amended by section 12, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.160; amending section 23, chapter 209, Laws of 1969 ex. sess. as amended by section 15, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.180; amending section 16, chapter 209, Laws of 1969 ex. sess. as amended by section 11, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.200; adding a new section to chapter 209, Laws of 1969 ex. sess. and to chapter 41.26 RCW; adding a new section to chapter 37, Laws of 1970 ex. sess.; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 192, by Senators Scott, Ridder and Bailey:

An Act relating to elections; amending section 29.18.030, chapter 9, Laws of 1965, as amended by section 1, chapter 103, Laws of 1965 ex. sess., and RCW 29.18.030; and adding new sections to chapter 9, Laws of 1965, and to chapter 29.21 RCW; and declaring an emergency.

Referred to Committee on Elections and Apportionment.

ENGROSSED SENATE BILL NO. 283, by Senators Gardner, Odegaard and Whetzel (by Executive request):

An Act relating to state correctional institutions for convicted felons; creating new sections; defining crimes; prescribing penalties; and prescribing an effective date.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 286, by Senator Donohue:

An Act relating to education and certain contracts of employment pertinent thereto; and amending section 16, chapter 15, Laws of 1970 ex. sess. and RCW 28A.67.070.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 295, by Senators Newschwander, Elicker and Greive (by Joint Committee on Governmental Cooperation and by Departmental request):

An Act relating to the licensing of boarding homes, nursing homes, hospitals, and private establishments; amending section 5, chapter 253, Laws of 1957 and RCW 18.20.050; amending section 6, chapter 117, Laws of 1951 as amended by section 4, chapter 160, Laws of 1953 and RCW 18.51.050; amending section 11, chapter 267, Laws of 1955 and RCW 70.41.110; and amending section 71.12.490, chapter 25, Laws of 1959 and RCW 71.12.490.

Referred to Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 392, by Senators Gissberg and Metcalf:

An Act relating to intergovernmental disposition of property; and amending section 1, chapter 133, Laws of 1953 and RCW 39.33.010.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 436, by Senators Walgren, Andersen and Newschwander:

An Act relating to juvenile courts; amending section 12, chapter 160, Laws of 1913 as last amended by section 1, chapter 58, Laws of 1959 and RCW 13.04.120; and prescribing penalties.

Referred to Committee on Judiciary.

SENATE BILL NO. 467, by Senators Henry, Washington and Huntley:

An Act relating to motor vehicle accidents; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.52 RCW.

Referred to Committee on Judiciary.

SUBSTITUTE SENATE BILL NO. 470, by Committee on Judiciary:

An Act relating to the provision of interpreters; and creating new sections.  
Referred to Committee on Judiciary.

SENATE BILL NO. 525, by Senators Matson, Odegaard and McDougall (by Departmental request):

An Act relating to meat, poultry and poultry product inspection; amending section 54, chapter 145, Laws of 1969 ex. sess. and RCW 16.49A.560; amending section 60, chapter 145, Laws of 1969 ex. sess. and RCW 16.49A.570; amending section 68, chapter 145, Laws of 1969 ex. sess. and RCW 16.49A.600; amending section 58, chapter 146, Laws of 1969 ex. sess. and RCW 16.74.610; and adding a new section to chapter 146, Laws of 1969 ex. sess. and to chapter 16.74 RCW.

Referred to Committee on Agriculture.

SENATE BILL NO. 531, by Senators Newschwander, Odegaard and Canfield (by Superintendent of Public Instruction request):

An Act relating to education; and setting forth powers and duties of the superintendent of public instruction; amending section 28A.03.030, chapter 223, Laws of 1969 ex. sess. as amended by section 102, chapter 176, Laws of 1969 ex. sess. and RCW 28A.03.030.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 582, by Senators Francis, Knoblauch and Lewis (by Department of Social and Health Services request):

An Act relating to motor vehicles; authorizing the issuance of temporary motor vehicle operators' licenses by the department of motor vehicles to parolees under certain circumstances; amending section 46.52.120, chapter 12, Laws of 1961 as amended by section 62, chapter 32, Laws of 1967 and RCW 46.52.120; and creating a new section.

Referred to Committee on Judiciary.

ENGROSSED SENATE BILL NO. 696, by Senators Day, Cooney, Mardesich and Peterson (Ted):

An Act relating to insurance; and amending section 13, chapter 197, Laws of 1961 as amended by section 3, chapter 115, Laws of 1969 and RCW 48.44.160.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 861, by Senators Henry, Washington and Huntley:

An Act relating to the authority to employ, appoint, discipline, or discharge employees of the department of highways; and amending section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 ex. sess. and RCW 47.01.160.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 865, by Senators Elicker, Talley, Clarke and Greive:

An Act relating to counties; and adding a new section to Title 36 RCW.

Referred to Committee on Local Government.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

#### SECOND READING

SUBSTITUTE HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis:

Implementing law relating to fees of state's colleges and universities.

The House resumed consideration of Substitute House Bill No. 740.

Substitute House Bill No. 740 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 740 be placed on final passage.  
The motion was lost.

MOTIONS

On motion of Mr. Bledsoe, Senate Bill No. 925 was placed at the top of the second reading calendar.

Mr. Grant moved that House Bill No. 655 be placed on the calendar immediately following Senate Bill No. 925.

Mr. Grant spoke in favor of the motion.

POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Wolf.

Mr. Wolf: "Do I take it from your remarks that the motion I have been losing for the last week might pass?"

Mr. Grant: "On Senate Bill No. 925, it might."

Mr. Wolf: "On House Bill No. 655?"

Mr. Grant: "You never know, Mr. Wolf."

Mr. Bledsoe spoke in favor of the motion by Mr. Grant.

The motion by Mr. Grant was carried.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SECOND READING

SENATE BILL NO. 925, by Senators Durkan, Atwood and Peterson (Ted):

Removing "payment under protest" requirement as to actions to recover excess taxes paid in 1971.

The bill was read the second time.

Mr. Flanagan moved adoption of the following amendment:

On page 1, after line 12 insert the following:

"NEW SECTION. Sec. 2. Any portion of the first half real property taxes otherwise due and payable on or before April 30, 1971, which, as allowed by and in accordance with the terms of a supreme court temporary injunction or restraining order, is paid after April 30, 1971 but before October 31, 1971, shall be deemed to have been paid prior to April 30, 1971, for purposes of the delinquency interest or penalty provisions of RCW 84.56.020."

Renumber the remaining sections consecutively.

Mr. Flanagan spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Backstrom.

Mr. Backstrom: "Representative Flanagan, my question is does this relate to all taxpayers throughout the state, or does it just specify the people who are under the mandate of the court action?"

Mr. Flanagan: "It would relate to any injunction or restraining order that is now in front of the court."

Mr. Charette spoke in favor of the amendment.

The amendment by Mr. Flanagan to Senate Bill No. 925 was adopted.

PARLIAMENTARY INQUIRY

Mr. Wolf: "Mr. Speaker, the amendment I have on the desk is one that would make the act terminate on June 30, 1972. Could it be considered last, please?"

The Speaker: "Your amendment is in the same place in the bill as another amendment, but yours was on the desk first. With the consent of the House we could rearrange the order."

With the consent of the House, Mr. Wolf's amendment will be considered following the amendment by Representative Eikenberry."

Mr. Eikenberry moved adoption of the following amendment by Representatives Eikenberry, Wolf, Pardini, Bottiger and Sawyer:

On page 1, add a new section following section 2 as follows:

"Sec. 3. Section 10, chapter 146, Laws of 1967 ex. sess. and RCW 84.40.065 are each amended to read as follows:

On or before June 15 of each year the assessor shall give notice of any change in the true and fair value of real property for the tract or lot of land and any improvements thereon.

The notice shall contain a statement of the true and fair value on which the assessment of the property is based, and a brief statement of the procedure for appeal to the board of equalization and the time, date, and place of the meetings of the board. *The notice shall also contain the following statement:*

**"FOR INFORMATION PURPOSES ONLY. THIS IS NOT A BILL.**

*If the millage levy remains the same, next year's taxes on this property at the new assessed valuation will be approximately \$ . . . . .*

The notice shall be mailed by the assessor to the taxpayer and a copy thereof shall be sent by the assessor to the legal owner of the property, if such is different from the taxpayer and the name and address are known to the assessor.

A legal owner may submit his or its name and address to the assessor, indicating therewith the property owned by the legal owner and requesting that a copy of the notice be mailed to the legal owner."

Renumber the remaining section consecutively.

Mr. Eikenberry spoke in favor of the amendment, and Mr. Charette spoke against it.

#### POINT OF INQUIRY

Mr. Eikenberry yielded to question by Mr. Julin.

Mr. Julin: "Representative Eikenberry, you are referring in this amendment to a section of the code dealing with the giving of notice to the property owner. Is the proposed notice provided for in this amendment one that will go on the tax bill (the actual statement of taxes) or is it on a notice given only in those years when the true and fair value of the property is changed?"

Mr. Eikenberry: "Representative Julin, you bring up an important distinction. This notice would not go on the tax statement or the tax bill. Rather, in past legislation, this legislature has deemed it appropriate to give the taxpayer notice that his property is being revalued and give him some basis for taking this notice to the board of equalization. So this warning or statement will go on the notice of reevaluation. It does not go on the tax bill or the tax statement. It goes on the notice of reevaluation and gives the taxpayers some information as to what the levels are."

Representatives Kiskaddon, King and Flanagan spoke against adoption of the amendment, and Representative Pardini spoke in favor of it.

Mr. Hoggins spoke again in favor of adoption of the amendment.

Mr. Chatalas demanded the previous question, and the demand was sustained.

The amendment by Representatives Eikenberry, Wolf, Pardini, Bottiger and Sawyer was lost on a rising vote.

Mr. Wolf moved adoption of the following amendment:

On page 1 following section 2, add a new section as follows:

"NEW SECTION. Sec. 3. The provisions of this act shall have no force or effect after June 30, 1972."

Renumber the remaining sections consecutively.

Representative Wolf spoke in favor of the amendment, and Representatives Curtis and Flanagan spoke against it.

Mr. Wolf closed debate, speaking in favor of the amendment.

The amendment by Mr. Wolf to Senate Bill No. 925 was adopted on a rising vote.

#### PARLIAMENTARY INQUIRY

Mr. Pardini: "Would it be possible at this point in time, before we move any further, to see if someone could possibly reconsider the previous amendment inasmuch as this bill is now going to go to conference anyway with the amendment on it? The argument that was made before was that we had to get it out without amendments so it would be back to the

Senate by April 30th. Many members have expressed a willingness to adopt the previous amendment.”

The Speaker: “We adopted two amendments, the first one by Representative Flanagan and the second one by Representative Wolf.”

MOTION FOR RECONSIDERATION

Mr. Julin, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendment by Representative Eikenberry and others to Senate Bill No. 925 failed.

Representatives Julin and Eikenberry spoke in favor of the motion, and Representative Charette spoke against it.

Mr. Pardini demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Julin to reconsider the vote by which the amendment by Representatives Eikenberry and others to Senate Bill No. 925 failed, and the motion was carried by the following vote: Yeas, 57; nays, 37; absent or not voting, 5.

Voting yea: Representatives Adams, Backstrom, Barden, Benitz, Blair, Bottiger, Bozarth, Bradley, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Gallagher, Gilleland, Gladder, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Julin, Kirk, Kraabel, Kuehnle, Litchman, Luders, Marsh, Marzano, May, McCormick, Mentor, Moon, Morrison, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—57.

Voting nay: Representatives Amen, Anderson, Bagnariol, Bauer, Beck, Berentson, Bledsoe, Bluechel, Brouillet, Ceccarelli, Charette, Conner, Douthwaite, Farr, Flanagan, Grant, Hansey, Harris, Johnson, Juelling, Kilbury, King, Kiskaddon, Knowles, Lynch, Lysen, Martinis, Maxie, McDermott, Merrill, Newhouse, North, Rosellini, Shipoch, Thompson, Van Dyk, Zimmerman—37.

Absent or not voting: Representatives Brown, Goldsworthy, Kopet, Paris, Savage—5.

RECONSIDERATION

The Speaker stated the question before the House to be the amendment by Representatives Eikenberry, Wolf, Pardini, Bottiger and Sawyer, adding a new section 3.

POINT OF INQUIRY

Mr. Eikenberry yielded to question by Mr. Douthwaite.

Mr. Douthwaite: “Would you tell me again please, what would happen in the event there is to be a school levy passed and the assessor doesn't know the amount of the school levy to be passed? How is he supposed to inform the property owner of what the total tax will be?”

Mr. Eikenberry: “Representative Douthwaite, the amendment reads: ‘If the millage levy remains the same, next year's taxes on this property at the new assessed valuation will be approximately \$ . . . . .’ This is telling the taxpayers that if things remain at status quo, at this new assessed valuation, your tax bill next year will be so much. I think this provides an excellent, understandable basis for proceeding.”

Representatives Douthwaite and Newhouse spoke against the amendment.

POINT OF INQUIRY

Mr. Eikenberry yielded to question by Mr. Backstrom.

Mr. Backstrom: “My question is, what cost would be imposed upon or be relayed into the assessor's office in processing this? Has there been any consideration given to this?”

Mr. Eikenberry: “Yes, Representative Backstrom. The cost would have to be nominal because the assessor is already required by law to prepare this evaluation notice. I would like to yield to Representative Pardini to comment and answer in full.”

Mr. Pardini: "Mr. Backstrom, I have worked with county treasurers on this particular problem. The only additional cost that I see, would be that the assessor then takes that valuation, puts it in the calculator, applies the millage to it. Whatever the calculator says, he copies down and he writes it on that same postcard which is going out anyway."

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Smythe.

Mr. Smythe: "In view of your amendment hanging on this bill, what does that do to this meritorious amendment by Representative Eikenberry after 1972?"

Mr. Wolf: "Representative Smythe, I would have withdrawn my amendment as a sponsor of the Eikenberry amendment, because this amendment is very important to me and probably is more important than sections 1 and 2. With the amendment on, the effect would be that after June, 1972, this provision for printing the postcards would also expire."

Representatives Smythe, Kiskaddon, Bledsoe and Litchman spoke against the amendment by Representative Eikenberry and others, and Representatives Julin and Ross spoke in favor of it.

The amendment by Representative Eikenberry and others was lost on a rising vote.

On motion of Mr. Bledsoe, the following amendment by Representative Flanagan to the title was adopted:

In lines 2 and 3 of the title after "creating" in line 2 strike "a new section" and insert "new sections"

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Senate Bill No. 925 as amended by the House was placed on final passage.

Representatives Flanagan and Chatalas spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 925 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Julin—1.

Absent or not voting: Representatives Brown, Paris, Savage—3.

Senate Bill No. 925 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Bledsoe, Senate Bill No. 925 as amended by the House was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Thursday, April 29, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FORTY-NINTH DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 29, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Hubbard and Ross. Representative Hubbard was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father Dennis A. Wood of St. Michael's Catholic Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

April 29, 1971.

HOUSE BILL NO. 747, reapportioning and redistricting the legislature, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The purpose of this 1971 act is to redistrict the legislative districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of legislative district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the legislative districts established by and described in this 1971 act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

*NEW SECTION.* Sec. 2. As a matter of state policy, the legislature hereby declares that legislative district division shall be determined by the legislature under the following restrictions:

(1) The Cascade Mountains shall be recognized as a natural barrier, and no district shall cross said barrier, except in the case of Skamania county. Although Skamania county crosses the Cascades, its population is mainly oriented towards the Columbia River and the western portion of the state. Skamania county is thus considered to be a western county.

(2) Those legislative districts containing portions of more than one county shall be divided into single member representative districts. All other districts shall be two-member representative districts, except that district 14 shall have three elected house members.

The three member district is maintained as part of the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the people of the state of Washington. The ratio of population between this single over-populated district and that of a 'normal' district computes out to 246:197. This provides proportional representation, correlating the representative value of one senator to that of 2-1/49 representatives (since this 1971 act provides for 49 senators and 99 representatives).

(3) Census areas will not be split into sections for which population cannot be verified.

*NEW SECTION.* Sec. 3. On the basis of the criteria set forth in this 1971 act, the population of each of the legislative districts established by this 1971 act is as follows:

1.	67,683
2.	67,262
A.	33,605
B.	33,657
3.	68,067
4.	67,838
5.	67,974
6.	67,821
7.	68,432
8.	67,527
A.	33,824
B.	33,703
9.	67,847
A.	33,953
B.	33,894
10.	68,018
A.	33,990
B.	34,028
11.	67,512
A.	33,908
B.	33,604
12.	68,871
A.	34,305
B.	34,566
13.	67,473
A.	33,677
B.	33,796
14.	84,446
15.	68,369
A.	34,288
B.	34,081
16.	67,902
17.	67,467
A.	33,746
B.	33,721
18.	68,039
19.	67,905
A.	33,731
B.	34,174
20.	67,392
A.	33,574
B.	33,818
21.	68,079
22.	68,293
23.	68,608
24.	67,777
A.	33,971
B.	33,806
25.	68,126
26.	68,565
27.	68,476
28.	68,374
29.	68,219

30.	68,029
31.	68,965
32.	68,147
33.	67,842
34.	68,049
35.	67,992
36.	68,032
37.	68,037
38.	68,057
39.	68,207
A.	33,962
B.	34,245
40.	67,850
A.	34,020
B.	33,830
41.	68,002
42.	68,034
43.	68,266
44.	67,915
45.	68,308
A.	34,034
B.	34,274
46.	68,117
47.	68,616
48.	68,077
49.	67,416
A.	33,695
B.	33,721

**NEW SECTION.** Sec. 4. (1) Any area not specifically included within the boundaries of any of the districts as described in this 1971 act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area.

(2) Any area described in this 1971 act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The 1970 United States census shall be used for determining the number of inhabitants under the provisions of this 1971 act.

**NEW SECTION.** Sec. 5. The boundaries of census areas mentioned in this 1971 act shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this 1971 act shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

**NEW SECTION.** Sec. 6. For election of members of the legislature, the territory of the state shall be divided into sixty-five legislative districts and forty-nine senatorial districts described in sections 7 through 71 of this 1971 act.

**NEW SECTION.** Sec. 7. Legislative district 1 shall consist of the following areas in King county: Block groups 1 and 2 of census tract 202, block groups 1 and 2 of census tract 208, census tracts 213, 212, 211, 210, 214, 207, 206, 205, 203, 204, 215, 216, 217, and 221, block group 1 of census tract 223, block groups 1 and 9 of census tract 222, and block group 1 of census tract 3.

**NEW SECTION.** Sec. 8. Legislative district 2-A shall consist of the following areas in Okanogan county: Enumeration districts 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 29, 30, 31, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, and 54, and census tracts 9501, 9502.01, 9502.02, and 9502.03; and the following areas in Douglas county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 16, 17, 18, 19, 20, 21, 22, and 23.

**NEW SECTION.** Sec. 9. Legislative district 2-B shall consist of all of Pend Oreille county; all of Stevens county; all of Ferry county; and the following areas in Okanogan county: Enumeration districts 1, 2, 3, 4, 5, 6, 8, 25, 26, 27, and 28.

**NEW SECTION.** Sec. 10. Legislative district 3 shall consist of the following areas in Spokane county: Enumeration districts 31, 32, 34, 64, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 125, 126, 127, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 145, 65, 128, 129, 30, 80, 168, 169, 170, 171, and 261.

**NEW SECTION.** Sec. 11. Legislative district 4 shall consist of the following areas in Spokane county: Enumeration districts 2, 6, 20, 21, 28, 33, 35, 36, 37, 38, 39, 40, 41, 42, 144, 146, 222, 223, 224, 225A, 225B, 228, 262, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 284B, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310,

311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 368, 369, 370, 371, 372, 373, and 374.

**NEW SECTION.** Sec. 12. Legislative district 5 shall consist of the following areas in King county: Census tracts 267, 274, 275, 276, 278, 279, 280, 285, 286, and 287; block groups 4, 2, 9, and 3 of census tract 288, census tracts 116 and 121, and block groups 2, 3, 4, and 5 of census tract 120.

**NEW SECTION.** Sec. 13. Legislative district 6 shall consist of the following areas in Spokane county: Enumeration districts 147, 148, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 150, 151, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 190B, 191, 192, 149, 349, 350, 351, 346, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 226, 227, 229, 230, 231, 232, 233, 234, 235, 236, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 249, 250, 268, 333, 334, 335, 336, 337, 338, 339, 340, 352, 353, 348, 354, 355, 357, 358, 363, 364, 365, and 366.

**NEW SECTION.** Sec. 14. Legislative district 7 shall consist of the following areas in Spokane county: Enumeration districts 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 18, 19, 22, 23, 24, 25, 26, 27, 29, 120, 43, 44, 45, 46, 47, 48, 49, 50, 50B, 50C, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 121, 178, 111, 112, 113, 114, 115, 116, 117, 118, 119, 122, 123, 124, 179, 193, 172, 173, 174, 175, 176, 177, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 263, 264, 265, 266, 267, 195, 196, 197, 198, 199, 237, and 268.

**NEW SECTION.** Sec. 15. Legislative district 8-A shall consist of the following areas in Benton county: Census tracts 120, 119, 118, 101, 102, 103, 104, 105, and 106, enumeration district 74 of census tract 109, and enumeration district 49 of census tract 115.

**NEW SECTION.** Sec. 16. Legislative district 8-B shall consist of the following areas in Benton county: Census tracts 107, 108, 110, 111, and 112, enumeration districts 67 and 75 of census tract 109, enumeration districts 50, 50B, 51, 52, 52B, 53A, 53B, 54, and 55 of census tract 113, enumeration districts 56, 57, 57B, and 70B of census tract 114, census tracts 116 and 117; and the following areas in Klickitat county: Enumeration districts 1, 22, 20, 16, 17, 18, 19, and 14.

**NEW SECTION.** Sec. 17. Legislative district 9-A shall consist of the following areas in Whitman county: Enumeration districts 1, 2, 3, 4, 5, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45.

**NEW SECTION.** Sec. 18. Legislative district 9-B shall consist of the following areas in Whitman county: Enumeration districts 6, 7, 8, 9, 10, 23, 25, 26, and 27; the following areas of Spokane county: Enumeration districts 341, 343, 344, 345, 342, 347, 194, 248, 356, 356B, 359, 360, 361, and 362; all of Adams county; and all of Lincoln county.

**NEW SECTION.** Sec. 19. Legislative district 10-A shall consist of the following areas in Island county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10B, 11, 12, 13, 14, and 14B; the following areas in Jefferson county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 9902; the following areas in Mason county: Enumeration districts 1A, 1B, 1C, and 2; and the following areas in Kitsap county: Enumeration districts 24, 25, 15, 20, and 19.

**NEW SECTION.** Sec. 20. Legislative district 10-B shall consist of the following areas in Island county: Enumeration districts 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30; the following areas in Kitsap county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 16, 17, 18, 22, 23, 24, 25, 26, 75, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92.

**NEW SECTION.** Sec. 21. Legislative district 11-A shall consist of all of Asotin county; all of Garfield county; all of Columbia county; and the following areas in Walla Walla county: Enumeration districts 19, 20, 21, 22, 23, 26, 29, 1, 2, 3, 8, 9, and 10.

**NEW SECTION.** Sec. 22. Legislative district 11-B shall consist of the following areas in Benton county: Enumeration district 69 of census tract 113, enumeration district 70A of census tract 114, and enumeration districts 47 and 48 of census tract 115; and the following areas of Walla Walla county: Enumeration districts 4, 5, 6, 7, 44, 45, 48, 17, 25, 27, 16, 28, 31, and 32, census tract 9504, enumeration districts 12, 14, 40, 41, 42, and 47, census tract 9506 and enumeration districts 11, 13, 18, 24, 30, and 39.

**NEW SECTION.** Sec. 23. Legislative district 12-A shall consist of the following areas in Douglas county: Enumeration districts 13 and 15; and the following areas in Chelan county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 23, 24, 25, 26 through 46 inclusive, 50, 51, 52, 53, 47, 48, and 49.

**NEW SECTION.** Sec. 24. Legislative district 12-B shall consist of all of Kittitas county; and the following areas in Chelan county: Enumeration districts 21, 20, 19, 18A, 18B, 17, 16, 15, 14, 11, 12, 13, and 22.

**NEW SECTION.** Sec. 25. Legislative district 13-A shall consist of the following areas in Grant county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 17, 36, 37A, 37B, 44, 45, 31, 32, 33, 34, 26, 27, 28, 29, 35, 39, 40, 41, 42, 23, and 30.

**NEW SECTION.** Sec. 26. Legislative district 13-B shall consist of the following areas in Grant county: Enumeration districts 43, 24, 25, 38, 46, 47, 48, 49, 50, 51, 52, and 53; and all of Franklin county.

**NEW SECTION.** Sec. 27. Legislative district 14 shall consist of the following areas in Yakima county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 41, 42,

44, 46, 47, 47B, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80B, 83, 84, 85, 86, 87, 88, 89, 90, 91, 91B, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 103B, 103C, 104, 105, 106, 107, 108, 109, 110, 111, 111B, 112, 113, 114, 115, 116, 120, 126, 127, and 128A.

**NEW SECTION.** Sec. 28. Legislative district 15-A shall consist of the following areas in Yakima county: Enumeration districts 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 35, 43, 45, 80A, 81, 82, 117, 118, 119, 121, 122, 123, 124, 125, 128B, 129, 146, 147, 148, 149, 170, 171, 172, 173, 174, 175, 178, 194, 195, and 196.

**NEW SECTION.** Sec. 29. Legislative district 15-B shall consist of the following areas in Yakima county: Enumeration districts 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 176, 177, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, and 193, and the following areas of Klickitat county: Enumeration districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, and 21.

**NEW SECTION.** Sec. 30. Legislative district 16 shall consist of the following areas in Snohomish county: Census tracts 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, and 514, block groups 1, 3, and 2 of census tract 515, and block groups 1, 2, 3, 5, 6, and 4 and blocks 938, 939, and 940 of census tract 519.

**NEW SECTION.** Sec. 31. Legislative district 17-A shall consist of the following area in Skamania county: Enumeration district 3; and the following areas in Clark county: Enumeration districts 610, 610B, 611, 613, and 614 of census tract 404, enumeration districts 618, 618B, 619, 624, and 624B of census tract 405.02, census tract 405.03, enumeration districts 627, 628, 628B, 635, and 636 of census tract 406, census tracts 407 and 411.02, blocks 114, 115, 116, 117, 118, and 123 of census tract 412, and census tracts 413, 414, and 415.

**NEW SECTION.** Sec. 32. Legislative district 17-B shall consist of the following areas in Skamania county: Enumeration districts 1, 2, 4, 5, 6, 7, 8, 9, and 10; and the following areas in Clark county: Census tracts 401 and 402, enumeration district 612 of census tract 404, census tract 405.01, enumeration district 623 of census tract 405.02, enumeration district 634 of census tract 406, census tract 408, blocks 201, 202, 203, 204, 205, 206, 207, 208, 209, 212, 214, 215, 216, 221, 222, 223, 224, and 226 of census tract 409, and block groups 1 and 9 and blocks 203, 204, 205, 206, and 207 of census tract 410.01.

**NEW SECTION.** Sec. 33. Legislative district 18 shall consist of the following areas in Cowlitz county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 15B, 44, 45, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 9900, 16, 17, 18, 19, 20, 21, 26, 27, 28, 29, 30, 31, 32, 22, 23, 24, 25, 38, 39, 40, 41, 42, 43, 33, 34, 35, 36, 37, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56.

**NEW SECTION.** Sec. 34. Legislative district 19-A shall consist of the following areas in Grays Harbor county: Enumeration districts 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 9901, 66, 67, 68, and 69; the following areas in Lewis county: Enumeration districts 38 and 39; all of Wahkiakum county; and the following areas in Pacific county: Enumeration districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 13B, 13C, 14, 15, 16, 17, 18, 25, 26, 22, 23, 21, 19, and 20.

**NEW SECTION.** Sec. 35. Legislative district 19-B shall consist of the following areas in Grays Harbor county: Enumeration districts 34 through 50 inclusive, 51A, 51B, 52, 53, 9900, 28, 29, 33, 31, 32, 18, 19, 22, 23, 24, 25, 26, 27, and 30; the following areas in Pacific county: Enumeration districts 1 and 24; and the following areas in Lewis county: Enumeration districts 37, 41, 42, and 46.

**NEW SECTION.** Sec. 36. Legislative district 20-A shall consist of the following areas in Thurston county: Enumeration districts 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, and 80; the following areas in Lewis county: Enumeration districts 1, 2, 3, 4, 53, 54, 55, 56, 57, 58, and 59; and the following areas in Pierce county: Census tracts 701, and 702, enumeration district 73 of census tract 730, and census tracts 731 and 732.

**NEW SECTION.** Sec. 37. Legislative district 20-B shall consist of the following areas in Lewis county: Enumeration districts 5, 6, 7, 8, 9, 10, 30, 31, 32, 33, 34, 35, 36, 40, 43, 44, 45, 45B, 47, 48, 48B, 49, 50, 51, and 52, and census tracts 9501, 9502, and 9503.

**NEW SECTION.** Sec. 38. Legislative district 21 shall consist of the following areas in Snohomish county: Census tracts 407, 408, 409, 413, 416, 417, 418, 419, 420, 501, 502, 503, 516, 517, 518, and 520, and block groups 4 and 5 of census tract 515.

**NEW SECTION.** Sec. 39. Legislative district 22 shall consist of the following areas in Thurston county: Enumeration district 1A, 1B, 1C, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 30, 31, 32, 60, 63, 61, 62, 65, 64, 67, 66, and 69; census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9507.01, 9507.02, 9507.03, 9507.04, 9507.05, 9507.06, 9507.08, 9507.09, and 68.

**NEW SECTION.** Sec. 40. Legislative district 23 shall consist of the following areas in Kitsap county: Enumeration districts 27, 28, 29, 30, 31, 34, 35, 36, 75, 76, 77, 78, 72, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, and 112, census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9508, and 9509, and enumeration districts 80, 74, 33, 32, and 21.

**NEW SECTION.** Sec. 41. Legislative district 24-A shall consist of the following areas in Clallam county: Enumeration districts 1 through 38 inclusive, 39A, 39B through 41 inclusive, 9900, and 9901.

**NEW SECTION.** Sec. 42. Legislative district 24-B shall consist of the following areas in Mason county: Enumeration districts 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 24, 25,

26, and 27, census tract 9501, and enumeration districts 1, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, and 21; the following areas in Jefferson county: Enumeration districts 14, 15, 16, 17, 18, 19, 20, 9900, and 9901; and the following area in Clallam county: Enumeration district 42.

**NEW SECTION.** Sec. 43. Legislative district 25 shall consist of the following areas in Pierce county: Census tracts 704, 705, 706, 707, 709, 710, 711, 712, block groups 1, 4, 5, and 6 and blocks 204, 312, 313, 314, and 315 of census tract 713, blocks 101 and 109 of census tract 716, census tracts 733 and 734, and block groups 1, 2, and 3 of census tract 633.

**NEW SECTION.** Sec. 44. Legislative district 26 shall consist of the following areas in Pierce county: Census tract 601, block group 9 of census tract 602, enumeration district 1906 of census tract 602.99, census tracts 603, 604, and 605, block groups 1, 2, 3, 4, 5, and 9 of census tract 606, block groups 1, 2, 4, and 5 of census tract 607, block group 1 of census tract 608, census tracts 609 and 610, block groups 1, 3, and 4 of census tract 615, census tract 708, enumeration district 1900 of census tract 708.99, blocks 310, 311, 312 and block groups 4, 5, 6, 7, and 9 of census tract 723.02, enumeration district 42, and census tracts 724, 725, 726, 727, and 735.

**NEW SECTION.** Sec. 45. Legislative district 27 shall consist of the following areas in Pierce county: Block group 2 of census tract 602, block group 6 of census tract 606, block groups 3, 6, and 7 of census tract 607, block groups 2, 3, 4, 5, 6, and 7 of census tract 608, census tracts 611, 612, 613, and 614, block groups 2 and 5 of census tract 615, census tracts 616.01, 616.02, 617, 618, 619, 620, 621, and 622, block groups 1 and 2 of census tract 623, block groups 1, 2, 5, 6, and 7 of census tract 624, block groups 1, 2, 3, 6, 7, 8, and 9 of census tract 625, census tract 626, block groups 1 and 2 of census tract 627, block group 1 of census tract 628, and block group 1 of census tract 629.

**NEW SECTION.** Sec. 46. Legislative district 28 shall consist of the following areas in Pierce county: Block groups 3 and 9 of census tract 627, block groups 2 and 3 of census tract 628, block group 6 of census tract 629, census tracts 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, 722, and 723.01, block groups 1 and 2 and blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309 of census tract 723.02.

**NEW SECTION.** Sec. 47. Legislative district 29 shall consist of the following areas in Pierce county: Block groups 3 and 4 of census tract 623, block groups 3 and 4 of census tract 624, block groups 4 and 5 of census tract 625, block groups 2, 3, 4, and 5 of census tract 629, census tracts 630, 631, 632, 634, 635, 714, and 715, block groups 4, 5, and 9 of census tract 633, census tracts 717, 728, and 729, enumeration districts 71, 71B, and 72 of census tract 730, and blocks 205, 206, 207, 208, 209, 210, 211, 301, 302, 304, 305, 306, 308, 309, 310, 311, 316, 317, 318, 319, and 320 of census tract 713.

**NEW SECTION.** Sec. 48. Legislative district 30 shall consist of the following areas in King county: Census tracts 303, 302, 301, 300, 298, 289, 290, block groups 2, 3, 4, and 5 of census tract 291, block groups 1 and 2 of census tract 292, census tracts 277 and 297, and enumeration district 356 of census tract 305.

**NEW SECTION.** Sec. 49. Legislative district 31 shall consist of the following areas in King county: Census tracts 219 and 220, block groups 2 and 3 of census tract 222, block group 9 of census tracts 223, 224, 225, 226, 227, 228, 229, 323, and 218, and block group 3, and blocks 209 and 213 of census tract 230.

**NEW SECTION.** Sec. 50. Legislative district 32 shall consist of the following areas in King county: Census tract 13, block groups 1, 2, 3, and 6 of census tract 14, blocks 601, 603, 604, 605, 607, 608, 609, 610, 611, 612, and 613 of census tract 27, census tracts 17, 18, 28, and 29, block groups 1, 2, and 6 of census tract 30, block group 2 of census tract 33, census tracts 34, 35, 46, 47, 48, and 49, block group 4 of census tract 19, census tracts 50 and 51, block groups 3 and 4 of census tract 52, and census tract 54.

**NEW SECTION.** Sec. 51. Legislative district 33 shall consist of the following areas of King county: Block groups 2, 3, 4, 5, 6, 7, and 9 of census tract 253, block groups 1, 2, 3, 4, 5, 6, and 9 of census tract 260, census tracts 263, 118, 117, 111, 110, 109, 102, 103, 104, block groups 1, 2, 5, 6, and 9 of census tract 119, block group 2 of census tract 100, block groups 2 and 3 of census tract 252, block 102 of census tract 264, block groups 2, 3, 4, 7, and 8 of census tract 112, and enumeration district 1952 of census tract 12.99.

**NEW SECTION.** Sec. 52. Legislative district 34 shall consist of the following areas in King county: Census tracts 96, 97, 98, and 99, enumeration district 2221 of census tract 99.99, census tracts 105, 106, 107, and 108, enumeration district 1951 of census tract 108.99, census tracts 115, 114, and 113, block group 1 of census tract 120, census tract 266, block groups 3, 4, 5, and 7 of census tract 265, and block group 1 of census tract 112.

**NEW SECTION.** Sec. 53. Legislative district 35 shall consist of the following areas in King county: Block groups 1 and 2 of census tract 265, block groups 1 and 9 of census tract 291, block groups 3, 4, 5, 6, and 9 of census tract 292, block groups 1, 6, and 5 of census tract 288, census tracts 283, 284, 281, 282, 273, 272, 271, 270, 268, 269, blocks 101, 103, 108, 109, and 110 and block groups 2, 3, 4, and 9 of census tract 264, enumeration district 2001 of census tract 264.99, census tract 262, and block groups 8 and 7 of census tract 260, enumeration district 2000 of census tract 263.99, census tract 259, census tract 261, and block groups 3 and 4 of census tract 119.

**NEW SECTION.** Sec. 54. Legislative district 36 shall consist of the following areas in King county: Census tracts 56, 57, 58, 59, 60, 67, 68, 69, 71, 72, 73, and 80, block groups 1, 5, 6, 7, 3, 4, and 9 of census tract 74, census tract 66, block group 4 of census tract 81, block groups 1, 4, 5, and 9 of census tract 65, and enumeration district 214 of census tract 55.

**NEW SECTION.** Sec. 55. Legislative district 37 shall consist of the following areas in King county: Block groups 1, 3, 4, 5, 6, and 7 of census tract 100, census tract 93, enumeration district 2222 of census tract 93.99, census tracts 101, 95, 94, 89, 90, 91, 92, 88, 87, 86, 85, and 82, block groups 1, 2, 3, 5, and 6 of census tract 81, census tracts 76 and 79, block groups 2, 3, and 4 of census tract 77, and block group 6 of census tract 78.

**NEW SECTION.** Sec. 56. Legislative district 38 shall consist of the following areas in Snohomish county: Blocks 901, 902, 903, 904, 905, 906, 912, 913, 914, 936, 929, 933, and 934, enumeration districts 559, 558A, and 558B and block groups 7 and 8 of census tract 519, enumeration districts 562 and 561 of census tract 521, census tract 524, enumeration district 555 of census tract 416, census tracts 525, 402, 405, 406, 410, 411, 412, 414, 415, 401, 403, 404, and 530, and enumeration district 526 of census tract 529.

**NEW SECTION.** Sec. 57. Legislative district 39-A shall consist of the following areas in Skagit county: Enumeration districts 1, 2, and 3; the following area in Whatcom county: Enumeration district 1A; the following areas in Snohomish county: Census tract 528, enumeration districts 521A, 521B, 521C, 522, 523, 523B, and 525 of census tract 529, census tracts 531, 532, 533, 534, and 535, enumeration district 529 of census tract 536, and census tract 537.

**NEW SECTION.** Sec. 58. Legislative district 39-B shall consist of the following areas in King county: Census tracts 324, 325, 328, and 329; the following areas in Snohomish county: Enumeration district 560 of census tract 521, census tracts 522, 523, 526, and 527, enumeration district 525B of census tract 529, enumeration districts 528 and 530 of census tract 536, and census tract 538.

**NEW SECTION.** Sec. 59. Legislative district 40-A shall consist of the following areas in Skagit county: Enumeration districts 4, 5, 6, 7, 9, 15, 27, 28, 29, 30, 31, 32, 33, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, and 66.

**NEW SECTION.** Sec. 60. Legislative district 40-B shall consist of the following areas in Skagit county: Enumeration districts 8, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 34, 35, 36, 67, and 68; the following areas in Whatcom county: Enumeration districts 1B, 2, 3, 4, 5, 6, 7, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 43; and all of San Juan county.

**NEW SECTION.** Sec. 61. Legislative district 41 shall consist of the following areas in King county: Block groups 2, 3, 4, 5, and 9 and blocks 102 through 107 inclusive of census tract 248, census tracts 243, 244, 245, 246, 239, 247, 249, 250, 321, 327, and 320, and blocks 107 and 109 through 118 inclusive of census tract 253.

**NEW SECTION.** Sec. 62. Legislative district 42 shall consist of the following areas in Whatcom county: Enumeration districts 8, 9, 10, 11, 12, 13A, 13B, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 83, 84, 81, 80, 44, 24, 25, 82, 85, 86, 87, and 88, and census tracts 9501.04, 9501.01, 9501.02, 9501.03, 9501.05, 9501.06 and 9501.99.

**NEW SECTION.** Sec. 63. Legislative district 43 shall consist of the following areas in King county: Census tracts 41, 42, 43, 45, and 53, block groups 1 and 2 of census tract 52, census tracts 61, 62, 63, and 64, block groups 2 and 3 of census tract 65, block groups 1 and 5 of census tract 77, block groups 1, 2, 3, 4, 5, and 7 of census tract 78, census tract 75, and block group 2 of census tract 74.

**NEW SECTION.** Sec. 64. Legislative district 44 shall consist of the following areas in King county: Block group 3 of census tract 3, census tracts 4, 5, 6, and 12, block groups 4 and 5 of census tract 14, census tracts 15 and 16, block groups 4 and 5 of census tract 17, census tracts 30, 31, 32, 33, and 201, block group 3 of census tract 202, block groups 3, 4, and 9 of census tract 208, and census tract 209.

**NEW SECTION.** Sec. 65. Legislative district 45-A shall consist of the following areas in King county: Census tract 304, block groups 1, 4, and 9 and enumeration districts 355, 1511, 1512, 1513, and 1514 of census tract 305, census tracts 306, 307, 308, 309, 310, and 311, blocks 904, 910, 911, 912, and 913 of census tract 296, census tract 299, and enumeration district 366A of census tract 312.

**NEW SECTION.** Sec. 66. Legislative district 45-B shall consist of the following areas in King county: Blocks 901, 902, 903, 905, 906, 907, block group 1, and enumeration district 368 of census tract 296, block groups 1 and 5, blocks 903 through 908 and 909 of census tract 295, enumeration districts 365, 365B, 365C, 366B, 367, and 370C of census tract 312; census tracts 313, 314, 315, and 316, block groups 1 and 9 and enumeration district 315 of census tract 317, and census tracts 330 and 331; and the following area in Pierce county: Census tract 703.

**NEW SECTION.** Sec. 67. Legislative district 46 shall consist of the following areas in King county: Census tract 1, block groups 1, 2, 4, 5, 6, and 9 of census tract 2, block group 6 of census tract 3, block groups 1, 2, 3, 6, 7, and 9 of census tract 7, census tracts 8, 9, and 10, block groups 1 and 2 of census tract 11, block groups 1, 2, and 3 of census tract 19, census tracts 20, 21, and 22, enumeration district 217 of census tract 23, census tracts 24, 25, and 26, block groups 1, 2, 3, 4, 5, and 7 and blocks 616, 615, and 614 of census tract 27, and census tracts 36, 37, 38, 39, 40, and 44.

**NEW SECTION.** Sec. 68. Legislative district 47 shall consist of the following areas in King county: Block groups 1, 4, and 9 of census tract 252, census tracts 251, 255, 254, 256, 257, 258, 319, 318, 293, and 294, enumeration districts 314A and 314B of census tract 317, blocks 901, 902, 910, and 911 and block group 2 of census tract 295, blocks 101 through 106 inclusive and 108 of census tract 253.

**NEW SECTION.** Sec. 69. Legislative district 48 shall consist of the following areas in

King county: Block group 1 and blocks 201 through 208 inclusive and 210 through 212 inclusive of census tract 230, census tracts 231, 232, 237, 236, 233, 234, 235, 238, 240, 241, 242, 322, and 326, and block 101 of census tract 248.

**NEW SECTION.** Sec. 70. Legislative district 49-A shall consist of the following areas in Clark county: Census tract 403, block 210 of census tract 409, blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309, block groups 4, 5, 6, 7, and 9, and enumeration district 647 of census tract 410.01, block groups 3, 4, 5, 6, and 9 of census tract 412, blocks 303, 304, 305, 308, 309, and 312 of census tract 419, census tracts 420, 421, 422, and 424, block group 2 of census tract 425, block groups 2, 3, 4, 6, and 9 of census tract 426, enumeration district 2301 of census tract 426.99, and census tracts 428, 429, 430, and 431; and the following area in Cowlitz county: Enumeration district 68.

**NEW SECTION.** Sec. 71. Legislative district 49-B shall consist of the following areas in Clark county: Blocks 201, 208, and 311 of census tract 410.01, census tracts 410.02 and 411.01, blocks 101, 102, 103, 104, 105, 108, 109, 110, 112, 113, 117, 119, 121, and 124, enumeration district 1121, and block groups 2, 6, and 9 of census tract 412, census tracts 416, 417, and 418, block groups 1 and 2, blocks 301, 302, 306, 307, 310, 311, 313, 316, 317, 318, 319, 320, 321, 322, and 323 and block group 9 of census tract 419, census tract 423, block groups 1 and 3 of census tract 425, block groups 1, 6, and 9 of census tract 426, and census tract 427.

**NEW SECTION.** Sec. 72. The Senate shall consist of forty-nine members, one of whom shall be elected from each senatorial district. Each legislative district except 2-A, 2-B, 8-A, 8-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 39-A, 39-B, 40-A, 40-B, 9-A, 9-B, 45-A, 45-B, 49-A, and 49-B shall compose a senatorial district. Legislative district 2-A shall be combined with legislative district 2-B to form the second senatorial district; legislative district 8-A shall be combined with legislative district 8-B to form the eighth senatorial district; legislative district 10-A shall be combined with legislative district 10-B to form the tenth senatorial district; legislative district 11-A shall be combined with legislative district 11-B to form the eleventh senatorial district; legislative district 12-A shall be combined with legislative district 12-B to form the twelfth senatorial district; legislative district 13-A shall be combined with legislative district 13-B to form the thirteenth senatorial district; legislative district 15-A shall be combined with legislative district 15-B to form the fifteenth senatorial district; legislative district 17-A shall be combined with legislative district 17-B to form the seventeenth senatorial district; legislative district 19-A shall be combined with legislative district 19-B to form the nineteenth senatorial district; legislative district 20-A shall be combined with legislative district 20-B to form the twentieth senatorial district; legislative district 24-A shall be combined with legislative district 24-B to form the twenty-fourth senatorial district; legislative district 39-A shall be combined with legislative district 39-B to form the thirty-ninth senatorial district; legislative district 40-A shall be combined with legislative district 40-B to form the fortieth senatorial district; legislative district 9-A shall be combined with legislative district 9-B to form the ninth senatorial district; legislative district 45-A shall be combined with legislative district 45-B to form the forty-fifth senatorial district; legislative district 49-A shall be combined with legislative district 49-B to form the forty-ninth senatorial district.

**NEW SECTION.** Sec. 73. Of the senators provided for in this 1971 act, one senator shall be elected from each of the following senatorial districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1974 and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other senatorial districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November 1972, and every four years thereafter, for a term of four years.

**NEW SECTION.** Sec. 74. The House of Representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district, except that one representative shall be elected from the 2-A, 2-B, 8-A, 8-B, 9-A, 9-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 39-A, 39-B, 40-A, 40-B, 45-A, 45-B, 49-A and 49-B legislative districts, and three representatives shall be elected from the 14th legislative district.

**NEW SECTION.** Sec. 75. The representatives provided for in this 1971 act shall be elected from the legislative districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

**NEW SECTION.** Sec. 76. The term of office of each senator and representative elected after the effective date of this 1971 act shall commence on the second Monday in January following the date of election.

**NEW SECTION.** Sec. 77. If the inclusion in this 1971 act of any set or sets of separate legislative districts within a senatorial district or districts shall render this 1971 act invalid, the whole senatorial district or districts shall be treated as a legislative district or districts with two representatives and without separate legislative districts. If any other provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of this 1971 act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 78. Sections 1 through 77 of this 1971 act are added to chapter 44.07 RCW.

**NEW SECTION.** Sec. 79. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW 44.07.150;
- (17) Section 17, chapter 6, Laws of 1965 and RCW 44.07.160;
- (18) Section 18, chapter 6, Laws of 1965 and RCW 44.07.170;
- (19) Section 19, chapter 6, Laws of 1965 and RCW 44.07.180;
- (20) Section 20, chapter 6, Laws of 1965 and RCW 44.07.190;
- (21) Section 21, chapter 6, Laws of 1965 and RCW 44.07.200;
- (22) Section 22, chapter 6, Laws of 1965 and RCW 44.07.210;
- (23) Section 23, chapter 6, Laws of 1965 and RCW 44.07.220;
- (24) Section 24, chapter 6, Laws of 1965 and RCW 44.07.230;
- (25) Section 25, chapter 6, Laws of 1965 and RCW 44.07.240;
- (26) Section 26, chapter 6, Laws of 1965 and RCW 44.07.250;
- (27) Section 27, chapter 6, Laws of 1965 and RCW 44.07.260;
- (28) Section 28, chapter 6, Laws of 1965 and RCW 44.07.270;
- (29) Section 29, chapter 6, Laws of 1965 and RCW 44.07.280;
- (30) Section 30, chapter 6, Laws of 1965 and RCW 44.07.290;
- (31) Section 31, chapter 6, Laws of 1965 and RCW 44.07.300;
- (32) Section 32, chapter 6, Laws of 1965 and RCW 44.07.310;
- (33) Section 33, chapter 6, Laws of 1965 and RCW 44.07.320;
- (34) Section 34, chapter 6, Laws of 1965 and RCW 44.07.330;
- (35) Section 35, chapter 6, Laws of 1965 and RCW 44.07.340;
- (36) Section 36, chapter 6, Laws of 1965 and RCW 44.07.350;
- (37) Section 37, chapter 6, Laws of 1965 and RCW 44.07.360;
- (38) Section 38, chapter 6, Laws of 1965 and RCW 44.07.370;
- (39) Section 39, chapter 6, Laws of 1965 and RCW 44.07.380;
- (40) Section 40, chapter 6, Laws of 1965 and RCW 44.07.390;
- (41) Section 41, chapter 6, Laws of 1965 and RCW 44.07.400;
- (42) Section 42, chapter 6, Laws of 1965 and RCW 44.07.410;
- (43) Section 43, chapter 6, Laws of 1965 and RCW 44.07.420;
- (44) Section 44, chapter 6, Laws of 1965 and RCW 44.07.430;
- (45) Section 45, chapter 6, Laws of 1965 and RCW 44.07.440;
- (46) Section 46, chapter 6, Laws of 1965 and RCW 44.07.450;
- (47) Section 47, chapter 6, Laws of 1965 and RCW 44.07.460;
- (48) Section 48, chapter 6, Laws of 1965 and RCW 44.07.470;
- (49) Section 49, chapter 6, Laws of 1965 and RCW 44.07.480;
- (50) Section 50, chapter 6, Laws of 1965 and RCW 44.07.490;
- (51) Section 51, chapter 6, Laws of 1965 and RCW 44.07.500;
- (52) Section 52, chapter 6, Laws of 1965 and RCW 44.07.510;
- (53) Section 53, chapter 6, Laws of 1965 and RCW 44.07.520;
- (54) Section 54, chapter 6, Laws of 1965 and RCW 44.07.530;
- (55) Section 55, chapter 6, Laws of 1965 and RCW 44.07.540;
- (56) Section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and
- (57) Section 58, chapter 6, Laws of 1965 and RCW 44.07.910; but this repeal shall not affect the forty-second legislature or the terms of its members."

Strike all of the title and insert the following:

"An Act relating to the redistricting and reapportionment of the state into legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 5, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW

44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of 1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430; repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representative Moon.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

HOUSE JOINT MEMORIAL NO. 23, requesting Oregon to prohibit the commercial harvest and sale of steelhead trout, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Beck, Berentson, Bradley, Charnley, Conner, Gallagher, Gilleland, Hansey, Kilbury, McCormick, Schumaker, Smith, Thompson, Wanamaker, Wojahn.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

SENATE BILL NO. 185, allowing sale of property by governmental units, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 7 insert the following new sections:

"NEW SECTION. Section 1. There is added to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW a new section to read as follows:

The legislature finds that the haphazard growth and spread of urban development is encroaching upon, or eliminating, numerous open areas and spaces of varied size and character, including many devoted to agriculture, the cultivation of timber, and other productive activities, and many others having significant recreational, social, scenic, or esthetic values. Such areas and spaces, if preserved and maintained in their present open state, would constitute important assets to existing and impending urban and metropolitan development, at the same time that they would continue to contribute to the welfare and well-being of the citizens of the state as a whole. The acquisition of interests or rights in real property for the preservation of such open spaces and areas constitutes a public purpose for which public funds may properly be expended or advanced.

NEW SECTION. Sec. 2. There is added to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW a new section to read as follows:

Any county, city or town, or metropolitan municipal corporation may acquire by purchase, gift, grant, bequest, devise, lease, or otherwise, except by eminent domain, the fee or any lesser interest, development right, easement, covenant, or other contractual right necessary to protect, preserve, maintain, improve, restore, limit the future use of, or otherwise conserve, selected open space land, farm and agricultural land, and timber land as such are defined in chapter 84.34 RCW for public use or enjoyment. Among interests that may be so acquired are mineral rights. Any county, city or town, or metropolitan municipal corporation may acquire the fee to such property for the purpose of conveying or leasing the property back to its original owner or other person under such covenants or other

contractual arrangements as will limit the future use of the property in accordance with the purposes of this 1971 amendatory act.

**NEW SECTION.** Sec. 3. There is added to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW a new section to read as follows:

In accordance with the authority granted in section 2 of this 1971 amendatory act, a county, city or town, or metropolitan municipal corporation may specifically purchase or otherwise acquire, except by eminent domain, rights in perpetuity to future development of any open space land, farm and agricultural land, and timber land which are so designated under the provisions of chapter 84.34 RCW and taxed at current use assessment as provided by that chapter. For the purposes of this 1971 amendatory act, such developmental rights shall be termed 'conservation futures.' The private owner may retain the right to continue any existing open space use of the land, and to develop any other open space use, but, under the terms of purchase of conservation futures, the county, city or town, or metropolitan municipal corporation may forbid or restrict building thereon, or may require that improvements cannot be made without county, city or town, or metropolitan municipal corporation permission. The land may be alienated or sold and used as formerly by the new owner, subject to the terms of the agreement made by the county, city or town, or metropolitan municipal corporation with the original owner.

**NEW SECTION.** Sec. 4. There is added to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW a new section to read as follows:

For the purpose of acquiring conservation futures as well as other rights and interests in real property pursuant to sections 2 and 3 of this 1971 amendatory act, a county may levy an amount not to exceed one eighth of one mill on the assessed valuation of all taxable property within the county, which levy shall be in addition to that authorized by RCW 84.52.050.

**NEW SECTION.** Sec. 5. There is added to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW a new section to read as follows:

Any board of county commissioners may establish by resolution a special fund which may be termed a conservation futures fund to which it may credit all taxes levied pursuant to section 4 of this 1971 amendatory act. Amounts placed in this fund may be used solely for the purpose of acquiring rights and interests in real property pursuant to the terms of sections 2 and 3 of this 1971 amendatory act. Nothing in this section shall be construed as limiting in any manner methods and funds otherwise available to a county for financing the acquisition of such rights and interests in real property.

Sec. 6. Section 84.52.010, chapter 15, Laws of 1961 as amended by section 4, chapter 92, Laws of 1970 ex. sess. and RCW 84.52.010 are each amended to read as follows:

All taxes shall be levied or voted in specific amounts, and the rate percent of all taxes for state and county purposes, and purposes of taxing districts coextensive with the county, shall be determined, calculated and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the county, as shown by the completed tax rolls of the county, and the rate percent of all taxes levied for purposes of taxing districts within any county shall be determined, calculated and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the taxing districts respectively: **PROVIDED,** That when any such county assessor shall find that the aggregate rate of levy on any property will exceed the limitation set forth in RCW 84.52.050 as now or hereafter amended, he shall recompute and establish a consolidated levy in the following manner:

(1) He shall include for extension on the tax rolls the full rates of levy certified to him for state, county, county road districts, city and school district purposes in amounts not exceeding the limitations established by law: **PROVIDED,** That in the event of a levy made pursuant to section 5 of this 1971 amendatory act, the rates of levy for county, county road district, and school district purposes shall be reduced in such uniform percentages as will result in a consolidated levy by such taxing districts which will be no greater on any property than a consolidated levy by such taxing districts would be if the levy had not been made pursuant to section 5 of this 1971 amendatory act, and

(2) He shall include for extension on the tax rolls the rates percent of the tax levies certified to him by all other taxing districts imposing taxes on such property, other than port districts and public utility districts, reduced by him in such uniform percentages as will bring the consolidated tax levy on such property within the provisions of such limitation."

Renumber the remaining sections consecutively.

On page 1, section 2 now renumbered as section 8, on line 23 after "section" and before "of" strike "1" and insert "7"

On page 1 following section 2 now renumbered as section 8 insert a new section to read as follows:

**"NEW SECTION.** Sec. 10. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title after "units;" and before "providing" insert: "authorizing purchases by counties, cities, towns or metropolitan municipal corporations of developmental rights termed 'conservation futures' and certain other interests and rights in real property; providing a method of taxation by counties to finance such purchases;"

On page 1, line 3 of the title after "purposes;" and before "creating" on line 4 insert: "amending section 84.52.010, chapter 15, Laws of 1961 as amended by section 4, chapter 92, Laws of 1970 ex. sess. and RCW 84.52.010;"

On page 1, line 4 of the title after "section;" and before "adding" strike "and"

On page 1, line 5 of the title after "57.08 RCW" and before the period insert "; and adding new sections to chapter 87, Laws of 1970 ex. sess. and to Title 84 RCW"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Knowles, Kraabel, Paris, Swayze, Williams.

Passed to Committee on Rules and Administration for second reading.

April 29, 1971.

ENGROSSED SENATE BILL NO. 283, establishing programs for furloughs for convicted felons, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 29, 1971.

SENATE BILL NO. 408, defining powers of committee on vendor's rates, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13 after "during" strike "or contemplated for"

On page 1, section 3, line 27 after "and shall" strike "provide full and adequate allowances for" and insert "give full consideration to the cost of"

On page 2, section 4, line 7 after "and shall" strike "base" and insert "consider in"

On page 2, section 4, line 8 after "rate recommendations" strike "upon"

On page 2, section 5, line 13 beginning with "increases" strike everything down to and including "special" on line 15 and insert "changes in payroll and property taxes"

Signed by Representatives Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

ENGROSSED SENATE BILL NO. 605, providing for the licensing and regulation of hulk haulers, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, beginning on line 4 after "hauler" strike all of the matter down to and including "condition" on line 7 and insert "or scrap processor licensed under the provisions of this chapter may:

(1) Notwithstanding any other provision of law, transport any flattened or junk abandoned automobile hulk"

On page 2, section 3, beginning on line 20 strike "hulk hauler" and insert "applicant"

On page 3, section 4, beginning on line 7 strike "issue a hulk hauler's license" and insert "issue the license applied for"

On page 3, section 5, line 17 after "hauler" and before "shall" insert "or scrap processor"

On page 3, section 6, line 20 after "hauler" and before "shall" insert "or scrap processor"

On page 3, section 7, beginning on line 30 after "application for" strike "a hulk hauler's license or renewal of a hulk hauler's license" and insert "issuance or renewal of a license as provided in this act"

On page 4, section 7, line 1 after "hauler's" and before "license" insert "or scrap processor's"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Amen, Anderson, Blair, Bradley, Conway, Gallagher, Gladder, Hansey, Hoggins, Hubbard, Jones, Kraabel, Newhouse, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 27, 1971.

ENGROSSED SENATE BILL NO. 606, providing for the removal of abandoned junk motor vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Amen, Anderson, Blair, Bradley, Conway, Gallagher, Gladder, Hansey, Hoggins, Hubbard, Jones, Kraabel, Newhouse, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 658, providing that manufacturers of retail goods be identified, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 5 of the engrossed and printed bill, beginning with "NEW SECTION." strike the balance of the bill and insert:

"NEW SECTION. Section 1. It shall be unlawful and a misdemeanor for any retailer in this state to sell or offer to sell any prerecorded sound or audio recording tape or any prerecorded video recording or tape unless such recording or tape bears the actual name and address of the recorder on its face or package: PROVIDED, That this act shall not be applicable to any said recording or tape that is intended to be used for broadcast by commercial or educational radio or television stations. Each and every sale of such recording or tape which does not bear the actual name and address of the recorder shall constitute a separate violation of this act.

NEW SECTION. Sec. 2. Each and every violation of section 1 of this act shall constitute a separate offense and be subject to a fine not to exceed one hundred dollars."

Signed by Representatives Curtis, Chairman, Kuehne, Vice Chairman, Backstrom, Bagnariol, Farr, Gallagher, Hatfield, Jueling, O'Brien, Perry, Polk, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 755, enacting a "Franchise Investment Protection Act", reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Farr, Gallagher, Gladder, Jastad, Jueling, O'Brien, Perry, Polk, Wojahn, Wolf.

MINORITY recommendation: Do not pass. Signed by Representatives Kuehne, Vice Chairman, Hatfield.

Passed to Committee on Rules and Administration for second reading.

April 29, 1971.

ENGROSSED SENATE BILL NO. 818, providing for the mandatory reporting of suspected child abuse, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Beck, Ceccarelli, Chatalas, Conner, Conway, Jastad, Kirk, Kiskaddon, Lynch, Marzano, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 903, permitting a five percent differential on Washington produced fish food, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 15 of the engrossed bill, being the last line of the Senate amendment, after "preference." insert "The provisions of this act shall no longer be effective as of June 30, 1973."

Signed by Representatives Curtis, Chairman, Kuehne, Vice Chairman, Backstrom, Bagnariol, Farr, Gallagher, Gladder, Jastad, Jueling, O'Brien, Perry, Wojahn, Wolf.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

SENATE CONCURRENT RESOLUTION NO. 20, authorizing a study of the protection of animals, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On line 1, after "WHEREAS," strike the remainder of the resolution and insert the following:

"Management of animals, birds, and fish, including wild animals held privately for the purpose of hunting, is a matter of concern to people of the State; and

WHEREAS, Different legal classifications of steelhead trout between Oregon and Washington in the Columbia River, and conflicts between sport and net fishing for steelhead trout are also matters of concern to people of the State; and

WHEREAS, Optimum management and utilization of the State's food fish resource is also a vital consideration of importance to all people of the State; and

WHEREAS, Fishing and hunting is a 285 million dollar per year industry and sport and commercial food fish and shellfish harvest is a 177 million dollar per year industry; and

WHEREAS, Such concerns have been the subject of widespread public discussion and numerous proposals for legislation;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the House concurring, that an interim committee on game and fish be authorized and directed to undertake a study of such subjects as the general welfare of wild animals whether or not native to the State of Washington, hunting as a wildlife management technique, the role of either-sex hunting seasons in management of Washington wildlife resources, conflicts between sport and net fishing for steelhead trout and salmon with particular reference to the Columbia River system, methods and means for reasonable utilization of available or surplus stocks of food fish, and a fair and lawful method for limiting the number of commercial salmon licenses.

BE IT FURTHER RESOLVED, That the results of the study and any proposed legislation be presented to the next regular session of the Legislature for its consideration."

Signed by Representatives Zimmerman, Chairman, Beck, Berentson, Bradley, Charnley, Conner, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Luders, McCormick, Smith, Thompson, Wanamaker, Williams, Wojahn.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

April 28, 1971.

Mr. Speaker: The Senate has passed:

SENATE BILL NO. 54,

ENGROSSED SENATE BILL NO. 152,

ENGROSSED SENATE BILL NO. 373,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 28, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 925 and has passed the bill as amended by the House, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 28, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 1037, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 300,

HOUSE BILL NO. 723,

HOUSE BILL NO. 1037.

#### SENATE AMENDMENT TO HOUSE BILL

April 28, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 493 with the following amendment:

On page 2, section 1, line 14, of both the printed and engrossed bills strike the period at the end of the sentence and insert "*or to any such estate after the date, if any, provided for in the agreement for rental renegotiation.*",

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Bledsoe moved that the House concur in the senate amendment to Engrossed House Bill No. 493.

Representatives Bledsoe and Newhouse spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 493 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 493 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 89; nays, 5; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham,

Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Jastad, Johnson, Jones, Juelsing, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Bradley, Charnley, Haussler, Moon, Van Dyk—5.

Absent or not voting: Representatives Hubbard, Hurley, Julin, Perry, Ross—5.

Engrossed House Bill No. 493 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Bledsoe, Engrossed House Bill No. 493 as amended by the Senate was ordered transmitted immediately to the Senate.

MESSAGES FROM THE SENATE

April 24, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 109 and asks the House to recede therefrom, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Substitute Senate Bill No. 109 and asked the Senate for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Smythe, Bagnariol and Hatfield as members of the Conference Committee on Engrossed Substitute Senate Bill No. 109.

MESSAGES FROM THE SENATE

April 22, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to SENATE BILL NO. 125, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

MOTION

Mr. Morrison moved that the House adhere to its position on the House amendments to Senate Bill No. 125.

Mr. Kiskaddon spoke in favor of the motion.

The motion was carried.

MESSAGES FROM THE SENATE

April 24, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendment to ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146 and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

MOTION

On motion of Mr. Morrison, the House refused to recede from its amendment to

Engrossed Second Substitute Senate Bill No. 146 and asked the Senate for a conference thereon.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Eikenberry, Jastad and Curtis as members of the Conference Committee on Engrossed Second Substitute Senate Bill No. 146.

#### MESSAGES FROM THE SENATE

April 24, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 168 and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Senate Bill No. 168 and asked the Senate for a conference thereon.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hoggins, Bottiger and Kuehnle as members of the Conference Committee on Engrossed Senate Bill No. 168.

#### MESSAGES FROM THE SENATE

April 26, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 183 and asks the House to recede therefrom, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Senate Bill No. 183 and asked the Senate for a conference thereon.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Kuehnle, Julin and Knowles as members of the Conference Committee on Engrossed Senate Bill No. 183.

#### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 152, by Senators Fleming, Whetzel, Ridder and Dore:

An Act relating to child care centers; creating new sections; making an appropriation; and declaring an emergency.

Referred to Committee on Social and Health Services.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-63, by Representatives Polk, May, Kopet, Paris, Eikenberry, Morrison, King, Randall, Jastad, Grant, Lysen and Wolf:

WHEREAS, Business taxes in Washington State as well as in other states traditionally represent an important and significant source of revenue to the state and local governments; and

WHEREAS, The business and occupations tax and the ad valorem tax on business inventories constitute the two major business taxes in the existing tax structure within the State of Washington; and

WHEREAS, These two taxes are avowedly regressive on the business community, and a detriment to the growth of a balanced industrial and commercial business sector within the State of Washington; and

WHEREAS, An alternative structure of business taxes should be found which is equitable, yet able to ensure an equally adequate flow of revenue;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to study and prepare a report on the possible use of the value-added tax to replace the aforementioned taxes; and

BE IT FURTHER RESOLVED, That such study shall include, but not be limited to, a study of the differential effects of a single rate value-added tax on the separate components of the business community, the desirability of a multirate value-added tax, and an analysis of the effects of business income exemptions consistent with implementation of a value-added tax; and

BE IT FURTHER RESOLVED, That the Legislative Council shall present its findings, conclusions, and recommendations to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Polk, the resolution was adopted.

HOUSE RESOLUTION NO. 71-64, by Representative Swayze:

WHEREAS, The House of Representatives adopted, on March 23, 1971, House Resolution 71-32, which set procedural guidelines for the orderly introduction and consideration of its own bills, as well as the bills of the other House, in an effort to bring this First Extraordinary Session of the Forty-Second Legislature to an orderly and rapid conclusion, in the interest of the people of this state; and

WHEREAS, The other House of the Legislature has consistently failed and refused to adopt similar procedural guidelines, other than a deadline for introduction of bills; and

WHEREAS, It has now become obvious that, by reason of the failure of the other House to cease consideration of its own bills, even after one hundred and nine days of legislative action, that it will be virtually impossible to end this extraordinary session prior to its sixty-day constitutional limit; and

WHEREAS, The other House has failed to suggest or concur in reasonable deadlines for consideration of measures geared even to a sixty-day session and it would now appear unwise to subject the House of Representatives to restrictions which are not imposed upon the entire legislative process;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, that House Resolution 71-32 be, and the same is hereby rescinded.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 71-65, by Representatives Kirk, Marzano, Anderson, Bauer and Curtis:

WHEREAS, The Disabled American Veterans is a federally chartered veteran's organization established for the purpose of providing for the welfare of the service-connected disabled veteran and his dependents; and

WHEREAS, During the year 1971, Disabled American Veterans is celebrating its Fiftieth Anniversary; and

WHEREAS, This Organization for fifty years has devoted itself to providing service to disabled veterans and their dependents; and

WHEREAS, Disabled American Veterans has also been a leader in sponsoring legislation for the benefit and welfare of our Nation's wartime disabled and their loved ones; and

WHEREAS, It is fitting and proper that all federal, state and local governments give recognition to this outstanding service and take due cognizance of the Fiftieth Year of assisting our Nation's war disabled by this patriotic and humanitarian organization;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the House does hereby desire to recognize and pay tribute to the Disabled American Veterans Organization upon its Fiftieth Anniversary and does hereby declare the date of August 9, 1971 as a special day to honor the Disabled American Veterans.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to state and local government offices so that they may appropriately give recognition to the Disabled American Veterans on August 9, 1971.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Disabled American Veterans National Headquarters with a request that the Resolution be displayed to all delegates attending the Fiftieth National Convention of the Disabled American Veterans to be held in Detroit, Michigan, August 8-13, 1971.

Mrs. Kirk moved adoption of the resolution.

Representatives Kirk and Marzano spoke in favor of the resolution.

The resolution was adopted.

HOUSE RESOLUTION NO. 71-66, by Representatives Cunningham, Thompson, Smythe, Zimmerman and Bauer:

WHEREAS, The Legislature has in recent sessions enacted a substantial number of bills containing programs designed to protect and conserve the natural resources of our State and enhance the quality of the environment; and

WHEREAS, The Legislature recognizes that in the implementation of these programs the conduct of certain activities would have to be modified and in some cases eliminated, and that in such transition period of adjustment the administrators of these programs must exercise a great amount of common sense and rely on equitable considerations to insure, so far as reasonably possible, that no undue hardships result; and

WHEREAS, Regional and local air pollution control authorities have been granted substantial powers under one of the aforesaid bills to control the degradation of the quality of the air; and

WHEREAS, It is the feeling of the House of Representatives that various of these authorities have implemented their programs in manners which are not uniform, and that further, these authorities have not always established their priorities in a satisfactory manner by taking aggressive action against those who introduce only minor amounts of pollutants into the air, such as those who engage in "backyard burning" and land clearing, while the same authorities have taken less aggressive positions against those who substantially degrade the quality of the air, such as those engaged in certain industrial and municipal activities; and

WHEREAS, These same programs are premature in that severe economic hardships are imposed upon land clearers and extreme inconvenience and frustrations upon individual residents, while reasonable and practical alternatives to traditional practices are not being provided by government, including the air pollution authorities;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the local and regional air authorities:

(1) Reexamine the priorities of their enforcement programs to insure that primary emphasis is placed on the serious problems in their regions;

(2) Alter, redraft and/or hold in abeyance for a later priority date, such regulations relating to backyard and land clearing burning; and

(3) In the course of such reexamination obtain the views and recommendations of the Department of Ecology as to priorities in such enforcement programs; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives is directed to transmit a copy of this Resolution to each regional and local air pollution control authority, including each board member of said authority, and to the director of the Department of Ecology.

Mr. Cunningham moved adoption of the resolution.

Representatives Cunningham, Thompson, Smythe and Smith spoke in favor of the resolution.

The resolution was adopted.

#### PERSONAL PRIVILEGE

Mr. Sawyer: "Mr. Speaker, I wish to serve notice that I will insert remarks in the record concerning House Resolution No. 71-64. I certainly want to comment that the procedure of adopting this resolution was certainly unique."

The Speaker: "Permission granted to insert your remarks in the Journal."

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

On motion of Mr. Bledsoe, Engrossed Substitute House Bill No. 740 was placed at the top of today's third reading calendar.

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Hubbard and McDermott.

#### MESSAGES FROM THE SENATE

April 29, 1971.

Mr. Speaker: The President has signed:  
SENATE BILL NO. 37,  
SENATE BILL NO. 925,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 300,  
HOUSE BILL NO. 728,  
HOUSE BILL NO. 1037,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 688, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 37,  
SENATE BILL NO. 925.

## THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 740, by Committee on Higher Education (Originally sponsored by Representatives Lynch, Kopet, Goldsworthy and Curtis):

Implementing law relating to fees of state's colleges and universities.

Engrossed Substitute House Bill No. 740 was read the third time and placed on final passage.

Representatives Lynch, Goldsworthy and Bledsoe spoke in favor of passage of the bill, and Representatives Grant, Moon and King spoke against it.

Mr. Ceccarelli demanded an oral roll call, and the demand was sustained.

Representatives Shera and Mentor spoke in favor of passage of the bill, and Representative Hurley spoke against it.

Mr. Jueling demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 740, and the bill failed to pass the House by the following vote: Yeas, 43; nays, 54; absent or not voting, 2.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Conway, Copeland, Cunningham, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Haussler, Jones, Jueling, Julin, Kirk, Kopet, Kraabel, Kuehne, Lynch, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Shera, Smythe, Thompson, Wanamaker, Wolf, Zimmerman, Mr. Speaker—43.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Douthwaite, Farr, Gallagher, Grant, Hansey, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Spanton, Van Dyk, Williams, Wojahn—54.

Absent or not voting: Representatives Hubbard, McDermott—2.

Engrossed Substitute House Bill No. 740 having failed to receive the constitutional majority, was declared lost.

## NOTICE OF RECONSIDERATION

Mr. Charette served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed Substitute House Bill No. 740 failed to pass the House.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 493.

## MESSAGES FROM THE SENATE

April 27, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 735, and asks the House for a conference thereon, and the President has appointed as members of said Conference Committee: Senators Stortini, Stender and Greive.

BILL GLEASON, Assistant Secretary.

April 29, 1971.

Mr. Speaker: The Senate has accepted the resignation of Senator Stender on the Conference Committee on ENGROSSED HOUSE BILL NO. 735, and the President has appointed as a member of said Conference Committee: Senator McDougall.

SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 735.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hubbard, Morrison and Grant as members of the Conference Committee on Engrossed House Bill No. 735.

## THIRD READING

HOUSE BILL NO. 505, by Representatives Brown, Haussler, Kopet, Merrill and Backstrom:

Repealing the expiration of the local sales tax.

House Bill No. 505 was read the third time and placed on final passage.

Representatives Brown, Haussler, Backstrom and Smythe spoke in favor of the bill, and Representatives Moon and Hurley spoke against it.

Mr. Brown closed debate, speaking in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 505, and the bill passed the House by the following vote: Yeas, 67; nays, 28; absent or not voting, 4.

Voting yea: Representatives Amen, Anderson, Backstrom, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Charette, Charnley, Chatalas, Copeland, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Jastad, Johnson, Jones, Jueling, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Mr. Speaker—67.

Voting nay: Representatives Adams, Bagnariol, Barden, Bauer, Beck, Bottiger, Brouillet, Ceccarelli, Conner, Conway, Cunningham, Gallagher, Grant, Hoggins, Hurley, King, Marsh, Martinis, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Williams, Wojahn, Wolf, Zimmerman—28.

Absent or not voting: Representatives Costanti, Hubbard, Julin, McDermott—4.

House Bill No. 505, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 516, by Representative Smythe:

Relating to local government.

Engrossed House Bill No. 516 was read the third time and placed on final passage.

Mr. Smythe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 516, and the bill passed the House by the following vote: Yeas, 85; nays, 10; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Jastad, Johnson, Jones, Juelling, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Bottiger, Charette, Charnley, Grant, Hurley, King, Moon, Rosellini, Sawyer, Williams—10.

Absent or not voting: Representatives Hubbard, Julin, McDermott, Pardini—4.

Engrossed House Bill No. 516, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 525, by Representatives Hoggins, May and Kopet:

Lapsing zoning variances.

House Bill No. 525 was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 525, and the bill passed the House by the following vote: Yeas, 92; nays, 3; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Moon, Ross, Sawyer—3.

Absent or not voting: Representatives Hubbard, Julin, McDermott, Pardini—4.

House Bill No. 525, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 551, by Representatives Lynch, Maxie, Pardini, Jones, Ceccarelli, North, Kirk, Blair, Kraabel, Litchman, Paris and Ross (by Executive request):

Relating to rights of married women.

Engrossed House Bill No. 551 was read the third time and placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 551, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Schumaker—1.

Absent or not voting: Representatives Hubbard, Julin—2.

Engrossed House Bill No. 551, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 680, by Representatives Kopet, Charette and Jones:  
Providing for local public works planning.  
House Bill No. 680 was read the third time and placed on final passage.  
Representatives Kopet and Moon spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 680, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Hubbard—1.

House Bill No. 680, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 769, by Representatives Kraabel, Perry, Rabel, Hurley, Ross, McDermott and Brown:

Providing for a new highway hearing procedure.

Engrossed House Bill No. 769 was read the third time and placed on final passage.

Mr. Kraabel spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Kraabel yielded to question by Mr. Rabel.

Mr. Rabel: "Representative Kraabel, I would appreciate it if you would clarify a point. If a state highway were constructed and the hearings had been held under the provisions of this act—if at some future time federal funds were made available, say, for an extension of this type of route, would that highway then be eligible for these federal funds?"

Mr. Kraabel: "In direct answer to your question, yes. In fact, a good part of the reason

why it is drawn the way it is drawn is that if you do construct a highway and you start out without federal funds, and funds become available at a later date for extension of a highway or further work on that highway, they are available on the condition that you have met these federal regulations in the first place. This would insure that you do take those precautionary measures and not close the door on any possible future federal funds."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 769, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Gladder, Kuehnle—2.

Absent or not voting: Representatives Hubbard, Newhouse, Smythe—3.

Engrossed House Bill No. 769, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 863, by Representatives Jones, Costanti and Gilleland:

Defining school day for common school purposes.

Engrossed House Bill No. 863 was read the third time and placed on final passage.

Mr. Jones spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Polk: "Would Representative Jones yield to a question?"

Mr. Jones declined to yield to question.

Mr. Brouillet spoke in favor of passage of the bill, and Mrs. Hurley spoke against it.

#### POINT OF INQUIRY

Mr. Polk: "I wonder if Mrs. Hurley would yield to a question."

Mrs. Hurley: "Not if it's a funny one."

Mr. Polk: "No ma'am. I am trying to find out what a school day does mean under the terms of this act. My concern is this: Suppose children go to school in the morning. It is snowing lightly. It starts to snow heavier and they turn around and go home again, say, at 9:00 or 9:30. Under the terms of this act, is that to be considered a day of school, or is that a snow day that has to be then made up later in the year?"

Mrs. Hurley: "I think this would be left to the determination of the superintendent. In previous years, when the children went home from school because of snow, we called it a snow day, and we had to make it up. There was one year we had too many snow days—some 15 or 20 in Spokane—that real, real bad year. I think they excused five days that we really didn't have to make up. We had to make all the rest of them up. I think that actually snow wouldn't be an excuse for the superintendent to send them home. It would have to be something that he would consider instructional. For instance, learning about the ecology of the great outdoors. Or maybe appreciation of birds, or enjoying the sunlight and maybe doing a little phonics on the side, or something like this. This couldn't in anyway be construed to mean business—it just doesn't have to mean business. And I think schools are business. And I think we ought to conduct them this way."

Representatives Hoggins and Bottiger spoke in favor of passage of the bill, and Representative Hansey spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 863, and the bill passed the House by the following vote: Yeas, 66; nays, 31; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bauer, Berentson, Blair, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Gallagher, Gilleland, Grant, Harris, Hatfield, Hoggins, Johnson, Jones, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Amen, Bagnariol, Barden, Beck, Benitz, Bledsoe, Bozarth, Bradley, Douthwaite, Farr, Flanagan, Gladder, Goldsworthy, Hansey, Haussler, Hurley, Jastad, Juelling, Kilbury, Kuehne, Lysen, Martinis, Marzano, Maxie, May, McCormick, Polk, Schumaker, Shera, Spanton, Wanamaker—31.

Absent or not voting: Representatives Hubbard, Newhouse—2.

Engrossed House Bill No. 863, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 875, by Representatives Ceccarelli, Curtis, Rosellini and Blair:

Permitting certain minor employees of class H license holders to serve and sell liquor.

Engrossed House Bill No. 875 was read the third time and placed on final passage.

Representatives Ceccarelli and Backstrom spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 875, and the bill passed the House by the following vote: Yeas, 72; nays, 22; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Curtis, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, North, O'Brien, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—72.

Voting nay: Representatives Barden, Beck, Bottiger, Bozarth, Brouillet, Conway, Costanti, Cunningham, Douthwaite, Farr, Hansey, Hoggins, Hurley, Jastad, Kirk, Kuehne, Marsh, Mentor, Paris, Shipoch, Smith, Thompson—22.

Absent or not voting: Representatives Gallagher, Hubbard, Newhouse, Pardini, Zimmerman—5.

Engrossed House Bill No. 875, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 1063, by Representative Kopet:

Relating to the sale of certain public lands.

Engrossed House Bill No. 1063 was read the third time and placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1063, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Charnley, Ross—2.

Absent or not voting: Representatives Hubbard, Newhouse, Pardini—3.

Engrossed House Bill No. 1063, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 1072, by Representatives Mentor, Beck, Goldsworthy, Barden, Merrill, Paris, Marzano, Lynch, Jastad, Copeland, Cunningham, Wolf, Anderson, Randall, Costanti, Berentson, Perry, Bagnariol, Lysen, Kirk, Charnley, Litchman, Ross, Maxie, Gilleland, Haussler, Rabel, Smith, Hansey, Eikenberry, Bozarth, Bauer and Jones:

Providing for free motor vehicle licenses for certain disabled veterans.

Engrossed House Bill No. 1072 was read the third time and placed on final passage.

Mr. Mentor spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1072, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Hubbard—1.

Engrossed House Bill No. 1072, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 1075, by Representatives May, Brouillet, Jueling, Marzano, Gallagher, Adams, Bottiger and Wojahn:

Providing that certain collective bargaining agreements contain a provision for retroactive wages.

Engrossed House Bill No. 1075 was read the third time and placed on final passage.

Mr. May spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1075, and the bill passed the House by the following vote: Yeas, 89; nays, 8; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Eikenberry, Gladder, Hatfield, Julin, Kuehnle, Polk, Smith, Spanton—8.

Absent or not voting: Representatives Hubbard, Newhouse—2.

Engrossed House Bill No. 1075, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

April 29, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 493, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SENATE AMENDMENT TO HOUSE BILL

April 26, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 270 with the following amendment:

On page 3, section 1, subsection 20, line 13 after "RCW 66.08.050" and before the period add the following:

*" : PROVIDED, HOWEVER, That rules and regulations adopted by the state personnel board pursuant to RCW 41.06.150 regarding the basis for, and procedures to be followed for, the dismissal, suspension, or demotion of an employee, and appeals therefrom shall be fully applicable to liquor vendors except those part-time agency vendors employed by the liquor control board when, in addition to the sale of liquor for the state, they sell goods, wares, merchandise or services as a self-sustaining private retail business"*, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to House Bill No. 270.

Mr. Barden spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 270 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 270 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 4; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill,

Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Conner, Grant, Lysen, Smith—4.

Absent or not voting: Representatives Hubbard, Kiskaddon—2.

House Bill No. 270 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Friday, April 30, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTIETH DAY

### MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 30, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Litchman, Randall and Wojahn who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father Dennis Wood of St. Michael's Catholic Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

### REPORTS OF STANDING COMMITTEES

April 30, 1971.

**ENGROSSED SENATE BILL NO. 179**, providing for recovery by the department of social and health services of assistance furnished to an injured public assistance recipient, reported by Committee on Social and Health Services.

**MAJORITY recommendation:** Do pass with the following amendments:

On page 1, section 1, line 27 of the engrossed bill, being line 4 of the Senate Committee amendment, after "initiated" insert "by or"

On page 2, section 1, line 9 of the engrossed bill, being line 14 of the Senate Committee amendment after "matter" and before the period insert ": PROVIDED, That if the attorney's fees conform to the applicable minimum bar fee schedule, court approval for such fees shall not be necessary"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Jastad, Kirk, Lynch, Marsh, McDermott, Paris, Zimmerman.  
Passed to Committee on Rules and Administration for second reading.

April 30, 1971.

ENGROSSED SENATE BILL NO. 214, providing for approval of facilities, plans and programs for alcoholism and allocating financial assistance, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Jastad, Kirk, Kiskaddon, Lynch, Marsh, McDermott, Paris.

Passed to Committee on Rules and Administration for second reading.

April 29, 1971.

SENATE BILL NO. 369, modifying warning equipment requirements for certain motor vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Gallagher, Hansey, Martinis, Schumaker.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 594, defining "resident" and "nonresident" for college and university fee purposes, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, lines 12 and 13 of the printed bill, being lines 15 and 16 of the engrossed bill, strike "over the age of twenty-one years" and insert "of full age and majority for all purposes under RCW 26.28.010, as now law or hereafter amended."

On page 4, section 3, line 25 of the printed bill, being line 28 of the engrossed bill, after "institution," insert "In any case involving an application for a change from nonresident to resident status, the burden of proof shall rest with the applicant."

Signed by Representatives Lynch, Chairman, Anderson, Douthwaite, Gladder, Goldsworthy, Kiskaddon, Knowles, Maxie, Spera, Shipoch.

Passed to Committee on Rules and Administration for second reading.

April 29, 1971.

ENGROSSED SENATE BILL NO. 735, pertaining to junkyards adjacent to highways, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 24 after "approved by the" and before "secretary" insert "United States"

On page 2, section 4, line 28 after "day of" strike "July, 1971" and insert "January, 1972"

On page 4, beginning on line 10 strike all of section 7 and renumber the remaining sections consecutively.

On page 1, beginning on line 1 of the title, strike "providing penalties" and insert "creating new sections"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Hansey, Martinis, Schumaker.

Passed to Committee on Rules and Administration for second reading.

## MESSAGES FROM THE GOVERNOR

Office of the Governor, April 29, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 29 Governor Evans approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 415: Providing for the investigation and control of pesticide poisoning.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel

Office of the Governor, April 30, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON

LADIES AND GENTLEMEN:

I have the honor to advise that on April 30 Governor Evans approved the following House Bill, entitled:

ENGROSSED HOUSE BILL NO. 493: Pertaining to assessment of leasehold estates.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

MESSAGES FROM THE SENATE

April 30, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SENATE BILL NO. 104,  
ENGROSSED SENATE BILL NO. 170,  
ENGROSSED SENATE BILL NO. 494,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 125, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SUBSTITUTE SENATE BILL NO. 109, and the President has appointed as members of the conference committee thereon: Senators Washington, McDougall and Gardner.

SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, and the President has appointed as members of the conference committee thereon: Senators Day, Holman and Fleming.

SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 168, and the President has appointed as members of the conference committee thereon: Senators Wilson, Stender and Odegaard.

SIDNEY R. SNYDER, Secretary.

April 29, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 183, and the President has appointed as members of the conference committee thereon: Senators Gissberg, Holman and Francis.

SIDNEY R. SNYDER, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign: HOUSE BILL NO. 270.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1132, by Representative Polk:

An Act relating to education and to the disbursement of public funds by the state superintendent of public instruction; providing for the payment of an educational reimbursement grant to schools as directed by the parents of students subject to the compulsory school attendance law; establishing the manner in which such grant shall be computed; describing certain duties of the state superintendent of public instruction; providing for separation of church and state; making an appropriation; and declaring an emergency.

Referred to Committee on Education and Libraries.

SENATE BILL NO. 54, by Senators Greive, Knoblauch, Peterson (Ted), Talley and Lewis (by Legislative Council request):

An Act relating to waterfront lands; and providing for restrictions on its use and the acquisition of scenic easements.

Referred to Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 104, by Senators Fleming, Francis, Gardner, Peterson (Ted), Dore, Durkan, Stortini and Ridder (by Joint Committee on Education request):

An Act relating to education and certain school holidays; amending section 13, chapter 283, Laws of 1969 ex. sess. and RCW 28A.02.061; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 170, by Senators Ridder, Peterson (Ted) and Foley (by Departmental request):

An Act relating to hotels and motels; providing for the licensing and regulation of hotels and motels by the state department of social and health services; providing for licensure fees; amending section 43.22.050, chapter 8, Laws of 1965 and RCW 43.22.050; repealing section 43.22.060, chapter 8, Laws of 1965 and RCW 43.22.060; repealing section 43.22.070, chapter 8, laws of 1965 and RCW 43.22.070; repealing section 43.22.080, chapter 8, Laws of 1965 and RCW 43.22.080; repealing section 43.22.090, chapter 8, Laws of 1965 and RCW 43.22.090; repealing section 43.22.100, chapter 8, Laws of 1965 and RCW 43.22.100; repealing section 43.22.110, chapter 8, Laws of 1965 and RCW 43.22.110; repealing sections 1 through 6, chapter 169, Laws of 1915, sections 1 through 11, chapter 29, Laws of 1909, sections 1 and 2, chapter 48, Laws of 1905 and RCW 70.62.010 through 70.62.130; creating new sections; and prescribing penalties.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 373, by Senators Durkan, Mardesich and Stender:

An Act relating to bidding on certain public works; amending section 3, chapter 348, Laws of 1955 and RCW 53.08.120 and 53.08.130; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

ENGROSSED SENATE BILL NO. 494, by Senators Francis, Gardner and Holman:

An Act relating to and regulating the practice of naturopathy; creating a state examining board for naturopathic practitioners; prescribing powers and duties; making exceptions; creating new sections; and providing penalties.

Referred to Committee on Social and Health Services.

## RESOLUTION

HOUSE RESOLUTION NO. 71-67, by Representatives Thompson, Kraabel, Martinis, Smythe and Zimmerman:

WHEREAS, Puget Sound is recognized nationally as the boating capital of the Nation; and

WHEREAS, The State of Washington is one of only three states that do not have boating safety and registration laws; and

WHEREAS, The State of Washington has five times as many boats as the total of the other two states which do not have safety and registration laws; and

WHEREAS, Boating fatalities have increased 56.6% over the last calendar year; and

WHEREAS, The boating deaths on inland waters have increased 31.8%; and

WHEREAS, The State of Washington has 94 boats per 1,000 people, as compared to 40.8 boats per 1,000 people nationwide; and

WHEREAS, The boating industry indicates that there are 240,000 boat owners in the State of Washington, and only 95,000 are registered with the United States Coast Guard because of the lack of legislative authority outside of Coast Guard jurisdictions;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Legislative Council to hold public hearings to study the matter of water safety and boat registration; and

BE IT FURTHER RESOLVED, That the Legislative Council consult the United States Coast Guard and other interested parties and governmental agencies and report its findings and any proposed legislation to the next Regular Session of the Legislature.

Mr. Thompson moved adoption of the resolution.

Mr. Flanagan moved adoption of the following amendment to the resolution:

On page 1, line 20 after "of" strike "water safety and boat registration" and insert "boat registration, taxation and water safety"

Representatives Flanagan and Thompson spoke in favor of the amendment.

Mr. Thompson spoke in favor of the resolution as amended.

House Resolution No. 71-67, as amended by Mr. Flanagan, was adopted.

#### MOTION FOR RECONSIDERATION

Mr. Charette, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed Substitute House Bill No. 740 failed to pass the House.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Litchman, Randall and Wojahn.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Charette to reconsider the vote by which Engrossed Substitute House Bill No. 740 failed to pass the House.

The motion was carried.

#### RECONSIDERATION

ENGROSSED SUBSTITUTE HOUSE BILL NO. 740, by Representatives Lynch, Kopet, Goldsworthy and Curtis:

Implementing law relating to fees of state's colleges and universities.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Representatives Bledsoe and Brouillet spoke in favor of the bill, and Representatives Moon and Costanti spoke against it.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed Substitute House Bill No. 740, and the bill passed the House by the following vote: Yeas, 57; nays, 39; excused, 3.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, Martinis, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker—57.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bradley, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hoggins, Hurley, Jastad, Johnson, King, Knowles, Lysen, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Williams—39.

Excused: Representatives Litchman, Randall, Wojahn—3.

Engrossed Substitute House Bill No. 740, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Bledsoe, Engrossed Substitute House Bill No. 740 was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House recessed until 2:00 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 2:00 p.m.

The Clerk called the roll and all members were present except Representatives Amen, Brouillet, Goldsworthy, Kopet, Litchman and Wojahn. Representatives Brouillet, Goldsworthy, Kopet, Litchman and Wojahn were excused.

#### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

April 30, 1971.

SENATE BILL NO. 170, providing for the licensing of hotels and motels, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, O'Brien, Pardini, Polk.

Passed to Committee on Rules and Administration for second reading.

April 30, 1971.

SENATE BILL NO. 295, authorizing the board of health to set expiration dates for boarding homes, nursing homes, hospitals and private establishments, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 6 after "duration" insert ": PROVIDED, That when the annual license renewal date of a previously licensed boarding home is set by the board on a date less than twelve months prior to the expiration date of a license in effect at the time of reissuance, the license fee shall be prorated on a monthly basis and a credit be allowed at the first renewal of a license for any period of one month or more covered by the previous license"

On page 2, section 2, line 29 after "duration" insert ": PROVIDED, That when the annual license renewal date of a previously licensed nursing home is set by the board on a date less than twelve months prior to the expiration date of a license in effect at the time of reissuance, the license fee shall be prorated on a monthly basis and a credit be allowed at the first renewal of a license for any period of one month or more covered by the previous license"

On page 3, section 3, line 20, after "duration" insert ": PROVIDED, That when the annual license renewal date of a previously licensed hospital is set by the board on a date less than twelve months prior to the expiration date of a license in effect at the time of reissuance, the license fee shall be prorated on a monthly basis and a credit be allowed at the first renewal of a license for any period of one month or more covered by the previous license"

On page 4, section 4, line 4 after "duration" insert ": PROVIDED, That when the

*annual license renewal date of a previously licensed private establishment is set by the board on a date less than twelve months prior to the expiration date of a license in effect at the time of reissuance, the license fee shall be prorated on a monthly basis and a credit be allowed at the first renewal of a license for any period of one month or more covered by the previous license"*

Signed by Representatives Farr, Chairman, Adams, Beck, Chatalas, Conner, Kiskaddon, Marsh, McDermott, Paris, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

April 30, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 796, enacting a "collection agency act," reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, O'Brien, Pardini, Polk.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

April 22, 1971.

Mr. Speaker: The President has signed:

SENATE BILL NO. 126,  
SENATE BILL NO. 137,  
SENATE BILL NO. 203,  
SENATE BILL NO. 261,  
SENATE BILL NO. 419,  
SENATE BILL NO. 469,  
SENATE CONCURRENT RESOLUTION NO. 5,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 126,  
SENATE BILL NO. 137,  
SENATE BILL NO. 203,  
SENATE BILL NO. 261,  
SENATE BILL NO. 419,  
SENATE BILL NO. 469,  
SENATE CONCURRENT RESOLUTION NO. 5.

### MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

### SECOND READING

HOUSE BILL NO. 655, by Representatives Farr, Kraabel, Hansey, Gilleland, Barden, Hoggins, North, Kirk, Bluechel, Litchman and Van Dyk (by Executive request):

Providing measures to prevent and control polluting caused by the discharge of oil.

### MOTION

On motion of Mr. Zimmerman, Substitute House Bill No. 655 was substituted for House Bill No. 655, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 655 was read the second time.

Mr. Berentson moved adoption of the following amendment by Representatives Kraabel and Berentson:

On page 3, section 3, line 24 after "act" insert "and such rules and regulations may prescribe the times, places and methods of transfer of oil"

Mr. Berentson spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Brown.

Mr. Brown: "Representative Berentson, I am a little concerned about the use of the word 'transfer.' I wonder if you could tell me, was the word 'transfer' in this case intended to apply in any way to the internal transfer of fuel within a tanker from hold to hold, or is this meant to be from ship to shore?"

Mr. Berentson: "The original thought came here from Representative Kraabel who is not with us right now, but in my judgment it was meant to refer to the transfer of oil from a tanker to an oil refinery or from the refinery to the tanker, not within the ship itself."

The amendment by Representatives Kraabel and Berentson was adopted.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 4, section 4, line 13 strike "exemption" and insert "refund"

On motion of Mr. Douthwaite, the following amendment was adopted:

On page 4, line 30, insert:

"(c) The director may allocate a portion of the fund to be devoted to research and attention in the causes, effects, and removal of pollution caused by the discharge of oil."

Mr. Williams moved adoption of the following amendment:

On page 6, section 8, lines 4, 5 and 8 strike "may" and insert "shall"

Mr. Cunningham moved adoption of the following amendment to the amendment by Mr. Williams:

On page 6, section 8, line 4 after "well" strike "shall" and insert "may"

Representatives Cunningham, Zimmerman and Newhouse spoke in favor of the amendment to the amendment, and Representative Williams spoke against it.

The amendment by Mr. Cunningham to the amendment by Mr. Williams was adopted.

The Speaker stated the question before the House to be the amended amendment.

Mr. Williams spoke in favor of the amended amendment.

The amendment by Mr. Williams as amended by Mr. Cunningham was adopted.

Mr. Newhouse moved adoption of the following amendment by Representatives Hansey and Newhouse:

On page 6, section 9, line 9 strike all of section 9 and renumber the remaining sections consecutively

Representatives Newhouse and Thompson spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Farr yielded to question by Mr. May.

Mr. May: "I have been wondering why the word 'oil' is used throughout the bill rather than petroleum products, because when you have a spill it could be kerosene, gasoline or any other thing, and we keep talking about oil spillage. The recent spillage we had a couple of days ago wasn't oil, it was a by-product, and I wonder if that shouldn't be changed?"

Mr. Farr: "Mr. May, very possibly it should be changed from the original form. I was prime sponsor of this bill, and it was an executive request bill, but it has been considerably changed since I introduced it. My answer specifically would be 'I don't know.' I don't understand many of the changes that have been made in the bill."

Representatives Newhouse and Thompson spoke again in favor of the amendment, and Representatives Cunningham and Zimmerman also spoke in favor of the amendment.

The amendment by Representatives Hansey and Newhouse was adopted.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 7, section 10, line 8 after "use" and before "claim" strike "exemption" and insert "refund"

Mr. Charnley moved adoption of the following amendment by Representatives Charnley and Hurley:

On page 8, line 9 following section 14, add a new section to read as follows:

"NEW SECTION. Sec. 15. This act is necessary for the immediate preservation of the

public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.”

Representatives Charnley, Hurley and Zimmerman spoke in favor of the amendment. The amendment was adopted.

On motion of Mr. Hansey, the following amendment to the title by Representatives Hansey and Newhouse was adopted:

On page 1, line 4 of the title after “RCW 78.52.020;” strike everything down to and including “RCW 82.36.280;” on line 6

On motion of Mr. Charnley, the following amendment to the title by Representatives Chamley and Hurley was adopted:

On page 1, line 16 of the title following “82.36.235” insert “; and declaring an emergency”

Substitute House Bill No. 655 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 655 was placed on final passage.

Representatives Cunningham, Zimmerman, Charnley and Van Dyk spoke in favor of passage of the bill, and Representatives Savage, Costanti and Smith spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 655, and the bill passed the House by the following vote: Yeas, 82; nays, 9; absent or not voting, 8.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Mr. Speaker—82.

Voting nay: Representatives Bradley, Costanti, Gladder, Hatfield, Kuehnle, Savage, Schumaker, Smith, Zimmerman—9.

Absent or not voting: Representatives Amen, Bledsoe, Brouillet, Copeland, Goldsworthy, Litchman, McDermott, Wojahn—8.

Engrossed Substitute House Bill No. 655, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted “no” on final passage of Engrossed Substitute House Bill No. 655 so if the measure were to go to conference, I could be a member of the conference committee. As prime sponsor of the 1970 “oil spill bill,” I am a friend of the bill which was passed through our Natural Resources and Ecology Committee. HAROLD S. (HAL) ZIMMERMAN, 17th District.

#### MOTION

Mr. Marzano moved that the Committee on State Government be relieved of HOUSE BILL NO. 31 and that it be placed at the top of today's second reading calendar.

Mr. Marzano spoke in favor of the motion, and Mr. Bluechel spoke against it.

Mr. Anderson demanded an electric roll call, and the demand was sustained.

## POINT OF INQUIRY

Mr. Marzano yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Representative Marzano, I understand that sometime back there was a tax placed on cigarettes to pay for the veterans' bonus. Could you tell me if any of these moneys have been diverted for something other than the veterans' bonus?"

Mr. Marzano: "Yes, Mr. Shinpoch. The original bonus bill which was approved by the people was imposed in 1949. By 1970, \$24 million had gone into the general budget."

Mr. Wolf demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Amen, Brouillet, Goldsworthy, Kopet, Litchman, McDermott and Wojahn.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

On motion of Mr. Bledsoe, Mr. Bozarth was excused from further proceedings under the Call of the House.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Marzano to relieve the Committee on State Government of House Bill No. 31 and place the bill at the top of today's second reading calendar, and the motion was lost by the following vote: Yeas, 42; nays, 49; excused, 8.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams—42.

Voting nay: Representatives Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—49.

Excused: Representatives Amen, Bozarth, Brouillet, Goldsworthy, Kopet, Litchman, McDermott, Wojahn—8.

## EXPLANATION OF VOTE

I voted "no" on forcing House Bill No. 31 out of committee. I did so because there are a number of veterans' benefit matters before the Legislature, and forcing House Bill No. 31 out of committee might very well be a detriment and not a benefit to the veterans in the long run.

I have been a prime sponsor of veterans' benefit bills, one of which passed the House in 1970, but was vetoed. I would vote for House Bill No. 31 if it were properly brought before the Legislature. VAUGHN HUBBARD, District 11-A.

## SECOND READING

HOUSE BILL NO. 1116, by Representatives Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins:

Changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services.

## MOTION

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 1116, and the bill was ordered placed at the top of Monday's second reading calendar.

HOUSE BILL NO. 1082, by Representatives Bauer, Cunningham and Luders:

Providing a refund of excise taxes to owners of destroyed motor vehicles, mobile homes, or travel trailers.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, beginning on line 7, after "prior to" strike all of the matter down to and including "year for" on line 12 and insert "the day on which the license fee and excise tax are due shall be entitled to a refund of the excise tax if:

(1) The motor vehicle, mobile home, or travel trailer for which the license fee and excise tax were paid was totally destroyed prior to the day on"

The bill was read the second time.

Mr. Berentson moved adoption of the committee amendment.

Mr. Berentson spoke in favor of the committee amendment and Mr. Mentor spoke against it.

Mr. Berentson spoke again in favor of the amendment.

The committee amendment was adopted.

Mr. Wolf moved adoption of the following amendment:

On page 1, section 1, beginning on line 7 after "82,50.010" strike all of the matter down to and including "paid." on line 18 and insert "shall be entitled to a refund of a fraction of the excise tax in the same proportion as the number of complete calendar months remaining in the calendar year bears to the number of months for which the tax was paid if:

(1) The motor vehicle, mobile home, or travel trailer for which the license fee and excise tax were paid was totally destroyed and said person provides evidence of such destruction to the satisfaction of the director of the department of motor vehicles; and

(2) An application for the refund was made by said person within thirty days after the destruction of such motor vehicle, mobile home or travel trailer."

Representative Wolf spoke in favor of the amendment, and Representatives Cunningham, Berentson and Bauer spoke against it.

The amendment by Mr. Wolf was not adopted.

Mr. Wolf moved adoption of the following amendment:

On page 1, section 1, line 23 insert the following: "Every title of ownership and every license renewal statement shall carry notification that the excise tax is refundable in event of total destruction of the automobile."

Mr. Wolf spoke in favor of the amendment.

## MOTION

On motion of Mr. Bledsoe, Mr. Copeland was excused from further proceedings under the Call of the House.

Representatives Bauer and Berentson spoke against the amendment by Mr. Wolf, and Mr. Wolf spoke again in favor of its adoption.

The amendment by Mr. Wolf was lost on a rising vote.

House Bill No. 1082 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 1082 be placed on final passage.

The motion was lost.

SENATE BILL NO. 288, by Senators Bailey and Gardner (by Joint Committee on Governmental Cooperation request; and by Departmental request):

Authorizing parks and recreation commission to call for new and higher bids in disposing of land not needed for park purposes.

The House resumed consideration of Senate Bill No. 288 on second reading.

The Speaker stated the question before the House to be the following amendment by Mr. Douthwaite:

On page 1, section 1, line 26 after "*bids, and*" strike the remainder of the sentence through "*appropriate*" and insert "*may call for new bids*"

Representatives Douthwaite and Zimmerman spoke in favor of the amendment.  
The amendment was adopted.

Mr. Hoggins moved adoption of the following amendment by Representatives Hoggins, Newhouse, Moon, Bottiger, Charette, Kiskaddon, McCommick and Zimmerman:

On page 2, line 8, insert four sections as follows:

*NEW SECTION. Sec. 2.* Whenever there are state school lands currently being used by cities or counties for park and recreational purposes, which state school lands cannot presently be used for state park purposes, such recreational or park use shall be considered by the department of natural resources to be the highest and best use of such school lands for all purposes and any lease proposal by cities and counties for such park and recreational use under RCW 79.01.244 shall be considered the best and highest bid for such school lands.

*NEW SECTION. Sec. 3.* The department of natural resources shall register those school lands; as defined in RCW 79.01.004, which are leased to cities or towns as open space land with the county assessor of the county wherein such land is located and such land shall be approved as such and deemed classified under the provisions of chapter 84.34 RCW.

*NEW SECTION. Sec. 4.* The department of natural resources shall determine the cost of the lease of such lands to the city or town leasing such lands so that the cost of the lease is equivalent to the amount of state and local property taxes levied on similar land owned by a private person and classified as 'open space land' or 'farm and agricultural land' or 'timber land' under the definitions of RCW 84.34.020 and registered under the provisions of chapter 84.34 RCW: *PROVIDED, That the parcel limitations contained in such definitions shall be disregarded for the purposes of this section only.*"

Representatives Hoggins and Bottiger spoke in favor of the amendment, and Representative Julin spoke against it.

The amendment was adopted on a rising vote.

Senate Bill No. 288 as amended by the House was passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 884, by Senator Foley:

Authorizing housing authorities to undertake supplemental projects.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, section 1, line 21 after "*recreational*" and before "*or*" insert "*, group home, halfway house,*"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendment was adopted.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle, Hurley and May:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 35.82.030, chapter 7, Laws of 1965 and RCW 35.82.030 are each amended to read as follows:

In each city (as herein defined) and in each county of the state there is hereby created a public body corporate and politic to be known as the 'Housing Authority' of the city or county: *PROVIDED, HOWEVER, That such authority shall not transact any business or exercise its powers hereunder until or unless the governing body of the city or the county, as the case may be, by proper resolution shall declare at any time hereafter that there is need for an authority to function in such city or county. The determination as to whether or not there is such need for an authority to function (1) may be made by the governing body on its own motion or (2) shall be made by the governing body upon the filing of a petition signed by twenty-five residents of the city or county, as the case may be, asserting that there is need for an authority to function in such city or county and requesting that the governing body so declare: PROVIDED, That the governing body of any class A county east of the Cascade mountains and of any city within such county shall only make such determination after referendum thereon to the people of such city or county, as the case may be.*

The governing body shall adopt a resolution declaring that there is need for a housing authority in the city or county, as the case may be, if it shall find (1) that insanitary or unsafe inhabited dwelling accommodations exist in such city or county or (2) that there is a shortage of safe or sanitary dwelling accommodations in such city or county available to persons of low income at rentals they can afford. In determining whether dwelling accommodations are unsafe or insanitary said governing body may take into consideration the degree of overcrowding, the percentage of land coverage, the light, air, space and access available to the inhabitants of such dwelling accommodations, the size and arrangement of the rooms, the sanitary facilities, and the extent to which conditions exist in such buildings which endanger life or property by fire or other causes.

In any suit, action or proceeding involving the validity or enforcement of or relating to any contract of the authority, the authority shall be conclusively deemed to have become established and authorized to transact business and exercise its powers hereunder upon proof of the adoption of a resolution by the governing body declaring the need for the authority. Such resolution or resolutions shall be deemed sufficient if it declares that there is such need for an authority and finds in substantially the foregoing terms (no further detail being necessary) that either or both of the above enumerated conditions exist in the city or county, as the case may be. A copy of such resolution duly certified by the clerk shall be admissible in evidence in any suit, action or proceeding.

**NEW SECTION.** Sec. 2. There is added to chapter 35.82 RCW a new section to read as follows:

Except as limited by this section, an authority shall have the same powers with respect to supplemental projects as hereinafter in this section defined as are now or hereafter granted to it under this chapter with respect to housing projects.

No funds shall be expended by an authority for a supplemental project except by resolution adopted on notice at a public hearing as provided by chapter 42.32 RCW, supported by formal findings of fact incorporated therein, establishing that:

(1) Low-income housing needs within the area of operation of the authority are being or will be adequately met by existing programs; and

(2) A surplus of funds will exist after meeting such low-income housing needs.

Expenditures for supplemental projects shall be limited to those funds determined to be surplus.

'Supplemental project' for the purposes of this chapter shall mean any work or undertaking to provide buildings, land, equipment, facilities, and other real or personal property for recreational, group home, halfway house or other community purposes which by resolution of the housing authority is determined to be necessary for the welfare of the community within its area of operation and to fully accomplish the purposes of this chapter. Such project need not be in conjunction with the clearing of a slum area under subsection (9)(a) of RCW 35.82.020 or with the providing of low-income housing under subsection (9)(b) of RCW 35.82.020."

Representatives Kuehnle, Hurley and Smythe spoke in favor of the amendment.

The amendment was adopted.

Mr. Copeland appeared at the bar of the House.

On motion of Mr. Wolf, the following amendment to the title was adopted:

Strike all of the title and insert the following:

"An Act relating to housing authorities; amending section 35.82.030, chapter 7, Laws of 1965 and RCW 35.82.030; and adding a new section to chapter 35.82 RCW."

Senate Bill No. 884 as amended by the House was passed to Committee on Rules and Administration for third reading.

#### MOTIONS

On motion of Mr. Morrison, the House reverted to the eighth order of business.

Mr. Morrison moved that SENATE BILL NO. 467 be rereferred from the Committee on Judiciary to the Committee on Transportation.

The motion was carried on a rising vote.

On motion of Mr. Morrison, the House dispensed with further business under the Call of the House.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, May 1, 1971.

THOMAS A. SWAYZE, Jr., Speaker

MALCOLM McBEATH, Chief Clerk.

## FIFTY-FIRST DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, May 1, 1971.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Smythe presiding). The Clerk called the roll and all members were present except Representatives Bozarth, Kilbury and McDermott who were excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father Dennis Wood of St. Michael's Catholic Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 22, 1971.

HOUSE BILL NO. 1030, enacting the Nisqually Delta preservation act, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Beck, Bradley, Charnley, Conner, Gallagher, Hurley, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Thompson, Van Dyk, Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Newhouse, Vice Chairman, Berentson, Schumaker, Smith, Spanton.

Passed to Committee on Appropriations.

## POINT OF ORDER

Mr. Chatalas: "Mr. Speaker, this particular bill does not have an appropriation in that regard. I think the appropriation that is on this bill is from the outdoor recreation fund, and I don't believe it should go into Appropriations."

## RULING BY THE SPEAKER

The Speaker: "I examined the bill, Mr. Chatalas. It has a half million dollar appropriation out of the outdoor recreation account which is subject to appropriation regardless of what fund it is. It also has several thousand dollars appropriated out of the general fund to a couple of counties to enforce the provisions of the act. Under the provisions of the House rule requiring that any measure containing a direct appropriation must be referred to Appropriations Committee, I feel I have no alternative."

Mr. Chatalas: "I thank you very much for your decision, Mr. Speaker, but I think this is another way of trying to kill the bill. This bill has seen every obstacle and has overcome every obstacle in order to go into Rules Committee, and this is exactly what you are doing. But once again, the appropriation of \$2,000 is no reason for it to go into the Appropriations Committee, and I don't think Appropriations has time to consider it."

The Speaker: "I feel I have no alternative under the rules of the House. It would be subject to a motion to suspend the rules and rerefer it from Appropriations Committee to Rules Committee."

## MOTION

Mr. Chatalas moved that the rules be suspended and House Bill No. 1030 be rereferred to the Committee on Rules and Administration in lieu of the Committee on Appropriations.

## PARLIAMENTARY INQUIRY

Mr. Charette: "To relieve a committee of a bill doesn't require a two-thirds vote, does it?"

The Speaker: "In view of the rule requiring this bill to go to Appropriations, I believe it would require a suspension of that rule."

Mr. Charette spoke in favor of the motion by Mr. Chatalas.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. May spoke against the motion by Mr. Chatalas.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I might point out, Mr. May, the distinction in the motions you have made on bills. Bills having a fiscal impact only require the motion to send them to Appropriations. Bills containing a direct appropriation, as this bill does, go to Appropriations automatically under the House rules."

Representatives Bledsoe and Bottiger spoke against the motion to refer House Bill No. 1030 to Committee on Rules and Administration, and Mr. Chatalas spoke in favor of the motion.

Mr. May spoke again in opposition to the motion.

Mr. Newhouse spoke against the motion by Mr. Chatalas.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Chatalas to suspend the rules and refer House Bill No. 1030 to Committee on Rules and Administration in lieu of Committee on Appropriations, and the motion was lost by the following vote: Yeas, 32; nays, 55; absent or not voting, 12.

Voting yea: Representatives Backstrom, Bagnariol, Bauer, Beck, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Grant, Hurley, Johnson, King, Luders, Lysen, Marsh, Martinis, Maxie, Merrill, Moon, O'Brien, Polk, Randall, Rosellini, Savage, Shinpoch, Thompson, Van Dyk, Williams—32.

Voting nay: Representatives Adams, Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Lynch, Marzano, May, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Paris, Rabel, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Mr. Speaker—55.

Absent or not voting: Representatives Anderson, Bozarth, Conway, Copeland, Kilbury, Kraabel, Litchman, McDermott, Pery, Ross, Wolf, Zimmerman—12.

## MESSAGE FROM THE GOVERNOR

Office of the Governor, April 30, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 30 Governor Evans approved the following House Bill, entitled:

HOUSE BILL NO. 728: Pertaining to taxable status of public property when transferred to private ownerships.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

## MESSAGES FROM THE SENATE

April 30, 1971.

Mr. Speaker: The Senate has passed:

SUBSTITUTE SENATE BILL NO. 85,  
 ENGROSSED SENATE BILL NO. 428,  
 ENGROSSED SENATE BILL NO. 863,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

April 30, 1971.

Mr. Speaker: The President has signed SENATE BILL NO. 125, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE BILL NO. 125.

#### SENATE AMENDMENTS TO HOUSE BILL

April 28, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 52 with the following amendment:

On page 7, section 15, line 4 of the engrossed bill, being page 7, section 15, line 3 of the House Committee Amendment, after "quota" strike the balance of the sentence and insert "in a reasonable proportion and for old and new producers to participate in any new class I sales in a reasonable proportion." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 52.

Mr. Van Dyk spoke in favor of the motion.  
 The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 52 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 52 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 69; nays, 24; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Goldsworthy, Hansey, Hatfield, Haussler, Hurley, Jastad, Johnson, Jueling, Julin, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—69.

Voting nay: Representatives Barden, Benitz, Blair, Bluechel, Brown, Charnley, Eikenberry, Gilleland, Gladder, Grant, Harris, Hoggins, Jones, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, North, Polk, Rabel, Ross, Shera, Shinpoch—24.

Absent or not voting: Representatives Bozarth, Copeland, Hubbard, Kilbury, King, McDermott—6.

Engrossed House Bill No. 52 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1133, by Representatives Spanton, Hubbard, Bauer, Wojahn, Gladder, Barden, Hatfield, Gilleland, Knowles, Eikenberry, Schumaker, Smith, Jastad, Conway, Kuehnle, Bradley, Polk and Paris:

An Act relating to elections; creating new sections; and making an appropriation.  
Referred to Committee on Elections and Apportionment.

SUBSTITUTE SENATE BILL NO. 85, by Committee on Cities, Towns and Counties:

An Act relating to municipal corporations; adding a new chapter to Title 35 RCW; repealing section 35.13.220, chapter 7, Laws of 1965 and RCW 35.13.220; repealing section 35.13.243, chapter 7, Laws of 1965 and RCW 35.13.243; repealing section 35.13.246, chapter 7, Laws of 1965 and RCW 35.13.246; repealing section 35.13.250, chapter 7, Laws of 1965 and RCW 35.13.250; repealing section 4, chapter 51, Laws of 1969 ex. sess. and RCW 35.13.255; repealing section 35A.14.350, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.350; repealing section 35A.14.360, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.360; repealing section 5, chapter 51, Laws of 1969 ex. sess. and RCW 35A.14.365; repealing section 35A.14.370, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.370; and repealing section 35A.14.600, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.600.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 428, by Senators Canfield, Greive, Day and Lewis:

An Act relating to the public welfare; providing for a Model Litter Control Act; creating new sections; amending section 46.56.135, chapter 12, Laws of 1961 as amended by section 1, chapter 52, Laws of 1965 ex. sess. and RCW 46.61.655; repealing section 1, chapter 36, Laws of 1909, section 1, chapter 73, Laws of 1931, section 49, chapter 281, Laws of 1969 ex. sess. and RCW 9.61.120; repealing section 2, chapter 85, Laws of 1967 and RCW 9.66.060; repealing section 3, chapter 85, Laws of 1967, section 50, chapter 281, Laws of 1969 ex. sess. and RCW 9.66.070; repealing section 2, chapter 52, Laws of 1965 ex. sess., section 51, chapter 281, Laws of 1969 ex. sess. and RCW 46.61.650; providing penalties; levying a tax; creating an account within the general fund; and declaring an emergency.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 863, by Senators Walgren, Washington and Atwood:

An Act relating to local improvement districts; amending section 1, chapter 205, Laws of 1947 as amended by section 6, chapter 20, Laws of 1963, and RCW 79.44.060; amending section 35.44.220, chapter 7, Laws of 1965 as amended by section 8, chapter 258, Laws of 1969 ex. sess., and RCW 35.44.220; amending section 35.43.030, chapter 7, Laws of 1965 as amended by section 2, chapter 52, Laws of 1967, and RCW 35.43.030; amending section 35.43.190, chapter 7, Laws of 1965 and RCW 35.43.190; amending section 35.49.030, chapter 7, Laws of 1965 as amended by section 15, chapter 258, Laws of 1969 ex. sess., and RCW 35.49.030; amending section 35.54.010, chapter 7, Laws of 1965 and RCW 35.54.010; amending section 35.44.020, chapter 7, Laws of 1965 as amended by section 6, chapter 258, Laws of 1969 ex. sess., and RCW 35.44.020; amending section 35.44.140, chapter 7, Laws of 1965 as amended by section 11, chapter 52, Laws of 1967, and RCW 35.44.140; amending section 35.45.020, chapter 7, Laws of 1965 as last amended by section 35, chapter 56, Laws of 1970 ex. sess., and RCW 35.45.020; amending section 35.45.050, chapter 7, Laws of 1965 and RCW 35.45.050; creating a new section; repealing section 35.43.160, chapter 7, Laws of 1965, section 7, chapter 52, Laws of 1967, and RCW 35.43.160; and repealing section 35.43.170, chapter 7, Laws of 1965, section 1, chapter 58, Laws of 1965, and RCW 35.43.170.

Referred to Committee on Local Government.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-68, by Representatives Bottiger, North, Wojahn and McCormick:

WHEREAS, Equality of the sexes, particularly as it applies to terms of employment in industry, has become a major issue, with apparent strong public and legislative support for such equality in employment; and

WHEREAS, It has come to our attention that there are thirteen existing industrial welfare orders enforced by the State Department of Labor and Industries relating to women and minors employed in industry, while we have no laws or regulations concerning the number of hours for a male worker over eighteen years of age, nor any requirements for lunch or rest periods; and

WHEREAS, At least one case has come to our attention of an employer refusing to permit either lunch or rest periods for his male employees, requiring them to eat while working, to the obvious detriment of their health and safety; and

WHEREAS, The basic statute relating to working hours, rest and lunch periods was enacted nearly sixty years ago; and

WHEREAS, Old adages are the distilled wisdom of the American character, and one of our most cherished adages points out that "what's sauce for the goose is sauce for the gander";

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That an interim study by the Legislative Council be authorized and directed in the area of equal employment rights for men, with the findings to be transmitted to the next legislature as a means for determining whether changes are required in the present statutes relating to employment of adult males in order to grant them equal rights with females.

Mr. Bottiger moved adoption of the resolution.

Representatives Bottiger and North spoke in favor of the resolution.

The resolution was lost.

## SECOND READING

HOUSE BILL NO. 417, by Representatives Chatalas, Kirk, Ceccarelli and Lynch (by Departmental request):

Authorizing department of social and health services to establish advisory committees.

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 417, and the bill was ordered placed at the bottom of the second reading calendar following Senate Bill No. 160.

HOUSE JOINT MEMORIAL NO. 6, by Representatives Kilbury, Brown, Williams, Grant and Douthwaite (by Secretary of State request):

Seeking amendments to federal communications act respecting television coverage of political candidates.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 6 was placed on final passage.

Mr. Brown spoke in favor of passage of the memorial.

## POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Conway.

Mr. Conway: "Representative Brown, I am wondering in this memorial what the possibility would be if during the time of election and the candidates are out working, if we had an emergency exist nationwide and the President had to come before the people and discuss the emergency, would we then have to allow all the candidates to get up and give a political pitch in regard to their equal time?"

Mr. Brown: "I think we saw a very close example of that, Representative Conway, in the 1968 election where the incumbent President made a report to the people. The courts did hold that this necessarily required then, since it was during a campaign period, that every other candidate for President had to have equal time. It does have this built into it."

## ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 6, and the

memorial passed the House by the following vote: Yeas, 85; nays, 10; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Barden, Bauer, Conway, Douthwaite, Hatfield, Martinis, Polk, Ross, Spanton, Williams—10.

Absent or not voting: Representatives Bozarth, Kilbury, McDermott, Rabel—4.

House Joint Memorial No. 6, having received the constitutional majority, was declared passed.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Speaker would like to remind the members that it is now after the fiftieth day. Speeches will be limited to three minutes in length. No person may speak on any proposition more than once, except the maker of the motion or the sponsor of the bill."

#### PERSONAL PRIVILEGE

Mr. Pardini: "Thank you for the reminder."

SENATE BILL NO. 82, by Senators Peterson (Ted), Francis and Murray:

Authorizing conveyance of certain tidelands in King county to state board for community college education.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 164, by Senator Bailey:

Providing for the undergrounding of utility wiring.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 124, by Senators Atwood and Durkan (by departmental request):

Abolishing the state patrol highway account.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Bill No. 124, and the bill was ordered placed at the bottom of today's consent calendar.

HOUSE BILL NO. 566, by Representatives Beck, Hubbard and Wanamaker:

Relating to state funds and accounts and motor vehicle fees.

#### MOTION

On motion of Mr. Bledsoe, House Bill No. 566 was rereferred to the Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 335, by Senator Gissberg:

Prohibiting the commercial taking of crawfish.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 68, by Senators Ridder, Stender, Bailey and Stortini:  
Allowing vocational rehabilitation or retraining under industrial insurance coverage.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 21, 1971, Forty-first Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments were adopted.

On motion of Mr. Grant, the committee amendment to the title was adopted.

Senate Bill No. 68 as amended by the House was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 865, by Representative Bluechel:

Relating to the operation and administration of state government.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 21, 1971, Forty-first Day, Ex. Sess.)

The bill was read the second time.

Mr. Bluechel moved adoption of the committee amendment.

On motion of Mr. Bluechel, the following amendment to the committee amendment was adopted:

On page 2, section 2, line 23 of the xeroxed amendment after "RCW 43.03." strike the balance of the sentence

#### MOTION

Mr. Chatalas moved that House Bill No. 865 be rereferred to the Committee on Appropriations.

Mr. Chatalas spoke in favor of the motion and Mr. Bluechel spoke against it.

Mr. Curtis: "I would like to concur with Representative Chatalas in sending this to Appropriations. I think that if we let the fact that it is federal money deter our action, then almost everything that goes through here has some type of federal funds. I would hope that the Speaker would rule the motion in order. We could still take a look at it. It is still on second reading."

#### RULING BY THE SPEAKER

The Speaker: "The motion is in order, Mr. Curtis, but the bill doesn't automatically go to Appropriations. The rule reads that all bills containing a direct appropriation must go to the Committee on Appropriations before appearing on the calendar for second reading. Obviously the bill does not contain that until the committee amendment is adopted, and it is the amendment which contains the appropriation. Therefore the motion is appropriate at this time but it is subject to debate as any other motion and decision of this House as to whether the bill should be referred at this point."

The motion by Mr. Chatalas was carried on a rising vote.

SENATE BILL NO. 449, by Senators Gissberg, Andersen, Dore and Greive:

Providing for appeals procedures to the court of appeals.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 14, 1971, Thirty-fourth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

Senate Bill No. 449 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 720, by Senators Washington and Andersen:  
 Authorizing special license plates for vehicles of historic value.  
 Committee recommendation: Majority, do pass with the following amendment:  
 On page 3, section 5, line 21 after "fund" insert "to the department of motor vehicles"  
 The bill was read the second time.  
 On motion of Mr. Berentson, the committee amendment was adopted.

## MOTION

Mr. Grant moved that Engrossed Senate Bill No. 720 as amended by the House be referred to the Committee on Appropriations.

Mr. Grant spoke in favor of the motion, and Mr. Bledsoe spoke against it.

The motion was lost on a rising vote.

Engrossed Senate Bill No. 720 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 450, by Senators Guess, Keefe and Henry:

Providing penalties for violation of the conditions of an additional gross load special permit.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 21, 1971, Forty-first day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

Engrossed Senate Bill No. 450 as amended by the House was passed to Committee on Rules and Administration for third reading.

HOUSE CONCURRENT RESOLUTION NO. 35, by Representatives Shinpoch, Lynch, Maxie, King, Kiskaddon, Rabel, Douthwaite, Knowles, Anderson, Goldsworthy, Shera, Benitz, Bottiger, Gladder, Bluechel and Chatalas:

Directing a study of college credit transfers.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, on line 4 after "WHEREAS," strike all of the matter down to and including "Education" on line 2 of page 2, and insert the following:

"Students transferring between the various elements of the state system may lose credits and thereby increase the time such students must spend to complete their education; and

WHEREAS, The expense to the State of Washington of educating a student at the state institutions of higher education increases when the student must spend a longer time to complete his education;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, the Senate concurring, that the Council on Higher Education be directed to conduct a study on the present transfer policies and procedures of the various state institutions of higher education; and

BE IT FURTHER RESOLVED, That the Council on Higher Education is also directed to prepare recommendations to achieve maximum transferability of course credits between the various state institutions; and

BE IT FURTHER RESOLVED, That the Council on Higher Education shall make periodic reports on the progress of its study to the Joint Committee on Higher Education and shall transmit a report to the Joint Committee on Higher Education prior to submission of such to the 1973 Legislature."

The resolution was read the second time.

Mr. Wolf moved adoption of the committee amendment.

Mr. Shinpoch spoke in favor of the amendment.

The committee amendment was adopted.

House Concurrent Resolution No. 35 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 35 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent

Resolution No. 35, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Bozarth, Julin, Kilbury, McDermott, Newhouse, Rabel, Smythe—7.

Engrossed House Concurrent Resolution No. 35, having received the constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 401, by Committee on Highways:

Allowing larger vehicles to use public highways.

The bill was read the second time.

Mr. Kuehnle moved adoption of the following amendments:

On page 1, section 1, line 16 strike "thirteen feet and six inches" and insert "[thirteen feet and six inches] fourteen feet"

On page 1, section 1, line 17 after "That" strike everything down to and including "that" on line 19 and insert "[automobile transporters shall not exceed fourteen feet and that]"

Representative Kuehnle spoke in favor of the amendments, and Representatives Berentson and Gallagher spoke against them.

Mr. Kuehnle spoke again in favor of the amendments.

Representatives Wanamaker and Douthwaite spoke against adoption of the amendments by Mr. Kuehnle, and Mr. Randall spoke in favor of them.

The amendments were not adopted.

The Clerk read the following amendment by Mr. Kuehnle:

On page 2, section 1, line 3 strike "thirteen feet six inches" and insert "[thirteen feet six inches] fourteen feet"

With the consent of the House, Mr. Kuehnle withdrew the amendment.

Substitute Senate Bill No. 401 was passed to Committee on Rules and Administration for third reading.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### SPEAKER'S PRIVILEGE

The Speaker observed in the south gallery former Representative Arlie U. DeJarnatt from Cowlitz County and asked him to stand and be recognized.

#### SENATE AMENDMENTS TO HOUSE BILL

April 29, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 768 with the following amendments:

On page 5, section 5, line 28, strike "a" and insert "another"

On page 5, section 5, line 29, after "or" and before "foreign" insert "a", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendments to Substitute House Bill No. 768.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 768 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 768 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Benitz, Bozarth, Kilbury, McDermott, North, Rabel—6.

Substitute House Bill No. 768 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SECOND READING

SUBSTITUTE SENATE BILL NO. 354, by Committee on State Government:

Establishing minimum medical and health standards for law enforcement officers and fire fighters.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 23, 1971, Forty-third Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

On motion of Mr. Shera, the following amendment by Representatives Shera and Grant was adopted:

On page 1, section 3, line 22, after "standards" and before the period insert the following:

" : PROVIDED, That in cities and towns having not more than two law enforcement officers and/or not more than two fire fighters and if one or more of such persons do not meet the minimum medical and health standards as required by the provisions of this 1971 act, then such person or persons may join any other pension system that the city has available for its other employees"

On motion of Mr. Shera, the committee amendment to the title was adopted.

Substitute Senate Bill No. 354 as amended by the House was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 1123, by Representatives Gallagher, Martinis, Adams, Kilbury, Jastad, Brouillet, Berentson, Haussler, Jueling and Marzano:

Exempting nonprofit blood banks from property taxes.

The bill was read the second time.

Mr. Gallagher moved adoption of the following amendment by Representatives Gallagher, Bottiger, Marzano, Adams and Wojahn:

On page 1, following section 1, insert a new section to read as follows:

"Sec. 2. Section 84.36.050, chapter 15, Laws of 1961 as amended by section 1, chapter 55, Laws of 1970 ex. sess. and RCW 84.36.050 are each amended to read as follows:

The following property shall be exempt from taxation:

Property owned or used for any school or college in this state, supported in whole or in part by gifts, endowments, or charity, the entire income of which said school or college, after paying the expenses thereof, is devoted to the purposes of such institution, and which is open to all persons upon equal terms. To be exempt, such property must be used solely for educational purposes or the revenue therefrom be devoted exclusively to the support and maintenance of such institution. Real property so exempt shall not exceed four hundred acres in extent and shall be used exclusively for college or campus purposes *including but not limited to, buildings and grounds designed for classrooms, dormitories, housing of faculty and other employees, dining halls, parking lots, student unions and recreational buildings, athletic buildings and all other school or college facilities, the need for which would be nonexistent but for the presence of such school or college and which are principally designed to further the educational functions of such college or schools.*

Real property owned or controlled by such institution or leased or rented by it for the purpose of deriving revenue therefrom shall not be exempt from taxation under this section.

Before any exemption provided for by this section shall be allowed for any year, the institution claiming such exemption shall file with the county assessor of the county wherein such property is situated, on or before the first day of January in such year, a statement verified by the oath of the president, treasurer, or other proper officer of the institution, containing a list of all property claimed to be exempt, the purpose for which it is used, the revenue derived from it for the preceding year, the use to which such revenue was applied, the number of students in attendance at the school or college, the total revenues of the institution with the source from which they were derived, and the purposes to which such revenues were applied, giving the items of such revenues and expenditures in detail. The county assessor of the county wherein such property is subject to taxation and such exemption is claimed, shall at all times have access to the books and records of such institution in order to determine whether any property claimed to be exempt from taxation should be exempted from the provisions of this section."

Renumber the remaining section consecutively.

Representatives Gallagher and Bottiger spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Bottiger, in the case that a dormitory were leased to another completely different agency of government, would it still be exempt? Maybe I should set the background. In the case that a dormitory, built as a dormitory, principally designed for the educational functions of this college—at a time when they did not need the dormitory, they leased the dormitory. (In this case it is to the Department of Ecology and they are paying somewhere around \$13.00 a foot as a lease of that dormitory.) Is it the intent of this amendment that leases of dormitories for other than educational functions would still exempt the dormitory from taxation?"

Mr. Bottiger: "No, Mr. Wolf, I see your problem now. No, it is not the intent. The language clearly says, 'the need for which would be nonexistent but for the presence of such school or college and which are principally designed to further the educational functions of such college or schools.' If this has become in effect surplus property and no longer is necessary, then I would presume that the express language would take care of that situation. It is obviously not the intent to allow a private school to start building office buildings and escape taxes."

The amendment by Representatives Gallagher, Bottiger, Marzano, Adams and Wojahn was adopted.

On motion of Mr. Gallagher, the following amendment to the title was adopted:

On page 1, line 3 of the title, after "taxation;" insert "exempting certain school and college properties from taxation; amending section 84.36.050, chapter 15, Laws of 1961, as amended by section 1, chapter 55, Laws of 1970 ex. sess. and RCW 84.36.050;"

House Bill No. 1123 was ordered engrossed.

The Speaker excused Representative Anderson from further proceedings of the House today.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1123 was placed on final passage.

Representatives Gallagher, Bottiger and Moon spoke in favor of passage of the bill, and Representative Randall spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1123, and the bill passed the House by the following vote: Yeas, 84; nays, 8; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Bradley, Haussler, Kopet, Kraabel, Kuehne, Pardini, Randall, Ross—8.

Absent or not voting: Representatives Anderson, Bozarth, Copeland, Kilbury, McDermott, Rabel, Wolf—7.

Engrossed House Bill No. 1123, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT RESOLUTION NO. 47, by Representatives Bluechel, O'Brien, Hoggins and Kiskaddon:

Amending Article VII, section 2 of the Constitution.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, line 8 after "election" and before the semicolon insert "*when the number of electors voting on the proposition does not exceed forty per centum of the total votes cast in such taxing district in the last preceding general election*"

On page 3, line 6 after "resort." insert a new paragraph to read as follows:

"BE IT FURTHER RESOLVED, That the foregoing amendment shall be submitted to the qualified electors of the state in such a manner that they may vote for or against it separately from the proposed amendment to Article VII, section 2, (Amendment 17) of the Constitution of the State of Washington contained in Senate Joint Resolution 1: PROVIDED, That if both proposed amendments are approved and ratified, both shall become part of the Constitution."

The resolution was read the second time.

On motion of Mr. Kiskaddon, the committee amendments were adopted.

House Joint Resolution No. 47 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 47 was placed on final passage.

Representatives Newhouse, Bledsoe, Kiskaddon, Bluechel and O'Brien spoke in favor of passage of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 47, and the resolution passed the House by the following vote: Yeas, 91; nays, 3; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham,

Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Haussler, Hubbard, Spanton—3.

Absent or not voting: Representatives Anderson, Bozarth, Kilbury, McDermott, Rabel—5.

Engrossed House Joint Resolution No. 47, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 59, by Senators Woodall, Cooney, Twigg and Greive (by Legislative Council request):

Establishing a judicial retirement system.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 23, 1971, Forty-third Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 59 as amended by the House was placed on final passage.

Representatives Shera and Kirk spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 59 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 2; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Chatalas, Moon—2.

Absent or not voting: Representatives Anderson, Bozarth, Kilbury, McDermott, Rabel—5.

Engrossed Senate Bill No. 59 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 160, by Senators Wilson, Peterson (Ted) and Odegaard:

Changing basis of weighing of votes for state board of education members.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 8, 1971, Twenty-eighth Day, Ex. Sess.)

Mr. Hoggins moved adoption of the committee amendment to page 2.

#### POINT OF ORDER

Mr. Luders: "I think, Mr. Speaker, that my amendment refers to section 1, and the committee amendment begins on page 2, section 2."

## RULING BY THE SPEAKER

The Speaker: "Committee amendments always precede floor amendments, Mr. Luders."

Mr. Smythe moved adoption of the following amendments to the committee amendment to Senate Bill No. 160:

On page 11, section 9, line 17 of the committee amendment after "limits of a" insert "city or"

On page 11, section 9, line 23 of the committee amendment after "the" and before "town" insert "city or"

On page 11, section 9, line 24 of the committee amendment after "included in the" insert "city or"

On page 11, section 9, line 25 after "in which the" insert "city or"

On page 11, section 9, line 27 after "limits of the" insert "city or"

On page 11, section 9, line 29 of the committee amendment after "annexed to the" insert "city or"

On page 11, section 9, line 32 after "in which the" insert "city or"

On page 12, section 9, line 2 after "said" insert "city or"

Representatives Smythe and Hoggins spoke in favor of the amendments.

## POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "Representative Smythe, would you care to clarify this particular thing that you are dealing with here as to the effect it has on the school district outside of the city of Vancouver that is affected, or would be affected in a similar situation in the state?"

Mr. Smythe: "I would be crazy to. As I said, the statute allows, where you have an annexation of territory, for the citizens within that territory to apply by virtue of 75 percent of them petitioning, for annexation to the school district that covers the city. So you are all within one school district within the city limits. When we extended the city limits down there and annexed this territory, 78 percent of the people signed a petition. They applied for and found that because of this limitation in here (it was not intended that way) it applies to fourth and below because of the interpretation of town without 'city or.' Therefore, we are applying this, which means that 78 percent of the people in this territory you are concerned with can now apply with a new petition and they can receive it under the mandatory clauses of the statute."

Mr. Zimmerman: "Would it not be possible then for a school district that was located outside the city, that the major industry of that school district was annexed, and thereby then that area were to take itself out of the rural school district, they would leave that rural school district without financial means? It could have an adverse effect on its whole structure. I am thinking of the fact that it, in a sense, allows the person to de-annex itself out of a district and thereby affect the rest of the district in a way that could be extremely difficult financially for the other district."

Mr. Smythe: "Yes, that is in the law now. All we are saying is that it does not apply to all cities—it is just restricted to towns, fourth class and below. But still 75 percent of the residents there within that school district have to sign a petition."

Mr. Zimmerman: "The reason it didn't take place there was because of the local hearing board rather than the state hearing examiner board then?"

Mr. Smythe: "That is correct."

## POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Mentor.

Mr. Mentor: "We have a situation in Bremerton, where a city is being served (quite a bit of it) by a school district outside the city. We have had some trouble with this in the past. You say that this will allow the people within the city that live in a school district that is outside the city to annex to the school district that is inside the city?"

Mr. Smythe: "If you have territory that is within the city limits of Bremerton, that is served by another school district, other than the Bremerton district, and 75 percent of those people in that territory sign a petition, it becomes automatic under this provision, correct."

Mr. Mentor: "Seventy-five percent of the people just within the city?"

Mr. Smythe: "No, no. Within that territory that wants to be annexed into the school district of the city."

Mr. Mentor: "Well we've had a lot of trouble. I'd like Representative Randall to comment on this. I don't think we would be in favor of this bill. Certainly if this is what it does, the people in our area, I think, would be against it."

Mr. Smythe: "That means there would be two votes against it."

The amendments by Mr. Smythe to the committee amendment were adopted.  
Mr. Hoggins spoke in favor of the amended committee amendment.  
The committee amendment as amended was adopted.

Mr. Luders moved adoption of the following amendment by Representatives Luders, Grant, Pardini and Gladder:

On page 1, section 1, line 19, following "manner:" strike all material down to and including "electoral votes; the" appearing on page 2, line 1, and insert "Each [vote cast by a] school director shall be [accorded as many] given a number of electoral [points as there are] votes based upon the number of enrolled students in that director's school district [as] , according to the following table:

<i>Number of Students</i>	<i>Number of Electoral Votes</i>
<i>Under 1,000</i>	<i>1</i>
<i>1,001 - 5,000</i>	<i>2</i>
<i>5,001 - 10,000</i>	<i>3</i>
<i>10,001 - 15,000</i>	<i>4</i>
<i>15,001 - 20,000</i>	<i>5</i>
<i>20,001 - 25,000</i>	<i>6</i>
<i>25,001 - 30,000</i>	<i>7</i>
<i>Over 30,000</i>	<i>8</i>

The"

Mr. Luders spoke in favor of the amendment.

Mr. Grant demanded an electric roll call, and the demand was sustained.

Mr. Hoggins spoke against the amendment, and Mr. Pardini spoke in favor of it.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Thompson.

Mr. Thompson: "Representative Hoggins, are there any other states in the United States that provide for the election of a state school board by local school directors, and if so, how many and which are they?"

Mr. Hoggins: "I can't answer that question."

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Luders, Grant, Pardini and Gladder to Senate Bill No. 160, and the amendment was adopted by the following vote: Yeas, 50; nays, 41; absent or not voting, 8.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Beck, Blair, Bottiger, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Douthwaite, Gallagher, Gladder, Grant, Harris, Hubbard, Hurley, Jastad, Johnson, Juelling, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marzano, Maxie, May, McCormick, Merrill, Moon, North, O'Brien, Pardini, Perry, Rosellini, Savage, Sawyer, Shera, Shinpoch, Thompson, Williams, Wojahn, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Amen, Barden, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Brown, Charette, Conner, Conway, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Jones, Julin, Kiskaddon, Lynch, Marsh, Martinis, Mentor, Morrison, Newhouse, Paris, Polk, Randall, Schumaker, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf—41.

Absent or not voting: Representatives Anderson, Bozarth, Copeland, Cunningham, Kilbury, McDermott, Rabel, Ross—8.

On motion of Mr. Hoggins, the committee amendments to the title were adopted.

Senate Bill No. 160 as amended by the House was passed to Committee on Rules and Administration for third reading.

#### MOTION FOR RECONSIDERATION

Mr. Zimmerman, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendment by Representative Luders and others to Senate Bill No. 160 was adopted.

## POINT OF ORDER

Mrs. Hurley: "My point of order is that I don't see how this can happen. It was sent to Rules Committee once and then somehow or other it got back for a title amendment. Then it was sent to Rules Committee again. I was sitting right here and I heard that it went to Rules Committee. If it is already in Rules Committee, I don't see how, then, we can bring it back a second time in order to reconsider the vote. I'm sorry."

## RULING BY THE SPEAKER

The Speaker: "I do admit you have me in a very embarrassing position, Mrs. Hurley."

Mrs. Hurley: "Not intentionally, at all. This is a Spokane amendment."

The Speaker: "I had passed it to Rules Committee. Clerically we had not adopted the title amendment, which had to be done. Nobody objected at that point. Then Mr. Zimmerman was on his feet wanting to make the motion to reconsider and you know how accommodating I always like to be."

Mrs. Hurley: "Mr. Speaker, this is something that relates to Spokane, and I do feel that it was passed, and I do feel it is now in Rules Committee, and I do feel maybe we ought to leave it there."

The Speaker: "Your point is well taken. The Speaker did pass the measure to Rules Committee."

## POINT OF ORDER

Mr. Zimmerman: "Mr. Speaker, I merely felt that the body had not truly known what its action had been. I had hoped that there was going to be a chance for us to have a little more word on it. I certainly respect the Speaker's ruling. I hadn't heard the gavel, so I thereby made the motion."

The Speaker: "Had there not been so much commotion on the floor, and had I seen you standing, Mr. Zimmerman, I would not have passed it to Rules Committee. My apologies."

## EXPLANATION OF VOTE

I changed my vote from "no" to "yes" on the Luders' amendment because the vote was about to carry and I wanted to have it reconsidered. I oppose the amendment, and feel the new weighting will adversely affect small town school districts and will favor large city districts. HAROLD S. (HAL) ZIMMERMAN, 17th District.

## MESSAGES FROM THE SENATE

May 1, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE SENATE BILL NO. 897, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 1, 1971.

Mr. Speaker: The President has signed HOUSE BILL NO. 270, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

## INTRODUCTION AND FIRST READING

SUBSTITUTE SENATE BILL NO. 897, by Committee on Ways and Means—Revenue and Taxation:

An Act relating to revenue and taxation; amending section 8, chapter 214, Laws of 1963 and RCW 82.28.065; amending section 84.28.090, chapter 15, Laws of 1961, as amended by section 10, chapter 214, Laws of 1963 and RCW 84.28.090; amending section 84.28.110, chapter 15, Laws of 1961, as last amended by section 153, chapter 81, Laws of 1971 and RCW 84.28.110; and declaring an emergency.

On motion of Mr. Bledsoe, the rules were suspended, Substitute Senate Bill No. 897 was advanced to second reading and read the second time.

## POINT OF INQUIRY

Mrs. Hurley: "Mr. Speaker, in my book this appears to be a title only bill. Is there supposed to be a Senate amendment on this bill, and if there is, where is it?"

The Speaker: "It is a substitute bill, and the substitute bill is not yet in the books."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION

On motion of Mr. Wolf, the House deferred further consideration of Substitute Senate Bill No. 897, and the bill was ordered placed on the second reading calendar following House Bill No. 417.

## MOTION

On motion of Mr. Wolf, the House advanced to the ninth order of business.

## SECOND READING

HOUSE BILL NO. 417, by Representatives Chatalas, Kirk, Ceccarelli and Lynch (by Departmental request):

Authorizing department of social and health services to establish advisory committees.

## MOTION

On motion of Mr. Farr, Substitute House Bill No. 417 was substituted for House Bill No. 417, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 417 was read the second time.

Mr. Smythe moved adoption of the following amendment by Representatives Smythe and Marsh:

On page 4, section 2, line 27 after "determine." insert "The members of the committees or councils shall hold office as follows: one-third to serve one year; one-third to serve two years; and one-third to serve three years. Upon expiration of said original terms, subsequent appointments shall be for two years except in the case of a vacancy, in which event appointment shall be only for the remainder of the unexpired term for which the vacancy occurs. No member shall serve more than two consecutive terms."

Representatives Smythe and Marsh spoke in favor of the amendment.

The amendment was adopted.

Mrs. Hurley moved adoption of the following amendment by Representatives Hurley and Kirk:

On page 6, line 2, following section 4, strike section 5 of the Substitute Bill and renumber the remaining sections consecutively.

Representatives Hurley, Kirk and Conner spoke in favor of adoption of the amendment, and Representative Farr spoke against it.

The Clerk read the following amendment by Representatives Hurley, Marzano and Bauer:

On page 6, following section 4, strike sections 5 through 8 of the substitute bill.

Renumber the remaining sections consecutively.

With the consent of the House, Mr. Marzano withdrew the amendment.

## POINT OF INQUIRY

Mr. Marzano yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Marzano, most of us have received telegrams and letters from

veterans organizations urging support for your amendment. In view of the fact that you have asked that it be withdrawn, may I inquire as to whether there has been an agreement reached between the department and the veterans organizations concerning their objections to this bill?"

Mr. Marzano: "Yes, Mr. Bottiger, I have a letter before me from the Department of Social and Health Services and also a telegram from the United Veterans Organization Chairman, and without taking the time of the House to read these, I would like to have them inserted in the Journal, if I may."

The Speaker: "Permission granted."

DEPARTMENT OF SOCIAL AND HEALTH SERVICES

April 22, 1971.

HONORABLE FRANK MARZANO,  
HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON 98501

DEAR MR. MARZANO:

This is to advise you that we have discussed the matter of the Veterans' Rehabilitation Council with representatives of the United Veterans' Organization and have stated our intent, assuming budget approval of the program, to continue with a veterans' advisory organization to the Department.

The purpose of Substitute House Bill 417 is to enable the Department to consolidate and realign the over ninety-two advisory groups now serving the Department so that they may operate more *effectively* and *efficiently* with the organization of the Department presented to you earlier this session. We do intend to continue with many of the current advisory organizations and we certainly plan, as indicated above, to rely on the veterans' organizations for advice and counsel in areas of mutual interests.

Sincerely,  
SIDNEY E. SMITH  
Secretary.

April 22, 1971.

REPR. FRANK MARZANO:

In view of close agreement between Department of Social and Health Services and the seven federally chartered veterans organizations acting through the United Veterans Organizations as a unit, I do not believe that any legislation can be agreed to by us which could cut off adequate funding for the coming year. My understanding is that a separate Department of Veterans Affairs, outside of social and health services, could not qualify for federal 3 to 1 matching funds. We need at least full amount carried in current Senate versions of appropriations bill, including \$100,000 restoration.

If this statement does not fully explain our position to your satisfaction, acting on HB417, may we respectfully request sufficient time to have our legislative representative, Art Chamberlin, present to assist in further clarification.

Upon receipt of a reply, he can be on hand Friday at your convenience.

FRANK C. BROOKS, CHAIRMAN, UNITED VETERANS ORGANIZATIONS AND DEPT. COMMANDER, THE AMERICAN LEGION.

Mr. Sawyer moved adoption of the following amendment by Representatives Marzano, Sawyer and Bledsoe:

On page 6, section 6, line 29 after the word "organizations," delete the rest of the section, and insert "[Under the supervision and with the approval of the secretary, the council may also establish a field and contact service wherever and to whatever extent such service may in its judgment be necessary. The secretary shall employ such persons as may be necessary to carry out the provisions of this 1970 amendatory act: *Provided*, That except as otherwise specified in this 1970 amendatory act, such employment is in accordance with the state civil service law, chapter 41.06 RCW.]"

Representatives Sawyer and Marzano spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Sawyer yielded to question by Mr. Farr.

Mr. Farr: "Mr. Sawyer, do I understand then that there is some type of an agreement between the department and the veterans' organizations to cover this area, such as a contract?"

Mr. Sawyer: "Yes, they have been working on this for the last three or four days since we brought it to their attention, and the amendment was drawn by the department. It is with their full concurrence and agreement and also the veterans' organizations' concurrence."

The amendment by Representatives Marzano, Sawyer and Bledsoe was adopted.

Mrs. Hurley moved adoption of the following amendment by Representatives Hurley and Kirk:

On page 18, line 10, following subsection 4 strike subsections (5) and (6) and renumber the remaining subsections consecutively.

Representatives Hurley and Farr spoke in favor of the amendment.  
The amendment was adopted.

On motion of Mr. Wolf, the following amendment by Representatives Wolf and Julin was adopted:

On page 18, line 4 insert a new section as follows:

“NEW SECTION. Sec. 27. Notwithstanding any other provision of this act, no person shall receive as compensation or reimbursement for per diem or mileage authorized in this act any amount that would exceed the per diem or mileage provided in RCW 43.03.050 and 43.03.060.”

Renumber the remaining sections consecutively.

On motion of Mrs. Hurley, the following amendments to the title were adopted:

On page 1, line 5 of the title after “RCW 18.45.130;” strike all material down to and including “RCW 18.51.070;” on line 6.

On page 2, line 9 of the title after “RCW 18.45.540;” strike all material down to and including “RCW 18.51.110;” on line 11.

Substitute House Bill No. 417 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 417 was placed on final passage.

Representatives Kirk, Farr and Beck spoke in favor of passage of the bill, and Representative Gladder spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 417, and the bill passed the House by the following vote: Yeas, 71; nays, 21; absent or not voting, 7.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charmley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Hansey, Harris, Hoggins, Jastad, Johnson, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Sawyer, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—71.

Voting nay: Representatives Amen, Barden, Brown, Curtis, Gilleland, Gladder, Grant, Hatfield, Haussler, Hubbard, Hurley, Jones, Kuehne, Marzano, May, Moon, Polk, Savage, Schumaker, Shinpoch, Smith—21.

Absent or not voting: Representatives Anderson, Bozarth, Copeland, Goldsworthy, Kilbury, McDermott, Rabel—7.

Engrossed Substitute House Bill No. 417, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 897, by Committee on Ways and Means—Revenue and Taxation:

Relating to revenue and taxation.

The House resumed consideration of Substitute Senate Bill No. 897.

The bill was read the second time.

Mr. Hoggins moved adoption of the following amendment by Representatives Hoggins, Smythe, Brouillet, Brown and Perry:

On page 1, line 5 after section 1 insert the following new sections:

“Sec. 2. Section 82.08.020, chapter 15, Laws of 1961 as last amended by section 31,

chapter 262, Laws of 1969 ex. sess. and RCW 82.03.020 are each amended to read as follows:

There is levied and there shall be collected a tax on each retail sale in this state equal to [four] five and one-half percent of the selling price: [PROVIDED, That upon and after the effective date of the provisions of this amendatory act which impose a tax upon net income, the tax imposed by this section shall be equal to three and one-half percent of the selling price] *PROVIDED, That the revenues raised by the one cent increase imposed by this 1971 amendatory section shall be utilized solely for the purpose of reducing property taxes and/or special excess levy property taxes on an equitable state-wide basis as determined by the director of the department of revenue.* The tax imposed under this chapter shall apply to successive retail sales of the same property.

Sec. 3. Section 82.12.020, chapter 15, Laws of 1961 as last amended by section 32, chapter 262, Laws of 1969 ex. sess. and RCW 82.12.020 are each amended to read as follows:

There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using within this state as a consumer any article of tangible personal property purchased at retail, or acquired by lease, gift, repossession, or bailment, or extracted or produced or manufactured by the person so using the same. This tax will not apply with respect to the use of any article of tangible personal property purchased, extracted, produced or manufactured outside this state until the transportation of such article has finally ended or until such article has become commingled with the general mass of property in this state. This tax shall apply to the use of every article of tangible personal property, including property acquired at a casual or isolated sale, and including byproducts used by the manufacturer thereof, except as hereinafter provided, irrespective of whether the article or similar articles are manufactured or are available for purchase within this state. Except as provided in subdivision (2) of RCW 82.12.030, payment by one purchaser or user of tangible personal property of the tax imposed by chapter 82.08 or 82.12 shall not have the effect of exempting any other purchaser or user of the same property from the taxes imposed by such chapters. The tax shall be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate of [four] five and one-half percent: [PROVIDED, That upon and after the effective date of the provisions of this amendatory act which impose a tax upon net income, the tax imposed by this section shall be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate of three and one-half percent] *PROVIDED, That the revenues raised by the one cent increase imposed by this 1971 amendatory section shall be utilized solely for the purpose of reducing property taxes and/or special excess levy property taxes on an equitable state-wide basis as determined by the director of the department of revenue.*

*NEW SECTION.* Sec. 4. Before any moneys are collected as a consequence of sections 3 and 4 of this 1971 amendatory act the voters of the state shall have approved its imposition by majority vote at the next general election at which the issue may be put on the ballot. The secretary of state is hereby directed to prepare such a proposition for presentation to the voters of the state.

*NEW SECTION.* Sec. 5. Section 1 of this 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect June 1, 1971.

Sections 2, 3, and 4 of this 1971 amendatory act shall take effect on July 1, 1971."

Mr. Hoggins spoke in favor of the amendment.

#### MOTION

Mr. Bledsoe moved that the amendment by Representatives Hoggins, Smythe, Brouillet, Brown and Perry be laid on the table.

The motion was carried on a rising vote.

Mr. Flanagan moved adoption of the following amendments:

On page 1, section 1, line 16 after "[twelve and one-half]" strike "*twenty-five*" and insert "*eleven and one-half*"

On page 1, section 1, line 22 strike "[one] *two*" and insert "*one*"

On page 2, section 2, line 28 strike "[two] *eight*" and insert "*two*"

On page 2, section 2, line 32 strike "[one] *four* dollars" and insert "*one* dollar"

On page 3, section 3, line 28 strike "[twelve and one-half] *twenty-five*" and insert "*twelve and one-half*"

On page 4, section 3, line 1 strike "[one] *two*" and insert "*one*"

Representatives Flanagan and Charette spoke in favor of the amendments.

The amendments were adopted.

On motion of Mr. Julin, the following amendment to the title was adopted:

On page 1, line 2 of the title after "and RCW" strike "*82.28.065*" and insert "*84.28.065*"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the

third, and Substitute Senate Bill No. 897 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 897 as amended by the House, and the bill failed to pass the House by the following vote: Yeas, 48; nays, 44; absent or not voting, 7.

Voting yea: Representatives Adams, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Luders, Lynch, Marzano, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Rosellini, Schumaker, Shera, Smith, Smythe, Van Dyk, Wanamaker, Zimmerman, Mr. Speaker—48.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Bradley, Brouillet, Charnley, Chatalas, Conner, Eikenberry, Gallagher, Gladder, Grant, Harris, Hoggins, Hubbard, Hurley, Johnson, King, Kraabel, Kuehnle, Litchman, Lysen, Marsh, Martinis, Maxie, May, McCormick, Mentor, Merrill, Moon, Perry, Polk, Randall, Ross, Savage, Sawyer, Shinpoch, Spanton, Thompson, Williams, Wojahn, Wolf—44.

Absent or not voting: Representatives Anderson, Bottiger, Bozarth, Douthwaite, Kilbury, McDermott, Rabel—7.

Substitute Senate Bill No. 897, having failed to receive the constitutional majority, was declared lost.

#### MOTION FOR RECONSIDERATION

Mr. Wolf, having voted on the prevailing side, moved that the House do now reconsider the vote by which Substitute Senate Bill No. 897 as amended by the House failed to pass the House.

The motion was carried.

#### RECONSIDERATION

The Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 897 as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 897 as amended by the House, and the bill passed the House by the following vote: Yeas, 52; nays, 40; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Jones, Jueling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Randall, Rosellini, Schumaker, Shera, Smith, Smythe, Van Dyk, Wanamaker, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Backstrom, Bagnariol, Barden, Bauer, Bradley, Brouillet, Charnley, Chatalas, Conner, Gallagher, Gladder, Harris, Hoggins, Hubbard, Hurley, Jastad, Johnson, King, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Perry, Ross, Savage, Sawyer, Shinpoch, Spanton, Thompson, Williams, Wojahn, Wolf—40.

Absent or not voting: Representatives Anderson, Bottiger, Bozarth, Douthwaite, Kilbury, McDermott, Rabel—7.

Substitute Senate Bill No. 897 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Morrison, Substitute Senate Bill No. 897 as amended by the House was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House recessed until 3:00 p.m.

AFTERNOON SESSION

The Speaker called the House to order at 3:00 p.m.

The Clerk called the roll and all members were present except Representatives Anderson, Bozarth, Kilbury and McDermott who were excused.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 52,

SUBSTITUTE HOUSE BILL NO. 768.

MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Monday, May 3, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-THIRD DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, May 3, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives McDermott and Savage. Representative Savage was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Missionary Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

April 13, 1971.

ENGROSSED SENATE BILL NO. 464, implementing law relating to school organization, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Conway, Costanti, Hatfield, Jones, Lysen, Polk, Smythe.

Passed to Committee on Rules and Administration for second reading.

May 1, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 542, providing that sewer districts may include within their boundaries parts of more than one county, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Martinis, Mentor, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

May 1, 1971.

ENGROSSED SENATE BILL NO. 690, pertaining to metropolitan municipal corporations, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, beginning on line 3, following section 1, add a new section as follows:

"Sec. 2. Section 35.58.020, chapter 7, Laws of 1965 and RCW 35.58.020 are each amended to read as follows:

As used herein:

(1) 'Metropolitan municipal corporation' means a municipal corporation of the state of Washington created pursuant to this chapter.

(2) 'Metropolitan area' means the area contained within the boundaries of a metropolitan municipal corporation, or within the boundaries of an area proposed to be organized as such a corporation.

(3) 'City' means an incorporated city or town.

(4) 'Component city' means an incorporated city or town within a metropolitan area.

(5) 'Component county' means a county, all or part of which is included within a metropolitan area.

(6) 'Central city' means the city with the largest population in a metropolitan area.

(7) 'Central county' means the county containing the city with the largest population in a metropolitan area.

(8) 'Special district' means any municipal corporation of the state of Washington other than a city, county, or metropolitan municipal corporation.

(9) 'Metropolitan council' means the legislative body of a metropolitan municipal corporation.

(10) 'City council' means the legislative body of any city or town.

(11) 'Population' means the number of residents as shown by the figures released for the most recent official state, federal, or county census, or population determination made under the direction of the state census board.

(12) 'Metropolitan function' means any of the functions of government named in RCW 35.58.050.

(13) 'Authorized metropolitan function' means a metropolitan function which a metropolitan municipal corporation shall have been authorized to perform in the manner provided in this chapter.

(14) 'Metropolitan public transportation' or 'metropolitan transportation' for the purposes of this chapter shall mean the transportation of passengers only and their incidental baggage by means other than by chartered bus, sightseeing bus, or any other motor vehicle not on an individual fare-paying basis, together with the necessary passenger terminals and parking facilities or other properties necessary for passenger and vehicular access to and from such people-moving systems: PROVIDED, That nothing in this chapter shall be construed to prohibit a metropolitan municipal corporation from leasing its buses to private certified carriers or to prohibit the metropolitan municipal corporation from providing school bus service for the transportation of pupils between their homes and schools: AND PROVIDED FURTHER, That nothing in any other section of this chapter, as now or hereafter amended, shall extend the scope of permissible transporting by metropolitan municipal corporations as set forth in this subsection."

Renumber the remaining sections consecutively.

On page 3, section 3, line 28 after the leaders delete "□"

On page 3, section 3, line 29 after the leaders delete "□"

On page 3, section 4, line 31 after "chapter" and before the comma strike "235" and insert "135"

On page 9, section 7, beginning on line 16 of the printed engrossed bill after "central city" strike everything down to and including "corporate limits" on line 28.

On page 12, section 9, line 21 after "vehicle" and before "tax" insert "fuel"

On page 12, section 9, line 28 after "six" and before "miles" insert "road"

On page 1, line 1 of the title after the semicolon and before "amending" insert "amending section 35.58.020, chapter 7, Laws of 1965 and RCW 35.58.020;"

On line 6 of the title after "chapter" and before the comma strike "235" and insert "135"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12, providing for a study of ecology curricula, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Charette, Conway, Costanti, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

MESSAGES FROM THE SENATE

May 1, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 89, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

May 1, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 264,

SENATE CONCURRENT RESOLUTION NO. 28,

SENATE CONCURRENT RESOLUTION NO. 29,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 1, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED HOUSE BILL NO. 44,

SUBSTITUTE HOUSE BILL NO. 47,

HOUSE BILL NO. 171,

HOUSE BILL NO. 209,

ENGROSSED HOUSE BILL NO. 221,

HOUSE BILL NO. 237,

HOUSE BILL NO. 242,

SUBSTITUTE HOUSE BILL NO. 257,

ENGROSSED HOUSE BILL NO. 337,

HOUSE BILL NO. 362,

HOUSE BILL NO. 391,

HOUSE JOINT MEMORIAL NO. 3,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 89, by Senators Peterson (Ted), Knoblauch and Murray:

An Act relating to business regulations; requiring second hand dealers to fence or hedge certain parts of their premises; adding new sections to Title 19 RCW; and providing remedies.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 264, by Senators Francis, Gardner, Keefe, Ridder and Dore (by Joint Committee on Education request):

An Act relating to students who are needy or disadvantaged; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; making an appropriation; and providing penalties.

Referred to Committee on Education and Libraries.

SENATE CONCURRENT RESOLUTION NO. 28, by Senators Greive, Woodall and Washington:

Creating a joint committee on governmental cooperation.

Referred to Committee on State Government.

SENATE CONCURRENT RESOLUTION NO. 29, by Senators Walgren and Twigg:

Establishing municipal committee as an interim committee of the legislature.

Referred to Committee on State Government.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-69, by Representatives Moon and Jueling:  
(For Resolution, see Journal of May 4, 1971, Fifty-fourth Day, Ex. Sess.)

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Resolution No. 71-69 until tomorrow.

HOUSE RESOLUTION NO. 71-70, by Representatives Charette, Zimmerman, Rabel, Newhouse and Williams:

WHEREAS, It is a right of the people to be free from excessive and unnecessary noise; and

WHEREAS, The present pattern of noise emission and the increase in emission of noise caused by the uncontrolled operation of man's machines is:

(1) Adversely affecting the health, safety, and welfare of the people;

(2) Destroying property values and reducing economic opportunities for the people;

(3) Decreasing the productivity of workers in commercial and industrial enterprises;

(4) Exposing large sectors of the populace to unacceptable and uninvited noise from motor vehicle operation; and

(5) Increasing the cost of education in the vicinity of streets or highways; and

WHEREAS, Noise-producing machines for both occupational and recreational use are multiplying in number and power; and

WHEREAS, All levels of government have been unable to effectively regulate, abate, and control noise from man's machines;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, with the assistance of the Department of Ecology, is authorized and directed to undertake a study of the entire problem of environmental noise pollution in the State of Washington. The study shall investigate, but shall not be limited to, the following subjects:

(1) Techniques and means for controlling and limiting noise emitted from machines, including motor vehicles, aircraft, rail-tracked machines, motor-driven boats and vessels, motorcycles and trail bikes, snowmobiles, all terrain vehicles, fixed machines, construction machinery, tools, and all other types of machines;

(2) Construction or other mitigating techniques and means for effectively lowering the noise radiating from highways;

(3) Techniques and means for effectively lowering noise levels, in both residential and occupational use structures, by establishing recommended performance standards for building codes;

(4) Appropriate noise limits for control of ambient noise in the several land use zoning classifications established by state or local governments;

(5) Means for educating the public on the physical and psychological damage and economic loss that may be caused by excessive noise;

(6) Current and developing technology for noise detection, measurement, and control; and

(7) Means of enforcement of noise limits, such as highway construction standards, noise standards for motor vehicles and other machines sold within the state, building and zoning codes, time and space requirements for noise-producing machines, performance standards for construction machines, and recommended noise control performance standards in public contracts.

BE IT FURTHER RESOLVED, That the Legislative Council develop recommendations of appropriate legislative action to deal with the problem of environmental noise pollution within the State, and submit these recommendations to the next Regular Session of the Legislature.

Mr. Charette moved adoption of the resolution.

Mr. Beck moved adoption of the following amendment to the resolution:

On page 1, line 21 and page 2, line 23 strike "Legislative Council" and insert "Joint Committee on Highways"

Mr. Beck spoke in favor of the amendment and Mr. Charette spoke against it.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Berentson.

Mr. Berentson: "The Highway Interim Committee has spent some time, as Mr. Beck has indicated, with this. I am sure we will continue, as it relates to motor vehicles. Would you have any objection if this went to the Council, cooperating with the Highway Interim Committee and perhaps assuming that they would continue in the area of motor vehicles noise problems?"

Mr. Charette: "My answer to the question is, I would have no objection to cooperation between the Council and the Highway Interim Committee. As a matter of fact, if this amendment by Mr. Beck is rejected, I am sure that the Legislative Council would cooperate with the Highway Committee, as various Legislative Council committees have done with all the other committees that are created by the legislature. I just don't think that there would be any problem about it at all."

Mr. Berentson: "I might just comment that I am sure the work we have done would be available, and I am sure it would be only natural for the Highway Interim Committee to continue this work also."

#### POINT OF INQUIRY

Mr. Beck yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Beck, I have offered the amendment that says 'with the assistance of the Department of Ecology and the Joint Committee on Highways.' Would you withdraw your amendment?"

Mr. Beck: "Very readily. I just do not think that all the information that Senator Lewis and Representative Leland and I gleaned all over the state of Washington should be filed away in our old rusty, dusty files someplace. I think it is a waste of taxpayers' money, and as long as the Joint Committee on Highways is in on this thing, I would be willing to withdraw the amendment."

With the consent of the House, Mr. Beck withdrew the amendment.

On motion of Mr. Wolf, the following amendment was adopted:

On page 1, line 22 after "Department of Ecology" insert "and the Joint Committee on Highways"

House Resolution No. 71-70, as amended by Mr. Wolf, was adopted.

HOUSE RESOLUTION NO. 71-71, by Representative Merrill:

WHEREAS, Tom Hamilton, who has served as Commissioner of the Pacific Athletic Conference since its creation, will retire from his duties as Commissioner effective in May; and

WHEREAS, He has made for himself a distinguished record in the field of athletics,

from his days at the United States Naval Academy through his many years of service as Pacific Athletic Conference Commissioner; and

WHEREAS, The Pacific Athletic Conference, composed of Washington, Washington State, Oregon, Oregon State, Stanford, California, UCLA and USC has compiled an unequalled record during his years as Commissioner, having won in that period more trophies than any other conference in the Nation; and

WHEREAS, His last official acts as Commissioner will take place in this State, at the University of Washington Stadium May 21st and 22nd during the Pacific Coast Track Championships;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That Tom Hamilton be commended for his many years of dedicated and meritorious service to athletics and to the people of the State of Washington in his role as Commissioner of the Pacific Athletic Conference.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to Mr. Hamilton by the Chief Clerk of the House of Representatives.

On motion of Mr. Merrill, the resolution was adopted.

## SECOND READING

HOUSE BILL NO. 1116, by Representatives Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins:

Changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services.

The House resumed consideration of House Bill No. 1116 on second reading. The Speaker stated the question before the House to be the following amendment by Mrs. Wojahn:

On page 3, section 5, line 20 following "services" insert "and such supervisor of consumer services shall be an experienced veterinarian"

Mrs. Wojahn spoke in favor of the amendment, and Mr. Amen spoke against it.

The amendment by Mrs. Wojahn was not adopted.

Mr. Moon moved adoption of the following amendment by Representatives Moon, Wojahn and Kirk:

On page 4, line 5, following section 6, insert the following new sections:

"Sec. 7. Section 29, chapter 257, Laws of 1945 and RCW 69.04.110 are each amended to read as follows:

Whenever the director shall find, or shall have probable cause to believe, that an article subject to this chapter is in intrastate commerce, [which] and was introduced into such commerce in violation of [RCW 69.04.350 or 69.04.570, or which is so adulterated or misbranded as to label,] *this chapter*, and that its embargo under this section is required to protect the consuming or purchasing public from substantial injury, he is hereby authorized to affix to such article a notice of its embargo and against its sale in intrastate commerce, without permission given under this chapter. But if, after such article has been so embargoed, the director shall find that such article does not involve a violation of this chapter, such embargo shall be forthwith removed.

Sec. 8. Section 3, chapter 198, Laws of 1963 and RCW 69.04.392 are each amended to read as follows:

(1) Any poisonous or deleterious pesticide chemical, or any pesticide chemical which generally is recognized among experts qualified by scientific training and experience to evaluate the safety of pesticide chemicals as unsafe for use, added to a raw agricultural commodity, shall be deemed unsafe for the purpose of the application of clause (2) RCW 69.04.210 unless:

(a) A tolerance for such pesticide chemical in or on the raw agricultural commodity has been prescribed pursuant to subsection (2) hereof and the quantity of such pesticide chemical in or on the raw agricultural commodity is within the limits of the tolerance so prescribed; or

(b) With respect to use in or on such raw agricultural commodity, the pesticide chemical has been exempted from the requirement of a tolerance pursuant to subsection (2) hereof.

While a tolerance or exemption from tolerance is in effect for a pesticide chemical with respect to any raw agricultural commodity, such raw agricultural commodity shall not, by reason of bearing or containing any added amount of such pesticide chemical, be considered to be adulterated within the meaning of clause (1) of RCW 69.04.210.

(2) The regulations promulgated under section 408 of the Federal Food, Drug and Cosmetic Act, as of the effective date of this 1971 amendatory act, setting forth the tolerances for pesticide chemicals in or on any raw agricultural commodity, are hereby

adopted as the regulations for tolerances applicable to this chapter: PROVIDED, That the director is hereby authorized to adopt by regulation any new or future amendments to such federal regulations for tolerances, including exemption from tolerance and zero tolerances, to the extent necessary to protect the public health. The director is also authorized to issue regulations in the absence of federal regulations and to prescribe therein tolerances for pesticides, exemptions, and zero tolerances, upon his own motion or upon the petition of any interested party requesting that such a regulation be established. It shall be incumbent upon such petitioner to establish, by data submitted to the director, that a necessity exists for such regulation and that the effect of such regulation will not be detrimental to the public health. If the data published by the petitioner is not sufficient to allow the director to determine whether such a regulation should be promulgated, the director may require additional data to be submitted and failure to comply with this request shall be sufficient grounds to deny the request of the petitioner for the issuance of such regulation.

(3) In adopting any new or amended tolerances by regulation issued pursuant to this section, the director shall give appropriate consideration, among other relevant factors, to the following: (a) The purpose of this chapter being to promote uniformity of state legislation with the federal act; (b) the necessity for the production of an adequate, wholesome, and economical food supply; (c) the other ways in which the consumer may be affected by the same pesticide chemical or by other related substances that are poisonous or deleterious; and (d) the opinion of experts qualified by scientific training and experience to determine the proper tolerance to be allowed for any pesticide chemical.

Sec. 9. Section 4, chapter 198, Laws of 1963 and RCW 69.04.394 are each amended to read as follows:

(1) A food additive shall, with respect to any particular use or intended use of such additives, be deemed unsafe for the purpose of the application of clause (2) (c) of RCW 69.04.210, unless:

(a) It and its use or intended use conform to the terms of an exemption granted, pursuant to a regulation under subsection (2) hereof providing for the exemption from the requirements of this section for any food additive, and any food bearing or containing such additive, intended solely for investigational use by qualified experts when in the director's opinion such exemption is consistent with the public health; or

(b) There is in effect, and it and its use or intended use are in conformity with a regulation issued or effective under subsection (2) hereof prescribing the conditions under which such additive may be safely used.

While such a regulation relating to a food additive is in effect, a food shall not, by reason of bearing or containing such an additive in accordance with the regulation, be considered adulterated within the meaning of clause (1) of RCW 69.04.210.

(2) The regulations promulgated under section 409 of the Federal Food, Drug and Cosmetic Act, as of the effective date of this 1971 amendatory act, prescribing the conditions under which such food additive may be safely used, are hereby adopted as the regulations applicable to this chapter: PROVIDED, That the director is hereby authorized to adopt by regulation any new or future amendments to the federal regulations. The director is also authorized to issue regulations in the absence of federal regulations and to prescribe the conditions under which a food additive may be safely used and exemptions where such food additive is to be used solely for investigational purposes; either upon his own motion or upon the petition of any interested party requesting that such a regulation be established. It shall be incumbent upon such petitioner to establish, by data submitted to the director, that a necessity exists for such regulation and that the effect of such a regulation will not be detrimental to the public health. If the data furnished by the petitioner is not sufficient to allow the director to determine whether such a regulation should be promulgated, the director may require additional data to be submitted and failure to comply with this request shall be sufficient grounds to deny the request of the petitioner for the issuance of such a regulation.

(3) In adopting any new or amended regulations pursuant to this section, the director shall give appropriate consideration, among other relevant factors, to the following: (a) The purpose of this chapter being to promote uniformity of state legislation with the federal act; (b) the probable consumption of the additive and of any substance formed in or on food because of the use of the additive; (c) the cumulative effect of such additive in the diet of man or animals, taking into account any chemically or pharmacologically related substance or substances in such diet; and (d) safety factors which in the opinion of experts qualified by scientific training and experience to evaluate the safety of food additives are generally recognized as appropriate for the use of animal experimentation data.

Sec. 10. Section 6, chapter 198, Laws of 1963 and RCW 69.04.396 are each amended to read as follows:

(1) A color additive shall, with respect to any particular use (for which it is being used or intended to be used or is represented as suitable) in or on food, be deemed unsafe for the purpose of the application of RCW 69.04.231, unless:

(a) There is in effect, and such color additive and such use are in conformity with, a regulation issued under this section listing such additive for such use, including any provision of such regulation prescribing the conditions under which such additive may be safely used;

(b) Such additive and such use thereof conform to the terms of an exemption for experimental use which is in effect pursuant to regulation under this section.

While there are in effect regulations under this section relating to a color additive or an

exemption with respect to such additive a food shall not, by reason of bearing or containing such additive in all respects in accordance with such regulations or such exemption, be considered adulterated within the meaning of clause (1) of RCW 69.04.210.

(2) The regulations promulgated under section 706 of the Federal Food, Drug and Cosmetic Act, as of the effective date of this 1971 amendatory act, prescribing the use or limited use of such color additive, are hereby adopted as the regulations applicable to this chapter: PROVIDED, That the director is hereby authorized to adopt by regulation any new or future amendments to the federal regulations. The director is also authorized to issue regulations in the absence of federal regulations and to prescribe therein the conditions under which a color additive may be safely used including exemptions for experimental purposes. Such a regulation may be issued either upon the director's own motion or upon the petition of any interested party requesting that such a regulation be established. It shall be incumbent upon such petitioner to establish, by data submitted to the director, that a necessity exists for such regulation and that the effect of such a regulation will not be detrimental to the public health. If the data furnished by the petitioner is not sufficient to allow the director to determine whether such a regulation should be promulgated, the director may require additional data to be submitted and failure to comply with this request shall be sufficient grounds to deny the request of the petitioner for the issuance of such a regulation.

(3) In adopting any new or amended regulations pursuant to this section, the director shall give appropriate consideration, among other relevant factors, to the following: (a) The purpose of this chapter being to promote uniformity of state legislation with the federal act; (b) the probable consumption of, or other relevant exposure from, the additive and of any substance formed in or on food because of the use of the additive; (c) the cumulative effect, if any, of such additive in the diet of man or animals, taking into account the same or any chemically or pharmacologically related substance or substances in such diet; (d) safety factors which, in the opinion of experts qualified by scientific training and experience to evaluate the safety of color additives for the use or uses for which the additive is proposed to be listed, are generally recognized as appropriate for the use of animal experimentation data; (e) the availability of any needed practicable methods of analysis for determining the identity and quantity of (i) the pure dye and all intermediates and other impurities contained in such color additives, (ii) such additive in or on any article of food, and (iii) any substance formed in or on such article because of the use of such additive; and (f) the conformity by the manufacturer with the established standards in the industry relating to the proper formation of such color additive so as to result in a finished product safe for use as a color additive.

**NEW SECTION.** Sec. 11. There is added to chapter 69.04 RCW a new section to read as follows:

The purpose of sections 7 through 11 of this 1971 amendatory act is to promote uniformity of state legislation and regulations with the federal food, drug and cosmetic act, 21 USC 301 et seq., and regulations adopted thereunder. In accord with such declared purpose any regulation adopted under said federal food, drug and cosmetic act concerning food in effect on the effective date of this 1971 amendatory act and not adopted under any other specific provision of this chapter are hereby deemed to have been adopted under the provisions of this 1971 amendatory act. Further, to promote such uniformity any regulation adopted hereafter under the provisions of the federal food, drug and cosmetic act concerning food and published in the federal register shall be deemed to have been adopted under the provisions of this chapter in accord with chapter 34.04 RCW as enacted or hereafter amended. The director may, however, within thirty days of the publication of the adoption of any such regulation under the federal food, drug and cosmetic act give public notice that a hearing will be held to determine if such regulation shall not be applicable under the provisions of this chapter. Such hearing shall be in accord with the requirements of chapter 34.04 RCW as enacted or hereafter amended."

Renumber the remaining section consecutively.

Representatives Moon and Amen spoke in favor of the amendment.

Mr. Curtis moved adoption of the following amendment by Representatives Moon and Curtis to the amendment by Representatives Moon, Wojahn and Kirk:

On page 4 of the amendment strike all of section 11 and insert the following:

**"NEW SECTION.** Sec. 11. There is added to chapter 69.04 RCW a new section to read as follows:

The purpose of sections 7 through 11 of this 1971 amendatory act is to promote uniformity of state legislation and regulations with the federal food, drug and cosmetic act, 21 USC 301 et seq., and regulations adopted thereunder. In accord with such declared purpose any regulation adopted under said federal food, drug and cosmetic act concerning food in effect on the effective date of this 1971 amendatory act and not adopted under any other specific provision of this chapter are hereby deemed to have been adopted under the provisions of this 1971 amendatory act. Further, to promote such uniformity any regulation adopted hereafter under the provisions of the federal food, drug and cosmetic act concerning food and published in the federal register shall be deemed to have been adopted under the provisions of this chapter in accord with chapter 34.04 RCW as enacted or hereafter amended: PROVIDED, HOWEVER, The director shall within thirty days of the publication of the adoption of any such regulation under the federal food, drug and cosmetic act give public notice that a hearing will be held to determine if such regulation

shall remain applicable under the provisions of this chapter. Such hearing shall be in accord with the requirements of chapter 34.04 RCW as enacted or hereafter amended."

Representatives Curtis and Wojahn spoke in favor of the amendment to the amendment.

The amendment by Representatives Moon and Curtis to the amendment was adopted.

The Speaker stated the question before the House to be the amendment by Representatives Moon, Wojahn and Kirk as amended by Representatives Moon and Curtis. The amendment to House Bill No. 1116, as amended, was adopted.

On motion of Mr. Moon, the following amendment to the title was adopted:

On page 1, line 11 of the title following "RCW 43.23.090;" strike the balance of the title and insert: "amending section 29, chapter 257, Laws of 1945 and RCW 69.04.110; amending section 3, chapter 198, Laws of 1963 and RCW 69.04.392; amending section 4, chapter 198, Laws of 1963 and RCW 69.04.394; amending section 6, chapter 198, Laws of 1963 and RCW 69.04.396; and adding new sections."

House Bill No. 1116 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 42, by Senators Lewis and Jolly (by Legislative Council request):

Regulating the burning of waste forest products and other materials.

Committee recommendation: Majority, do pass with the following amendment:

On page 3, section 2, line 20 of the engrossed bill, being the Senate amendment to page 3 strike everything after "fire" and insert a period

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 42 as amended by the House was placed on final passage.

Mr. Zimmerman spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 42 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hausler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Hatfield, McDermott, Savage—3.

Engrossed Senate Bill No. 42 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 71, by Senators Holman, Foley and Newschwander (by Departmental request):

Enacting the Model Escheat of Postal Savings System Accounts Act.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 71 was placed on final passage.

Mr. Pardini spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Beck: "I would like to direct a question to Mr. Pardini."  
Representative Pardini declined to yield to question.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 71, and the bill passed the House by the following vote: Yeas, 91; nays, 5; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Beck, Bozarth, Bradley, Moon, Schumaker—5.

Absent or not voting: Representatives Blair, McDermott, Savage—3.

Senate Bill No. 71, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 90, by Committee on Constitution, Elections, and Legislative Processes:

Providing for the preservation of legislative records.

The bill was read the second time.

Mr. Charette moved adoption of the following amendment:

On page 4, line 22 strike the period and insert "nor shall it affect the confidentiality of the bill drafting records of the code reviser's office."

Representatives Charette and Copeland spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Copeland, the following amendment was adopted:

On page 4 add a new section following section 8 as follows:

"NEW SECTION. Sec. 9. Any sound recording of debate in the house or senate made by legislative employees shall be preserved by the chief clerk of the house and by the secretary of the senate, respectively, for two years from the end of the session at which made, and thereafter shall be transmitted to the state archivist. The chief clerk and the secretary shall catalogue or index the recordings in their custody according to a uniform system, in order to allow easy access to the debate on specific questions before either house, and shall make available to any court of record, at the cost of reproduction, such portions of the recordings as the court may request."

Renumber the remaining section as section 10.

## PARLIAMENTARY INQUIRY

Mr. Wolf: "Mr. Speaker, I have been requested to hold this bill for the purpose of a further amendment. Would it be your understanding that I should now move to put it at the bottom of today's second reading calendar?"

The Speaker: "Yes, at the bottom of the calendar."

## MOTION

On motion of Mr. Wolf, the House deferred further consideration of Substitute Senate Bill No. 90, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 91, by Senators Gissberg, Woodall and Atwood:

Providing that service of process under the automobile long-arm statute shall be by return receipt requested registered mail to the last known address.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 91 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 91, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hausssler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives McDermott, Randall, Savage—3.

Engrossed Senate Bill No. 91, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 108, by Senators Andersen, Odegaard and Walgren (by Departmental request):

Providing changes in the sentencing of persons convicted of more than one crime.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 108, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 139, by Committee on Cities, Towns and Counties:

Providing for county planning of sewer and water facilities.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Substitute Senate Bill No. 139, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 153, by Senators Odegaard, Francis and Woodall (by Departmental request):

Providing credit for time served for imprisonment.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 153 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 153, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 153, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 185, by Senators Walgren and Elicker:

Allowing sale of property by governmental units.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 29, 1971, Forty-ninth Day.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 185 as amended by the House was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 185 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Charette, Hatfield—2.

Absent or not voting: Representatives Jueling, McDermott, Savage—3.

Senate Bill No. 185 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 188, by Senators Walgren, Andersen, Ridder and Day:

Establishing physician's trained mobile intensive care paramedics.

## MOTION

On motion of Mr. Wolf, the House deferred further consideration of Engrossed Senate Bill No. 188, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 257, by Senators Fleming, Mardesich and Murray (by Departmental request):

Providing certain changes in the advisory committee on vendor rates and in its powers and duties.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 257 was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 257, and the bill passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Sera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Amen, Eikenberry, Mentor, Smith, Spanton—5.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 277, by Senators Gissberg and Andersen:

Providing for the holding of sessions of the superior courts in places other than the county seat of a county.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 277 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 277, and the bill passed the House by the following vote: Yeas, 93; nays, 4; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini,

Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Charette, Eikenberry, Hatfield, Ross—4.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 277, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 314, by Senators Holman, Peterson (Lowell) and Connor (by Joint Committee on Governmental Cooperation request and Departmental request):

Providing for multiple land use of state-owned lands.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 314, and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 472, by Senators Guess, Greive and Stender:

Providing for industrial insurance premium system that encourages accident prevention progress.

Committee recommendation: Majority, do pass with the following amendment:

In line 1 of the title after "Relating to" and before the semicolon following "insurance" strike "industrial insurance" and insert "premiums of employers for the building and construction industry pertaining to the industrial insurance system"

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 472 as amended by the House was placed on final passage.

Mr. Hubbard spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 472 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 3; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Curtis, Hatfield, Smith—3.

Absent or not voting: Representatives McDermott, Savage—2.

Senate Bill No. 472 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 553, by Committee on Public Institutions:

Providing for the placement and care of adjudicated delinquents.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Substitute Senate Bill No. 553, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 567, by Senators Talley, Washington and Huntley:

Providing partial state support for the Puget Island ferry.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 567 was placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 567, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 567, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 579, by Senators Bailey and Twigg (by Department of Commerce and Economic Development request):

Allowing cities, towns, and counties to expend funds on tourist promotion.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 579 was placed on final passage.

Mr. Smythe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 579, and the bill passed the House by the following vote: Yeas, 77; nays, 19; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Lynch, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, North, O'Brien, Paris, Perry,

Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Barden, Benitz, Bradley, Charette, Charnley, Douthwaite, Flanagan, Hatfield, Jones, Luders, Lysen, Maxie, Moon, Newhouse, Pardini, Polk, Schumaker, Shinpoch, Spanton—19.

Absent or not voting: Representatives Curtis, McDermott, Savage—3.

Senate Bill No. 579, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 605, by Senators Day, Mardesich and Twigg:  
Providing for the licensing and regulation of hulk haulers.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 29, 1971, Forty-ninth Day.)

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

#### MOTION

On motion of Mr. Wolf, the House deferred further consideration of Engrossed Senate Bill No. 605, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 606, by Senators Day, Twigg and Mardesich:  
Providing for the removal of abandoned junk motor vehicles.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 606, and the bill was ordered placed at the bottom of today's second reading calendar.

REENGROSSED SENATE BILL NO. 619, by Senators Stortini and McDougall (by Department of Social and Health Services request):

Relating to employee's records.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 619 was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 619, and the bill passed the House by the following vote: Yeas, 88; nays, 3; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Bradley, Kilbury, Rabel—3.

Absent or not voting: Representatives Benitz, Hatfield, Kraabel, McDermott, Newhouse, Ross, Savage, Smythe-8.

Reengrossed Senate Bill No. 619, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I inadvertently voted "no" on final passage of Reengrossed Senate Bill No. 619. H. STAN BRADLEY, 31st District.

ENGROSSED SENATE BILL NO. 626, by Senators Scott and Gardner (by Office of Program Planning and Fiscal Management request):

Relating to disposition of depository interest paid to the state.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 626 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 626, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-96.

Absent or not voting: Representatives Benitz, McDermott, Savage-3.

Engrossed Senate Bill No. 626, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 629, by Senators Henry, Washington and Huntley:  
Providing for the emergency protection and restoration of highways.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Senate Bill No. 629, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 635, by Senators McDougall, Peterson (Lowell) and Henry:

Relating to advertising.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 635 was placed on final passage.

Mr. Kraabel spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 635, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Amen—1.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 635, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 648, by Senators Durkan, Atwood and Dore (by Attorney General request):

Creating the legal services revolving fund in the state treasury.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 648 was placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 648, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Benitz, Kiskaddon, McDermott, Savage—4.

Senate Bill No. 648, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 658, by Senator Mardesich:

Providing that manufacturers of retail goods be identified.

## MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 658, and the bill was ordered placed at the bottom of today's second reading calendar. .

SENATE BILL NO. 710, by Senators Ridder, Connor and Herr:

Authorizing restrictions on the discharge of an employee of a fire district because of his residence outside the district limits.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 710 was placed on final passage.

Mr. Smythe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 710, and the bill passed the House by the following vote: Yeas, 94; nays 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Conner—1.

Absent or not voting: Representatives Benitz, McDermott, Ross, Savage—4.

Senate Bill No. 710, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 858, by Senator Talley:

Providing for additions to Seaquest State Park by exchange of public land.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, line 1 strike all the title and insert:

"An Act relating to the exchange and transfer of certain lands under the jurisdiction of the department of natural resources."

On page 1, add a new section as follows:

"NEW SECTION. Sec. 2. The department of natural resources shall have the authority to deed to Mason County Cemetery District No. 1 an area not to exceed one acre of state forest lands utilized for cemetery purposes located in section 30, township 23 north, range 1 west, Willamette Meridian, Mason county."

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 858 as amended by the House was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 858 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh,

Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Grant—1.

Absent or not voting: Representatives McDermott, Savage—2.

Engrossed Senate Bill No. 858 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 862, by Senators Atwood and Mardesich (by State Treasurer request):

Implementing law relating to issuance of state warrants.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 862 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 862, and the bill passed the House by the following vote: Yeas, 95; nays, 2; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Lysen, Moon—2.

Absent or not voting: Representatives McDermott, Savage—2.

Senate Bill No. 862, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 866, by Committee on Public Institutions:

Setting financial responsibility standards for residents of state residential schools.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Substitute Senate Bill No. 866, and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE JOINT MEMORIAL NO. 15, by Senators Washington, Huntley and Henry:

Petitioning for certain funds claimed by the state of Washington from the United States for compliance with outdoor advertising control along certain segments of the interstate highway.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 15 was placed on final passage.

Mr. Berentson spoke in favor of passage of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 15, and the memorial passed the House by the following vote: Yeas, 95; nays, 2; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Hubbard, Smith—2.

Absent or not voting: Representatives McDermott, Savage—2.

Senate Joint Memorial No. 15, having received the constitutional majority, was declared passed.

## MOTION

On motion of Mr. Bledsoe, Engrossed Substitute Senate Bill No. 139 was placed at the top of the second reading calendar for immediate consideration.

ENGROSSED SUBSTITUTE SENATE BILL NO. 139, by Committee on Cities, Towns and Counties:

Providing for county planning of sewer and water facilities.

The bill was read the second time.

On motion of Mr. Haussler, the following amendment was adopted:

On page 12, line 7 following section 12 insert the following new sections:

**NEW SECTION.** Sec. 13. The purposes of a television reception improvement district, hereinafter referred to in this act as 'district', shall be to serve the public interest, convenience, and necessity in the construction, maintenance, and operation of television translator stations, including appropriate electric or electronic devices for increasing television program distribution, but said purposes are not meant to include the construction or operation of television cable systems, commonly known and referred to as cable TV systems or CATV.

**NEW SECTION.** Sec. 14. A district's boundary may include any part or all of any class county and may include any part or all or any incorporated area located within the county. A district's boundary may not include any territory already being served by a cable TV system (CATV) unless on the effective date of this act there is a translator station retransmitting television signals to such territory.

**NEW SECTION.** Sec. 15. A petition to form a district may be presented to the board of county commissioners and such petition shall include: (1) A description of the purposes of the petition; (2) a description of the purposes and powers of the proposed district; (3) a description of the boundaries of the proposed district; and (4) the signatures of more than fifty percent of the registered voters residing within the boundaries of the proposed district.

**NEW SECTION.** Sec. 16. If the board of county commissioners, with the assistance of other appropriate county officers, finds the petition filed under section 15 of this act satisfies the requirements of that section, it shall cause the text of the petition to be published once a week for at least three consecutive weeks in a newspaper of general circulation within the county where the petition is presented. With the publication of the petition there shall be published a notice of the time, date, and place of the public meeting of the county commissioners when the petition will be considered, stating that persons interested may appear and be heard.

**NEW SECTION.** Sec. 17. If after the public meeting or meetings on the petition, the board of county commissioners finds that creation of the proposed district would serve the public interest, the board shall adopt a resolution granting the petition and creating the district. Prior to adoption however, the board may amend the petition in the interest of carrying out the purposes of this act.

**NEW SECTION.** Sec. 18. The business of the district shall be conducted by the board of the television reception improvement district, hereinafter referred to as the 'board'. The board shall be constituted as provided under either subsection (1) or (2) of this section.

(1) The board of a district having boundaries different from the county's shall have either three, five, seven, or nine members, as determined by the board of county commissioners at the time the district is created. Each member shall be appointed by the board of county commissioners, shall reside within the boundaries of the district and each shall serve a three-year term, or until their successors are qualified, except that the board of county commissioners shall appoint one of the members of the first board to a one year term and two to two year terms. A majority of the members of the board shall constitute a quorum for the transaction of business, but the majority vote of the board members shall be necessary for any action taken by the board. The board shall elect from among its members a chairman and such other officers as may be necessary. In the event a seat on the board is vacated prior to the expiration of the term of the member appointed to such seat, the board of county commissioners shall appoint a person to complete such unexpired term.

(2) Upon the creation of a district having boundaries identical to those of the county (a county-wide district), the county commissioners shall be the members of the board of the district and shall have all the powers and duties of such board as provided under the other sections of this act. The county commissioners shall be reimbursed pursuant to the provisions of section 19 of this act, and shall conduct the business of the district according to the regular rules and procedures applicable to meetings of the board of county commissioners.

**NEW SECTION.** Sec. 19. Members of the board shall receive no compensation for their services, but shall be reimbursed from district funds for any actual and necessary expenses incurred by them in the performance of their official duties.

**NEW SECTION.** Sec. 20. With the assistance of the board, the county assessor shall, on or before the first day of July of any given year, ascertain and prepare a list of all persons he believes own television sets within the district and deliver a copy of such list to the board.

**NEW SECTION.** Sec. 21. The provisions of chapter 36.40 RCW, relating to budgets, shall apply to the district. The budget of the district shall be financed by an excise tax imposed by the board, and described in section 22 of this act.

**NEW SECTION.** Sec. 22. The tax provided for in sections 21 and 22 of this act shall not exceed fifteen dollars per year per television set, and no person shall be taxed for more than one television set, except that a motel or hotel or any person owning in excess of five television sets shall pay at a rate of one-fifth of the annual tax rate imposed for each of the first five television sets and one-tenth of such rate for each additional set thereafter. An owner of a television set within the district shall be exempt from paying any tax on such set under this act: (1) If either (a) his television set does not receive at least a class grade B contour signal retransmitted by the television translator station or other similar device operated by the district, as such class is defined under regulations of the federal communications commission as of the effective date of this act, or (b) he is currently subscribing to and receiving the services of a community antenna system (CATV) to which his television set is connected; and (2) if he filed a statement with the board claiming his grounds for exemption. Space for such statement shall be provided for in the tax notice which the treasurer shall send to taxpayers in behalf of the district.

**NEW SECTION.** Sec. 23. Any person owing the excise tax provided for under this act and who fails to pay the same within sixty days after the county treasurer has sent the tax bill to him, shall be deemed to be delinquent. Such person shall be liable for all costs to the county or district attributable to collecting the tax, but no such excise tax or costs, nor any judgment based thereon, shall be deemed to create a lien against real property.

**NEW SECTION.** Sec. 24. The board may adopt rules providing for prorating of tax bills for persons who have not owned a television set within the district for a full tax year.

**NEW SECTION.** Sec. 25. In addition to other powers provided for under this act, the board shall have the following powers:

(1) To perform all acts necessary to assure that the purposes of this act will be carried out fairly and efficiently;

(2) To acquire, build, construct, repair, own, maintain, and operate any necessary stations re-transmitting simultaneous visual and aural signals intended to be received by the general public, relay stations, pick-up stations, or any other electrical or electronic system necessary: PROVIDED, That the board shall have no power to originate programs;

(3) To make contracts to compensate any owner of land or other property for the use of such property for the purposes of this act;

(4) To make contracts with the United States, or any state, municipality or any department or agency of those entities for carrying out the general purposes for which the district is formed;

(5) To acquire by gift, devise, bequest, lease, or purchase real and personal property, tangible or intangible, including lands, rights of way and easements, necessary or convenient for its purposes;

(6) To make contracts of any lawful nature (including labor contracts or those for employees' benefits), employ engineers, laboratory personnel, attorneys, other technical or professional assistants, and any other assistants or employees necessary to carry out the provisions of this act;

(7) To contract indebtedness or borrow money and to issue warrants or bonds to be paid from district revenues, bearing interest at a rate not exceeding seven percent per annum;

(8) To prescribe tax rates for the providing of services throughout the area in accordance with the provisions of this act; and

(9) To apply for, accept, and be the holder of any permit or license issued by or required under federal or state law.

**NEW SECTION.** Sec. 26. A district may translate or retransmit only those signals which originate from commercial and educational television stations which provide, within some portion of the state of Washington, a class A grade or class B grade contour, as such classes are defined under regulations of the Federal Communications Commission as of the effective date of this act.

**NEW SECTION.** Sec. 27. Any claim against the district shall be presented to the board. Upon allowance of the claim, the board shall submit a voucher, signed by the chairman and one other member of the board, to the county auditor for the issuance of a warrant in payment of said claim. This procedure for payment of claims shall apply to the reimbursement of board members for their actual and necessary expenses incurred by them in the performance of their official duties.

**NEW SECTION.** Sec. 28. The treasurer of the county in which a district is located shall be ex officio treasurer of the district. He shall collect the excise tax provided for under this act and shall send notice of payment due to persons owing the tax. There shall be deposited with him all funds of the district. All district payments shall be made by him from such funds upon warrants issued by the county auditor, except the sums to be paid out of any bond fund upon coupons or bonds presented to the treasurer. All warrants shall be paid in the order of issuance. The treasurer shall report monthly to the board in writing, the amount in the district fund or funds.

**NEW SECTION.** Sec. 29. The board of county commissioners shall provide for the bonding of each member of the board. Such bond shall be a fidelity bond conditioned on each board member honestly performing his duties and shall be paid for from district funds. The amount of the bond shall be prescribed by the board of county commissioners but shall not be less than twenty thousand dollars per board member.

**NEW SECTION.** Sec. 30. The board shall reimburse the county auditor, assessor, and treasurer for the actual costs of services performed by them in behalf of the district.

**NEW SECTION.** Sec. 31. Any person who shall knowingly make a false statement for exemption from the tax provided under this act shall be guilty of a misdemeanor.

**NEW SECTION.** Sec. 32. If the board of county commissioners finds, following a public hearing or hearings, that the continued existence of a district would no longer serve the purposes of this act, it may by resolution order the district dissolved. If there is any property owned by the district at the time of dissolution, the board of county commissioners shall have such property sold pursuant to the provisions of chapter 36.34 RCW, as now law or hereafter amended. The proceeds from such sale shall be applied to the county current expense fund.

**NEW SECTION.** Sec. 33. No television reception improvement district may be formed to operate and maintain any translator station presently or previously owned, operated or maintained by a television broadcaster."

On motion of Mr. Smythe the following amendment was adopted:

On page 12, line 7 following section 12 insert the following new section:

"**NEW SECTION.** Sec. 13. There is added to Title 36 RCW a new section to read as follows:

The board of county commissioners, on its own motion or upon the request of any affected person, may undertake a full and comprehensive review of the rates, services, facilities, and practices of sewer and water districts where such services are provided across such district's boundaries and into unincorporated areas to determine whether such rates, services, facilities, and practices are just, fair, reasonable and nondiscriminatory. Such review shall include a hearing or hearings to provide affected persons an opportunity to make their views known.

If the results of such review and investigation warrant, the board shall consult with the appropriate governmental subdivisions providing such sewer and water services to the unincorporated areas and present alternative rates, services, and/or practices found by the board to be just, fair, reasonable, and nondiscriminatory.

The board shall keep full and accurate minutes and records of all transactions, proceedings, and determinations in regard to such review and may perform such other functions as may be necessary and appropriate to discharge its duties under this section.

The board may employ such accounting, engineering, expert and clerical assistants, and such other qualified assistants as may be necessary to carry out the review and investigations authorized herein.

The board may provide such emergency funds as may be necessary to meet the expenses incurred pursuant to this section."

Renumber subsequent sections accordingly and correct the internal references.

On motion of Mr. Haussler, the following amendment to the title was adopted:

On page 1, line 13 of the title, following "RCW 36.94.240;" strike the remainder of the title and insert "providing for a tax; creating new sections; prescribing penalties; and declaring an emergency."

On motion of Mr. Smythe, the following amendment to the title was adopted:

On line 13 of the title after "RCW 36.94.240;" insert the following: "providing for the review of certain sewer and water rates and services; and adding a new section to Title 36 RCW;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 139 as amended by the House was placed on final passage.

Mr. Bottiger spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 139 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chamley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Charette, Gladder, Pardini, Polk—4.

Absent or not voting: Representatives Benitz, Chatalas, Hubbard, McDermott, Savage—5.

Engrossed Substitute Senate Bill No. 139 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 1, 1971.

HOUSE BILL NO. 892, pertaining to transportation and the welfare of the state and its citizens, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Strike all material after the enacting clause and insert the following:

"Section 1. Section 35, chapter 3, Laws of 1963 ex. sess. as last amended by section 68, chapter 145, Laws of 1967 ex. sess. and RCW 44.40.010 are each amended to read as follows:

The joint fact finding committee on highways, streets, and bridges originally created by chapter 111, Laws of 1947, [is hereby] recreated and renamed the joint committee on highways by chapter 3, Laws of 1963 extraordinary session, is hereby recreated and renamed the legislative transportation committee. The renaming of said committee shall not affect any powers invested in it or its duties imposed upon it by any other statute. All appropriations made to the committee under its former name shall continue to be available to said committee as renamed, the [joint committee on highways] legislative transportation committee. The committee shall consist of eleven senators to be appointed by the president of the senate and twelve members of the house of representatives to be appointed by the speaker thereof. A list of appointees shall be submitted before the close of each regular legislative session or any successive extraordinary session [following a] called by the governor prior to the close of such regular session or successive extraordinary session(s) for

confirmation of senate members, by the senate, and house members, by the house. Vacancies occurring shall be filled by the appointing authority.

**NEW SECTION.** Sec. 2. There is added to chapter 3, Laws of 1963 ex. sess. and to chapter 44.40 RCW a new section to read as follows:

In addition to the powers and duties authorized in RCW 44.40.020 the committee shall, in coordination with the legislative budget committee, ascertain, study, and/or analyze all available facts and matters relating or pertaining to sources of revenue, appropriations, expenditures, and financial condition of the motor vehicle fund and accounts thereof, the highway safety fund, and all other funds related to transportation programs of the state.

Sec. 3. Section 38, chapter 3, Laws of 1963 ex. sess. and RCW 44.40.030 are each amended to read as follows:

In addition to the powers and duties heretofore conferred upon it, the [joint committee on highways] *legislative transportation committee* is further authorized and directed to [continue its participation] *participate in: (1) The activities of [the western interstate committee on highway policy problems] committees of the council of state governments concerned with transportation activities; (2) in activities of the national committee on uniform traffic laws and ordinances; and [to participate] (3) in any interstate reciprocity or proration meetings designated by the Washington reciprocity commission.*

Sec. 4. Section 39, chapter 3, Laws of 1963 ex. sess. and RCW 44.40.040 are each amended to read as follows:

The members of the [joint committee on highways] *legislative transportation committee* shall [be reimbursed for their expenses incurred while attending sessions of the committee or meetings of any subcommittees of the committee or while engaged on other committee business authorized by the committee to the extent of twenty-five dollars per day plus ten cents per mile in going and coming from committee sessions or subcommittee meetings or for travel on other committee business authorized by the committee] *receive allowances as provided in RCW 44.04.120. All expenses incurred by the committee, including salaries of employees, shall be paid upon voucher forms as provided by the [central budget agency] office of program planning and fiscal management and signed by the chairman or vice chairman of the committee and attested by the secretary of the committee, and the authority of said chairman or vice chairman and secretary to sign vouchers shall continue until their successors are selected. Vouchers may be drawn upon funds appropriated for the expenses of the committee.*

Sec. 5. Section 14, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.130 are each amended to read as follows:

The Washington state traffic safety commission shall submit a report outlining programs planned and steps taken toward improving traffic safety to the [joint committee on highways by July 1, 1968] *legislative transportation committee by October 1st of each even numbered year.*

Sec. 6. Section 78, chapter 145, Laws of 1967 ex. sess. and RCW 47.01.145 are each amended to read as follows:

Whenever a study report prepared by the Washington state highway commission for the [joint committee on highways] *legislative transportation committee* is made available to the committee or its members, the report shall upon request be made available to any member of the Washington state legislature.

**NEW SECTION.** Sec. 7. The legislative transportation committee is hereby authorized to consider the following studies and such other studies as it deems appropriate and report its findings and recommendations in connection therewith to the 1973 legislature prior to its convening:

(1) A continuing review of the urban arterial program with consideration of means to require greater coordination between land use planning and arterial planning by cities and counties and, further, to evaluate the effectiveness of the program in relieving urban traffic congestion, possibilities of extending the program, and its relation to the new federal urban highway program.

(2) A continuing study to develop reasonable and effective regulations prescribing standards for the control of air contaminant emissions from motor vehicles.

(3) A continuing study of necessary legislation for compliance with the federal traffic safety standards. Particular attention shall be given to developing legislation to meet federal safety standards relating to inspection, control, and regulation of emergency medical services.

(4) A continuing study in cooperation with the legislative budget committee of the needs and financing of the Washington state patrol, including the traffic manpower requirements of local law enforcement agencies in order to determine the appropriate assistance role that the state patrol should provide to local law enforcement agencies, and implementation of overtime compensation and more precise information on various types of overtime experience. Acceptable definitions of nonhighway activities shall be developed in cooperation with the state patrol and the office of program planning and fiscal management.

(5) The effect upon the highway safety fund of the use of fines, fees, and forfeitures by justice courts for administrative costs.

(6) A continuing review of the procedures for the disposition of abandoned vehicles as well as methods for demolition of motor vehicle hulks.

(7) A study of the need for and financing of adult school crossing guards.

(8) A review of methods for improving uniformity and the development of standards for handling traffic cases in justice and district courts.

(9) A continuing review of the highway classification and needs study and uniformity of audit procedures.

(10) A continuing study of the feasibility of the exchange between states of tax audit information relating to interstate motor carriers for the purpose of reducing duplicate audits by the several states.

(11) A study of the practices of automobile insurance carriers, particularly with the respect to the insuring of handicapped persons operating under restricted driver's licenses.

(12) A study of tow truck regulation including the necessity of regulation in the public interest, standards of regulation, license fees, and special problems in areas of low volume business and/or few operators.

(13) A study in cooperation with the Washington traffic safety commission, the department of motor vehicles, and the office of the superintendent of public instruction relative to the rules and regulations governing the operation of commercial driving schools for the purpose of bringing the law into conformance with state and federal regulations. A progress report shall be made to an extraordinary session, if called, in 1972.

(14) A study of axle tonnage and total gross weight restrictions on trucks.

(15) A study of the equity of apportioning costs of relocating utilities when displaced by highway construction.

(16) A study of the problem of identifying drivers who have medical disorders which may limit their ability to drive safely, including the feasibility of implementing a mandatory physician reporting system of such disorders to the department of motor vehicles.

(17) A continuing study of the effect of industrial decentralization and diversification upon future requirements for highway construction, and of the factors influencing the location of industry in nonmetropolitan areas.

(18) A study of parking fee practices of municipal and private parking lots, parking garages, and similar establishments. Such study shall include the feasibility of placing such fees under a public utility regulation system.

(19) A study of motor vehicle fuel and special use fuel pricing policies.

(20) A study in cooperation with representative agencies and units of government of the feasibility of implementing the joint land development proposal expressed in the federal highway administration's report entitled: 'joint development of highways and affected land—some implications of land acquisition and control.'

(21) A continuing study reviewing the acquisition/appraisal policies and practices of the right of way division of the department of highways.

(22) A review of the purposes, policies, procedures and utilization of the railroad grade crossing protective fund.

(23) An analysis of the feasibility of modifying the toll charges on certain toll facilities to encourage multiple-passenger use of private and public transportation vehicles, and the feasibility of providing 'exact change' lanes to facilitate traffic flow.

(24) The feasibility of a program which will enable the citizens of the state, through state and local government units, to recoup some of the increased land values which result directly from the public investment in transportation facilities, including highways, arterials, and urban mass transportation facilities.

(25) Potential sources of funding for a broad scale highway beautification program, including acquisition of scenic strips adjacent to existing and proposed highways, as a means of protecting both the public investment in highway design and the character and ecology of the communities adjacent to highways. The study is to include consideration of criteria for determining the appropriate level of beautification expenditures relative to the total outlay for highway purposes.

(26) The feasibility of a program to provide for cooperative planning of traffic facilities and land uses around freeway interchanges by state and local units of government in order to promote the efficiency of the facilities and the compatibility of the freeway and adjacent land uses.

(27) The feasibility of modifying the design of curbs on existing and proposed arterials to better enable persons in wheelchairs and other handicapped persons to travel through their communities.

(28) A feasibility study of providing water transportation for commuter foot passengers within the Lake Washington-Lake Union area, including the provision of appropriate terminal facilities and coordination with land transportation facilities.

**NEW SECTION.** Sec. 8. The legislative transportation committee is hereby authorized and directed to study the concept of a scenic recreational highway system with the cooperation and advice of the highway commission, parks and recreation commission, department of natural resources, and the game commission. The committee shall consider for inclusion in such a study the following subjects:

(1) Purposes, objectives, and definition of a scenic recreational highway system;

(2) Criteria for determining a route's existing or potential ability for meeting the purposes and objectives of such a system;

(3) The types and degrees of control necessary to preserve or enhance the scenic and recreational qualities of the system and specifically to control outdoor advertising and land use within the scenic recreational corridor;

(4) The possibility of establishing two or more classes of scenic recreational highways with different criteria and different types and degrees of control;

(5) Criteria for establishing priorities among plans and projects conceived to preserve or enhance the scenic and recreational aspects of the system;

(6) Funding requirements and sources including criteria for determining the amounts to be expended on the system for scenic and recreational purposes as compared to other purposes to be financed from the same sources;

(7) Designation of agency jurisdictions and responsibilities for developing, controlling, and operating the system;

(8) Recommendations on signing and/or other designative measures;

(9) Procedures for periodic reevaluation of the system;

(10) Other elements which are consistent with the purposes of this study.

The legislative transportation committee shall report any results of said study to the 1973 regular legislative session.

**NEW SECTION.** Sec. 9. The legislative transportation committee is hereby authorized in coordination with the aeronautics commission to consider the following studies and such other studies as it deems appropriate and to report its findings and recommendations in connection therewith to the 1973 legislature prior to its convening, except as otherwise provided in this act:

(1) The development of a long-range comprehensive air transportation systems plan and financing thereof;

(2) The taxing structure of aircraft and jet fuels in the state of Washington, including a comparison of the taxing structure, exemptions, and methods of collection utilized in other states. An evaluation of the effect on the economy, and the use and benefits of revenues shall be made. A report including recommendations and enacting legislation shall be made to a 1972 extraordinary session, if called;

(3) The feasibility of establishing a state aircraft pool. Such evaluation shall include but not necessarily be limited to:

(a) Maximum utilization of state owned aircraft;

(b) Efficiency and economy resulting from such pool;

(c) Inter-agency utilization of hangar, administrative, maintenance and other facilities;

(d) Effect on travel costs of state officials;

(e) Distinction between special and general use aircraft required by various agencies;

(4) Designation of the aeronautics commission as the agent to receive and channel federal moneys for air transportation systems within the state.

For purposes of studies authorized in this section the sum of ten thousand dollars or so much thereof as is necessary is appropriated to the legislative transportation committee from the aeronautics account of the general fund.

**NEW SECTION.** Sec. 10. The Washington state highway commission and the urban arterial board shall coordinate their activities relative to long range needs studies, in accordance with the provisions of chapter 47.05 RCW and RCW 47.26.170, respectively, in order that long range needs data may be developed and maintained on an integrated and comparable basis. Needs data for county roads and city streets in nonurban areas shall be provided by the counties and cities to the Washington state highway commission in such form and extent as requested by the commission, after consultation with the county road administration board and the association of Washington cities, in order that needs data may be obtained on a comparable basis for all highways, roads and streets in Washington.

**NEW SECTION.** Sec. 11. The legislative transportation committee is authorized to conduct feasibility studies including but not limited to the following subjects:

(1) Comparing rubber-tired urban public transportation systems with alternative urban public transportation systems, including rail systems;

(2) Examining the use of existing rail facilities to connect all cities between Everett and Olympia in an intercity urban public transportation system;

(3) Use of exclusive highway lanes, or other preferential treatment such as exclusive ramp connectors for rubber-tired public transportation vehicles, or both;

(4) Terminal distribution requirements;

(5) Parking facility requirements;

(6) Available federal aid for study, planning, and implementation of urban public transportation systems.

An advisory committee may be appointed to include representatives from local government, interested citizens, and the Puget Sound governmental conference.

The findings and recommendations of the feasibility study shall be reported to the legislature at the 1973 regular legislative session.

**NEW SECTION.** Sec. 12. The legislative transportation committee and the Washington state highway commission shall jointly consider the following proposed highway additions by undertaking appropriate studies and surveys as may be necessary to accomplish an evaluation with respect to their being a part of the modern integrated state highway system; unless otherwise provided, the studies shall be completed by September 1, 1972:

(1) A study updating the 1958 feasibility study of the proposed road in Wahkiakum county described as the extension of SR 407 from the west fork of the Elochoman river northeasterly to a connection with SR 506 at Ryderwood;

(2) An extension to be known as SR 115 beginning at Ocean Shores at a junction with Point Brown Avenue, thence in an easterly and northerly direction to a junction with SR 109 in the vicinity south of Ocean City;

(3) An extension connecting SR 302 to SR 3 via the Victor cut-off;

(4) An extension connecting SR 101 in the vicinity of Purdy Canyon and SR 106 in the vicinity of Union;

(5) An extension from SR 101 to the Washington correction center north of Shelton;

(6) An extension from Libby Road bypassing Oak Harbor to a connection with SR 525 in the vicinity of north Oak Harbor;

(7) An extension from Sappho to Pysht via Burnt Mountain Road;

(8) A continuation of the 1970 feasibility studies of a proposed locally operated ferry route across Grays Harbor between the city of Westport and the City of Ocean Shores in the vicinity of Point Brown. Consideration shall be given to the possibility of a cooperative project between the county of Grays Harbor, the port of Grays Harbor, the city of Westport, the city of Ocean Shores and other affected units of local government, in the furnishing of approach roads, terminal facilities, and the operation of a ferry for transporting motor vehicles and foot passengers or foot passengers only between the terminals of the proposed route. The Washington state highway commission shall provide current origin and destination traffic studies and economic and toll feasibility studies. The local governments herein named shall provide one thousand dollars in local funds for their share of the study costs;

(9) A relocation of SR 101 to bypass Sequim.

*NEW SECTION.* Sec. 13. The Washington state highway commission is directed to consult with the national park service of the United States department of the interior to determine their interest in entering into an agreement to jointly finance a feasibility study for relocating SR 101 outside of the Olympic national park in the vicinity of Lake Crescent. A report shall be made to the legislative transportation committee by October 1, 1972, and to the 1973 legislative session. Said report shall include a resume of all previous studies and the recommendations of the national park service, if any, as to the proposed study.

*NEW SECTION.* Sec. 14. The legislative transportation committee and the Washington state highway commission, Skagit county, the cities of Mt. Vernon, Anacortes, Burlington, and Sedro Woolley are hereby authorized to conduct jointly all studies and surveys, including traffic studies necessary to determine state transportation facilities required in western Skagit county for the proper community development of the cities herein named to meet existing and projected traffic through 1990. The commission shall utilize all prior surveys and reports heretofore made concerning highway and transportation needs within the study area.

The study participants and any consultants engaged by them pursuant to this section shall present all studies and surveys to the local governments affected for advisory review at appropriate stages of completion of such studies and surveys. Upon completion of such studies the study participants shall report their findings and recommendations to the legislative transportation committee.

The legislative transportation committee and the Washington state highway commission together shall not incur more than one-third of the cost of the study authorized in this section. The study authorized in this section shall avail itself to the extent applicable of federal moneys available under Title VII of Public Law 91-609 known as the 'urban growth and community development act of 1970.'

*NEW SECTION.* Sec. 15. The Washington state highway commission is authorized and directed to confer with the Oregon state highway commission to determine the appropriateness of a full scale feasibility study of the construction of the Washington portion of a new highway known as the 'Rivergate' highway which extends from I-5 north of Vancouver southerly to a crossing of the Columbia river in the vicinity of the West Vancouver industrial area, thence southerly to a connection with Oregon state highway number 26. The study shall include, but not necessarily be limited to a review of the findings of the Portland-Vancouver metropolitan transportation study and such other studies that have been made which relate to the proposed project.

The findings and recommendations of this preliminary feasibility study shall be reported to the legislative transportation committee by October 1, 1972, and to the legislature at the 1973 regular legislative session.

*NEW SECTION.* Sec. 16. The legislative transportation committee, the Washington state highway commission, and the Washington state toll bridge authority shall jointly consider the financial difficulties suffered by the Port Townsend to Keystone ferry route, the significance of this route to cross-sound transportation, and alternative means of easing or eliminating the financial difficulties.

Sec. 17. Section 23, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.045 are each amended to read as follows:

The Washington state highway commission, in cooperation with the [joint committee on highways] *legislative transportation committee*, is authorized and directed to prepare a comprehensive long range plan for cross sound transportation concerning the proper location of bridges and ferry routes, *possible use of hovercraft or other forms of water transportation*, together with necessary connecting roads and [ferry] terminals for the facilities of transportation across Puget Sound. The *committee and commission* shall utilize all current and prior surveys and reports heretofore made concerning cross sound transportation.

*The comprehensive plan provided for in this section shall be transmitted with the financing plan provided for in section 18 of this 1971 amendatory act to the 1973 legislature.*

[There is hereby appropriated from the motor vehicle fund to the state highway commission for the biennium ending June 30, 1965, the sum of fifty thousand dollars, or so much thereof as may be necessary to carry out the provisions of this section.]

Sec. 18. Section 8, chapter 85, Laws of 1970 ex. sess. is amended to read as follows:

The [joint committee on highways] legislative transportation committee in cooperation with the Washington state highway commission is directed to study alternative methods of financing the construction, maintenance, and operation of [ferries, terminals and other] cross-sound transportation facilities after July 1, 1973, and report its recommendations to the 1973 legislature as to whether or not the additional one-eighth cent of the motor vehicle fuel taxes allocated by [this 1970 amendatory act] the provisions of RCW 82.36.020 to the Puget Sound reserve account and the excess in said account transferred to the Puget Sound capital construction account for capital construction of ferries and terminal facilities may be restored to the motor vehicle fund to be used for state highway purposes.

The 1973 legislature, upon receiving the recommendations of the [joint committee on highways] legislative transportation committee shall reexamine the program for financing the construction of [ferries, terminals and other] cross-sound transportation facilities [as contained in this 1970 amendatory act].

**NEW SECTION.** Sec. 19. The Washington state highway commission is directed to apply for federal aid ABC matching funds to reconstruct the existing partial interchange at the junction of FAI 5 and South 72nd street in the city of Tacoma to a full interchange facility. In the event federal matching funds become available to pay fifty percent of the cost of said project the highway commission is authorized to construct said interchange facility as soon as feasible.

**NEW SECTION.** Sec. 20. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately.

**NEW SECTION.** Sec. 21. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other circumstances is not affected."

In line 1 of the title, after "transportation" and before the period, insert the following: "; creating a legislative transportation committee; describing powers and duties of the legislative transportation committee and the Washington state highway commission; providing for transportation studies; amending section 35, chapter 3, Laws of 1963 ex. sess. as last amended by section 68, chapter 145, Laws of 1967 ex. sess. and RCW 44.40.010; amending section 38, chapter 3, Laws of 1963 ex. sess. and RCW 44.40.030; amending section 39, chapter 3, Laws of 1963 ex. sess. and RCW 44.40.040; amending section 14, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.130; amending section 78, chapter 145, Laws of 1967 ex. sess. and RCW 47.01.145; amending section 23, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.045; amending section 8, chapter 85, Laws of 1970 ex. sess.; adding a new section to chapter 3, Laws of 1963 ex. sess. and to chapter 44.40 RCW; creating new sections; making appropriations; and declaring an emergency"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Beck, Blair, Charnley, Conner, Conway, Douthwaite, Gallagher, Gilleland, Hansey, Hoggins, Johnson, Jones, Kraabel, Martinis, McCormick, Schumaker.

Passed to Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The Clerk called the roll and all members were present except Representative McDermott.

#### REPORTS OF STANDING COMMITTEES

May 3, 1971.

ENGROSSED SENATE BILL NO. 373, providing for bidding on certain public works of state institutions of higher education and port districts, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Lynch, Chairman, Anderson, Douthwaite, King, Kiskaddon, Knowles, Maxie, Rabel, Shipoch.

Passed to Committee on Rules and Administration for second reading.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 44,  
 SUBSTITUTE HOUSE BILL NO. 47,  
 HOUSE BILL NO. 171,  
 HOUSE BILL NO. 209,  
 HOUSE BILL NO. 221,  
 HOUSE BILL NO. 237,  
 HOUSE BILL NO. 242,  
 SUBSTITUTE HOUSE BILL NO. 257,  
 HOUSE BILL NO. 337,  
 HOUSE BILL NO. 362,  
 HOUSE BILL NO. 391,  
 HOUSE JOINT MEMORIAL NO. 3.

## SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 38 with the following amendments:

On page 1, section 1, line 27 after "July 1," strike "1973" and insert "1977"

On page 3, line 2, following section 2, insert the following:

"Sec. 3. Section 84.36.020, chapter 15, Laws of 1961, as amended by section 3, chapter 103, Laws of 1961 and RCW 84.36.020 are each amended to read as follows:

The following property shall be exempt from taxation:

All lands used exclusively for public burying grounds or cemeteries without discrimination as to race, color, national origin or ancestry;

All churches, built and supported by donations, whose seats are free to all; and the ground, not exceeding five acres in area, upon which any cathedral or church of any recognized religious denomination is or shall be built, together with a parsonage and convent. The area exempted shall in any case include all ground covered by the church, parsonage and convent [and parsonage] and the structures and ground necessary for street access, parking, light, and ventilation, but the area of unoccupied ground exempted in such cases, in connection with [both] church, [and] parsonage, and convent, shall not exceed the equivalent of one hundred twenty by one hundred twenty feet. The parsonage and convent need not be on land contiguous to the church property if the total area exempted does not exceed the areas above specified. To be exempt the grounds must be used wholly for church purposes."

On page 3, beginning on line 2 strike all of section 3

On line 3 of the title after "84.36.030;" insert "amending section 84.36.020, chapter 15, Laws of 1961, as amended by section 3, chapter 103, Laws of 1961 and RCW 84.36.020;";

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 38.

Mr. Flanagan spoke in favor of the motion.

## MOTION

Mr. Moon moved that the question be divided and that the House concur in the first two Senate amendments but that it not concur in the Senate amendment striking section three.

Mr. Mentor spoke against the motion to divide the question, and Mr. Moon spoke in favor of it.

The motion by Mr. Moon was carried, and the question was divided.

The Speaker stated the question before the House to be the motion that the House concur in the first two Senate amendments to Engrossed House Bill No. 38.

## PARLIAMENTARY INQUIRY

Mr. Charette: "In my book, the Senate amendment that strikes the last section that Mr. Moon is referring to is not here, and I notice it is not in at least one other book. (It is not in Representative Grant's book.) I would like to see what that amendment says."

The Speaker: "The Clerk will reread the third Senate amendment."

## MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of the Senate amendments to Engrossed House Bill No. 38, and the bill was ordered held for the appropriate order of business tomorrow.

## SENATE AMENDMENTS TO HOUSE BILL

May 1, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 133 with the following amendment:

On page 1, section 1, line 22 of the engrossed and printed bills, after "extension of" and before "water" insert "permanent", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 133.

Mrs. North spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 133 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 133 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Charette, Curtis, Hurley, Kuehn—4.

Absent or not voting: Representatives Copeland, Julin, Kraabel, Litchman, McDermott—5.

Engrossed House Bill No. 133 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 1, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 181 with the following amendments:

On page 1, section 1, line 8 of the printed and engrossed bill after "first" strike the balance of the section, which includes the House amendment by the Committee on Judiciary on page 1, section 1, line 12, and insert: "*If service has not been had on the defendant prior to the filing of the complaint, the plaintiff shall cause one or more of the defendants to be served personally, or commence service by publication within ninety days from the date of filing the complaint. If the action is commenced by service on one or more of the defendants or by publication, the plaintiff shall file the summons and complaint within ninety days from the date of service. If following service, the complaint is not so filed, or following filing, service is not so made, the action shall be deemed to not have been commenced for purposes of tolling the statute of limitations.*"

Sec. 2. Section 1, chapter 86, Laws of 1895 and RCW 4.28.010 are each amended to read as follows:

Civil actions in the several superior courts of this state shall be commenced by the service of a summons, as hereinafter provided, or by filing a complaint with the county clerk as clerk of the court: PROVIDED, That unless service has been had on the defendant prior to the filing of the complaint, the plaintiff shall cause one or more of the defendants to be served personally, or commence service by publication within ninety days from the date of filing the complaint: PROVIDED FURTHER, That an action shall not be commenced for the purpose of tolling any statute of limitations unless pursuant to the provisions of RCW 4.16.170."

On line 2 of the title after "RCW 4.16.170" and before the period insert "; and amending section 1, chapter 86, Laws of 1895 and RCW 4.28.010", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 181 and that the Senate be asked to recede therefrom.

Mr. Julin spoke in favor of the motion.

## PARLIAMENTARY INQUIRY

Mr. Charette: "I don't know exactly how to ask this, but again we have an amendment that is not in my book, Mr. Speaker. I would take Mr. Julin's word for it, or somebody should explain what we are doing here by not concurring or concurring."

The Speaker: "It is in my book, Mr. Charette."

The Speaker stated the question before the House to be the motion by Mr. Morrison that the House do not concur in the Senate amendments to Engrossed House Bill No. 181 and that the Senate be asked to recede therefrom.

Mr. Charette: "Mr. Speaker, I discussed this now with Representative Julin, and as long as we are not concurring and we get an opportunity to correct it, and the House will have an opportunity to look at it when it comes back, I would urge that you vote not to concur."

The motion by Mr. Morrison was carried.

## SENATE AMENDMENT TO HOUSE BILL

May 1, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 200 with the following amendment:

On page 1, section 1, line 21 after "county;" and before "and" insert "*Port Washington Narrows and Sinclair Inlet in front of the city of Bremerton, Kitsap county;*" and on line 22 after "county" and before the period insert "*, except that the harbor area in front of the city of Everett shall not be extended northerly of any portion of the east line of Government channel*", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendment to House Bill No. 200, and that the Senate be asked to recede therefrom.

Mr. Zimmerman spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Beck:

Mr. Beck: "Is it because of the harbor line up in Everett or the one in the Washington Narrows that you do not want to concur with this?"

Mr. Thompson: "Representative Beck, the House bill originally added the Ports of Kalama and Everett to the list of several ports which the harbor lines commission may set the outer harbor lines for. The Senate added the city of Bremerton to the bill. The sponsors have no objection to this, but they also added some geographical limitations to the Everett designation. This hasn't been done before in port law and we do object to this."

Mr. Beck spoke in favor of the motion.

The motion by Mr. Morrison was carried.

#### SENATE AMENDMENTS TO HOUSE BILL

April 28, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 379 with the following amendments:

On page 2, section 6, line 29 of the printed and engrossed bills, after "*chiropractic*" and before "*and*" insert "*, x-ray*"

On page 2, section 6, line 31 of the printed and engrossed bills, after "without" and before "examination" insert "*further*"

On page 2 of the printed and engrossed bill, add a new section following section 6 to read as follows:

"Sec. 7. Section 15, chapter 5, Laws of 1919 and RCW 18.25.090 are each amended to read as follows:

Any person who shall practice or attempt to practice chiropractic, or any person who shall buy, sell or fraudulently obtain any diploma or license to practice chiropractic, whether recorded or not, or who shall use the title chiropractor, D.C.Ph.C., or any word or title to induce belief that he is engaged in the practice of chiropractic without first complying with the provisions of this chapter, or any person who shall violate any of the provisions of this chapter, shall be guilty of a misdemeanor, and every person filing for record, or attempting to file for record, the certificate issued to another, falsely claiming himself to be the person named in said certificate, or falsely claiming himself to be the person entitled to the same, shall be guilty of a felony. All subsequent offenses shall be punished in like manner. Nothing herein shall be held to apply to or to regulate any kind of treatment by prayer: PROVIDED, That on all cards, books, papers, signs or other written or printed means of giving information to the public, used by those licensed by this chapter to practice chiropractic, the practitioner shall use after or below his name the term chiropractor or D.C.Ph.C. designating his line of druggless practice, and shall not use [the word 'doctor' abbreviation 'Dr.' or] the letters M.D. or D.O.: *PROVIDED, That the word 'doctor' or 'Dr.' may be used only in conjunction with the word 'chiropractic' or 'chiropractor'.*"

Renumber the remaining section accordingly.

In line 6 of the title of the printed and engrossed bill after "chapter 18.57 RCW" insert "*;* amending section 15, chapter 5, Laws of 1919 and RCW 18.25.090", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 379.

Mr. Farr spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 379 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 379 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 83; nays, 13; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Mr. Speaker—83.

Voting nay: Representatives Blair, Brown, Douthwaite, Farr, Hansey, Jastad, Mentor, Moon, North, Rabel, Smith, Williams, Zimmerman—13.

Absent or not voting: Representatives Copeland, Eikenberry, McDermott—3.

Engrossed Substitute House Bill No. 379 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENT TO HOUSE BILL

April 28, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 562 with the following amendment:

On page 3, line 31 after the period and before "Upon" insert the following:

*"Nothing contained in this chapter shall be construed as providing any authority for any subdivision of government to adopt by ordinance any provisions contained or provided for in this chapter 19.28 RCW except those pertaining to cities and towns."*, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Substitute House Bill No. 562.

Mr. Hubbard spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 562 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 562 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Blair, Bluechel, Farr, Hansey, Hoggins, North, Smith, Van Dyk—8.

Absent or not voting: Representatives Backstrom, Copeland, Eikenberry, McDermott—4.

Substitute House Bill No. 562 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 575 with the following amendments:

On page 2, section 1 (5), line 31 of the engrossed bill, being line 30 of the printed bill after "earns" insert "*in a payment period*" and on line 32 of the engrossed bill, being line 31 of the printed bill after "previous" strike "year" and insert "[year] *payment period*"

On page 3, line 3, of the engrossed bill, being line 2 of the printed bill after "sum" strike "equal to the prior year's payment" and insert "[equal to the prior year's payment] *not to exceed actual program expenditures*", and on line 4 of the engrossed bill, being line 3 of the printed bill after "subsequent" strike "years" and insert "[years] *periods*"

On page 3, line 4 of the engrossed bill, being line 3 of the printed bill after "earned" insert ": *PROVIDED, That the amendatory provisions of subsection (5) of this act may be applied to payment periods prior to the effective date of this act*", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendments to Engrossed House Bill No. 575.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 575 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 575 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, SHERA, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Backstrom, Copeland, Eikenberry, McDermott—4.

Engrossed House Bill No. 575 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 1060 with the following amendments:

On page 1, section 1, beginning in line 3 strike all of subsection (1) and insert the following:

“(1) No limited access highway shall be constructed that will result in the severance or destruction of an existing recreational trail of substantial usage for pedestrians, equestrians or bicyclists unless an alternative recreational trail, satisfactory to the authority having jurisdiction over the trail being severed or destroyed, either exists or is reestablished at the time the limited access highway is constructed. If a proposed limited access highway will sever a planned recreational trail which is part of a comprehensive plan for trails adopted by a state or local governmental authority, and no alternative route for the planned trail exists which is satisfactory to the authority which adopted the comprehensive plan for trails, the state or local agency proposing to construct the limited access highway shall design the facility and acquire sufficient right of way to accommodate future construction of the portion of the trail which will properly lie within the highway right of way. Thereafter when such trail is developed and constructed by the authority having jurisdiction over the trail, the state or local agency which constructed the limited access highway shall develop and construct the portion of such trail lying within the right of way of the limited access highway.”

On page 1, section 1, line 12 after “crosses a” and before “of substantial” strike “route” and insert “recreational trail”

On page 1, section 1, line 16 after “existing” and before “of substantial” strike “route” and insert “recreational trail”

On page 1, section 1, line 17 after “planned” and before “for pedestrians” strike “route” and insert “recreational trail”

On page 1, section 1, line 20 after “where such” and before “exist at” strike “routes” and insert “recreational trails”

On page 1, section 1, line 21 after “of said” and before “shall be” strike “routes” and insert “recreational trails”

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 1060.

Mr. Kraabel spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 1060 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1060 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Gladder, Hubbard, Hurley, Polk, Spanton—5.

Absent or not voting: Representatives Copeland, McDermott—2.

House Bill No. 1060 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION

May 1, 1971.

Mr. Speaker: The Senate has passed HOUSE CONCURRENT RESOLUTION NO. 7 with the following amendments:

On page 2 after line 29 insert the following:

"BE IT FURTHER RESOLVED, That the state's colleges, universities, community colleges and the State Board for Community College Education are hereby directed to provide the Council on Higher Education with such information as the Council may deem necessary to assure an adequate analysis of the requirements of higher education in the state of Washington. The Council shall develop and specify uniform definitions of terms and data elements for the purpose of uniform reporting including, but not limited to, definitions of student enrollment categories, full-time equivalency, space utilization and expenditure program categories. In developing standard program categories, the Council shall give special attention to clearly distinguishing between academic, vocational-technical and community service instructional programs offered by community colleges. The Council shall monitor the progress of the institutions and the State Board in developing uniform and reliable information and shall provide periodic reports on such programs to the Legislative Budget Committee."

On page 2, beginning on line 30 strike everything down to and including the period on page 3, line 2, and insert the following:

"BE IT FURTHER RESOLVED, That the Council on Higher Education shall report the preliminary findings, conclusions and recommendations resulting from this study to the Joint Committee on Higher Education and the Legislature, by December 1, 1971, and shall submit a final report to the Joint Committee on Higher Education and the Legislature by December 1, 1972, together with any draft legislation considered necessary.", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Concurrent Resolution No. 7.

Mrs. Lynch spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION  
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Concurrent Resolution No. 7 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 7 as amended by the Senate, and the resolution passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Copeland, McDermott—2.

House Concurrent Resolution No. 7 as amended by the Senate, having received the constitutional majority, was declared passed.

## MESSAGES FROM THE SENATE

April 27, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 262, and asks the House to recede therefrom, and said bill together with the House amendments thereto are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Bledsoe, the House receded from its amendments to Engrossed Senate Bill No. 262.

FINAL PASSAGE OF SENATE BILL WITHOUT  
HOUSE AMENDMENTS

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 262 without the House amendments.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 262 without the House amendments, and the bill passed the House by the following vote: Yeas, 80; nays, 16; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—80.

Voting nay: Representatives Bagnariol, Barden, Bradley, Brouillet, Conner, Grant, Hurley, Johnson, King, Martinis, Merrill, Rosellini, Savage, Sawyer, Shipoch, Wojahn—16. Absent or not voting: Representatives Copeland, Gallagher, McDermott—3.

Engrossed Senate Bill No. 262 without the House amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 1, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to SUBSTITUTE SENATE BILL NO. 897 and asks the House to recede therefrom, and said bill together with the House amendments thereto are herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Bledsoe, the House refused to recede from its amendments to Substitute Senate Bill No. 897 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Flanagan, Pardini and Perry as members of the Conference Committee on Substitute Senate Bill No. 897.

## MOTION

On motion of Mr. Bledsoe, Substitute Senate Bill No. 897 was ordered transmitted immediately to the Senate.

## MESSAGES FROM THE SENATE

May 3, 1971.

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 52,  
SUBSTITUTE HOUSE BILL NO. 768,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

## THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 241, by Committee on Elections and Apportionment (Originally sponsored by: Representatives Brown, Charette, Bluechel, Kraabel, Rabel, Barden, Ceccarelli, Curtis, Hansey and Mentor—by Secretary of State request):

Enacting the Campaign Expenditures Reporting Act of 1971.

Engrossed Substitute House Bill No. 241 was read the third time and placed on final passage.

## MOTION

Mr. O'Brien moved that the rules be suspended and Engrossed Substitute House Bill No. 241 be returned to second reading for the purpose of amendment.

Mr. O'Brien spoke in favor of the motion and Mr. Bledsoe spoke against it.

Mr. Sawyer demanded an electric roll call, and the demand was sustained.

Mr. Grant spoke in favor of the motion by Mr. O'Brien.

## POINT OF ORDER

Mr. Newhouse: "Mr. Speaker, under a suspension of the rules, Rule 48 says that the motion is not debatable except for a short explanation, one on each side."

Mr. Grant: "I am through anyway."

The Speaker: "For what purpose do you rise, Mr. Moon?"

Mr. Moon: "To ask Representative Bledsoe to yield to question."

The Speaker: "I am sorry, no further debate is allowed under Rule No. 48."

## ROLL CALL

The Clerk called the roll on the motion by Mr. O'Brien to suspend the rules and return Engrossed Substitute House Bill No. 241 to second reading for the purpose of amendment, and the motion was lost by the following vote: Yeas, 51; nays, 44; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, Mr. Speaker—51.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf—44.

Absent or not voting: Representatives Backstrom, Copeland, McDermott, Zimmerman-4.

The Speaker stated the question before the House to be Engrossed Substitute House Bill No. 241 on final passage.

Representatives Brown, North and Ceccarelli spoke in favor of passage of the bill, and Representative Moon spoke against it.

#### MOTION

Mr. Kuehnle moved that Engrossed Substitute House Bill No. 241 be rereferred to the Committee on Appropriations.

Mr. Kuehnle spoke in favor of the motion and Mr. Brown spoke against it.

Mr. Bledsoe demanded an electric roll call, and the demand was sustained.

Representatives Chatalas and May spoke in favor of the motion by Mr. Kuehnle.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Kuehnle to rerefer Engrossed Substitute House Bill No. 241 to the Committee on Appropriations, and the motion was carried by the following vote: Yeas, 50; nays, 45; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Charette, Chatalas, Conner, Conway, Gallagher, Gladder, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Luders, Lysen, Marsh, Marzano, May, McCormick, Merrill, Moon, O'Brien, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Thompson, Van Dyk, Wojahn, Zimmerman, Mr. Speaker-50.

Voting nay: Representatives Amen, Barden, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charnley, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Hoggins, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Lynch, Martinis, Maxie, Mentor, Morrison, Newhouse, North, Pardini, Paris, Rabel, Ross, Smith, Smythe, Spanton, Wanamaker, Williams, Wolf-45.

Absent or not voting: Representatives Copeland, Eikenberry, Harris, McDermott-4.

#### PERSONAL PRIVILEGE

Mr. Bledsoe: "I would like to have the record show that at the time when our young freshmen challenged this system, I was in some doubt as to the veracity of their intent. At this time, I think perhaps you young people have a point."

#### THIRD READING

ENGROSSED HOUSE BILL NO. 1082, by Representatives Bauer, Cunningham and Luders:

Providing a refund of excise taxes to owners of destroyed motor vehicles, mobile homes, or travel trailers.

Engrossed House Bill No. 1082 was read the third time and placed on final passage.

Representatives Bauer and Beck spoke in favor of passage of the bill and Representative Mentor spoke against it.

#### POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Shera.

Mr. Shera: "Mr. Newhouse, I notice under this bill it provides refunds for cars, mobile homes, etc. burning up. Can you tell me if my house, or my apartment house, or my business office burns down prior to a certain date in the year, do I get a refund on my property taxes for that year?"

Mr. Newhouse: "No, of course not, Mr. Shera. And I think Mr. Beck was somewhat

misinformed. As I recall this bill, there is no refund after the date of February fourth on autos, and only on the excise tax portion, not on the license. And I think the date was February first on mobile homes."

Representative Shera spoke against passage of the bill, and Representatives Charnley and Kiskaddon spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1082, and the bill passed the House by the following vote: Yeas, 83; nays, 12; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—83.

Voting nay: Representatives Bottiger, Gilleland, Hatfield, Jones, Juelling, Julin, Litchman, Lynch, Mentor, Shera, Smith, Mr. Speaker—12.

Absent or not voting: Representatives Copeland, Hoggins, McDermott, Pardini—4.

Engrossed House Bill No. 1082, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Newhouse, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 3, 1971.

HOUSE BILL NO. 865, relating to the operation and administration of state government, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with amendments as recommended by the Committee on State Government. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Copeland, Costanti, Curtis, Farr, Juelling, Kirk, Luders, Lynch, Lysen, Maxie, Morrison, North, Paris, Ross, Shera, Shinpoch, Thompson, Wolf, Zimmerman.

MINORITY recommendation: Do not pass. Signed by Representatives Mentor, Smith. Passed to Committee on Rules and Administration for second reading.

April 23, 1971.

ENGROSSED SENATE BILL NO. 231, expanding duties of dental hygienists, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 6, chapter 47, Laws of 1969 and RCW 18.29.005 are each amended to read as follows:

[The term 'surfaces of the teeth' as used in this chapter means the portions of the crown and root surface to which there is no periodontal membrane attached.]

As used in this chapter, unless the context indicates otherwise:

(1) 'Board' means the Washington state board of dental examiners.

(2) 'Department' means the department of motor vehicles of the state of Washington.

(3) 'Director' means the director of the department of motor vehicles of the state of Washington.

(4) 'Dental hygienist I' means a dental hygienist licensed under chapter 18.29 RCW prior to June 1, 1972.

(5) 'Dental hygienist II' means a dental hygienist licensed after June 1, 1972 or a dental hygienist I who has passed a supplementary examination and has been issued a revised license as provided in section 6 of this 1971 amendatory act.

(6) 'Dental hygienist' means either a dental hygienist I or a dental hygienist II.

(7) *'Surfaces of the teeth'* means the portions of the crown and root surface to which there is no periodontal membrane attached.

Sec. 2. Section 28, chapter 16, Laws of 1923 as amended by section 1, chapter 47, Laws of 1969 and RCW 18.29.020 are each amended to read as follows:

Any citizen of this state of good moral character who shall have attained the age of nineteen years may file his application for license as a dental hygienist in the manner provided by law on forms furnished by the director of motor vehicles and shall submit with said application proof of said applicant's graduation from a training school for dental hygienists which has been approved by the board. Said application shall be signed and sworn to by said applicant. Each applicant shall pay a fee of twenty-five dollars which shall accompany his application.

**NEW SECTION.** Sec. 3. There is added to chapter 18.29 RCW a new section to read as follows:

The board shall adopt rules and regulations to establish a uniform and reasonable standard of training requirements to be observed by schools or colleges which provide training programs to qualify persons to become a dental hygienist II. Such rules and regulations shall provide that any training programs shall be designed to train and prepare persons in subjects upon which they will be examined when they apply for a license under this chapter.

The board or its designee shall not approve any training program of any school or college until after it or its designee physically inspects the premises of such school or college and finds the curriculum and operation of such training program satisfies the rules and regulations establishing the standard for such training programs. The board or its designee shall continue such inspection at such intervals as it deems necessary to insure compliance with its rules and regulations.

Sec. 4. Section 29, chapter 16, Laws of 1923 as amended by section 2, chapter 47, Laws of 1969 and RCW 18.29.030 are each amended to read as follows:

Examination of an applicant, who has successfully completed a training program approved by the board pursuant to section 3 of this 1971 amendatory act, shall consist of written and practical tests and shall include the subjects of inorganic chemistry, physiology, anatomy, bacteriology, anesthesia, radiography, materia medica, dental histology, principles of nursing and hygiene, practical demonstration in hygiene, other kindred subjects contained in the curriculum of training schools for dental hygienists. Said written examination shall consist of [ten questions only] such questions as determined necessary by the board, graded from zero to ten on each [subject] question and the applicant must obtain an average grade of sixty-five percent to pass. Said practical examination shall consist of a clinical demonstration upon one or more patients of the removal of deposits from and the polishing of the surfaces of the teeth[,] and of those dental operations or services permitted under RCW 18.29.050(2), as amended, as required by rule and regulation of the board. The applicant must obtain an average grade of seventy-five percent to pass. The director of motor vehicles shall keep on file the examination papers and records of examinations for at least one year, which file shall be open to the inspection of the applicant or his agent. A certificate granted by the National Board of Dental Hygiene Examinations may be accepted in lieu of the written examination.

**NEW SECTION.** Sec. 5. There is added to chapter 18.29 RCW a new section to read as follows:

The board shall adopt rules or regulations to establish training requirements to be observed by schools or colleges which provide supplemental training programs to qualify a dental hygienist I to become a dental hygienist II and perform the dental operations or services specified in RCW 18.29.050(2), as amended. The board shall not approve any such supplemental training program of any school or college until after it or its designee physically inspects the premises of such school or college and finds the curriculum and operation of such supplemental training program satisfies the rules and regulations establishing the requirements for such supplemental training programs. The board or its designee shall continue such inspection at such intervals as it deems necessary to insure compliance with its rules and regulations.

**NEW SECTION.** Sec. 6. There is added to chapter 18.29 RCW a new section to read as follows:

Supplemental examination of a dental hygienist I, who has successfully completed a supplementary training program approved by the board, to become a dental hygienist II shall consist of written and practical tests designed to demonstrate that the person taking the examination is capable of performing the dental operations or services specified in RCW 18.29.050(2) as amended. The board, by rule and regulation, shall provide for the administration of such supplemental examination and shall determine the minimum grade necessary to pass such supplemental examination. No fee shall be charged for such supplemental examination. The board shall transmit all supplemental examination papers and records thereof to the director who shall keep such on file which file shall be open to the inspection of the person taking the supplemental examination or his agent.

Upon passing a supplemental examination as provided in this section, the director shall issue a revised license to the dental hygienist I passing such at no additional fee stating that such dental hygienist I is now licensed as a dental hygienist II.

Sec. 7. Section 27, chapter 16, Laws of 1923 as amended by section 4, chapter 47, Laws of 1969 and RCW 18.29.050 are each amended to read as follows:

(1) Any person licensed as a dental hygienist in this state may remove deposits and

stains from the surfaces of the teeth, may apply topical preventive or prophylactic agents, [and] may polish and smooth restorations, and may place, expose, and develop dental x-ray film, but shall not perform any other operation on the teeth or tissues of the mouth. [Such] A licensed dental hygienist[s] may [operate] perform such dental operations and services provided under this subsection only under the [direct] supervision of a licensed dentist present in the dental office in which the dental operations or services are being performed [ , and under such supervision may be employed by hospitals, boards of education of public or private schools, county boards, boards of health, or public or charitable institutions, or in dental offices provided that the number of hygienists so employed in any dental office shall not exceed in number the licensed dentists practicing therein].

(2) Any dental hygienist II may, in addition to those permitted under subsection (1), perform the following dental operations or services when performed under the supervision of a licensed dentist present in the dental office in which the dental operations or services are being performed:

- (a) Place, expose, and develop dental x-ray film;
- (b) Apply and remove rubber dam;
- (c) Place and remove matrix, wedge, and compound for amalgam and plastic filling;
- (d) Medicate prepared cavities in teeth;
- (e) Smooth and polish amalgam fillings;
- (f) Take study model impressions;
- (g) Debride after cementing;
- (h) Apply and remove periodontal surgery pack;
- (i) Remove surgical sutures;
- (j) Root planning;
- (k) Soft-tissue curettage;
- (l) Place and remove temporary fillings.

(3) The number of hygienists employed as a dental hygienist I and a dental hygienist II shall not exceed in number twice the number of licensed dentists practicing in a dental office.

(4) A dental hygienist I and a dental hygienist II may perform the dental operations or services permitted by this section to be performed by each of them under the indirect supervision of a licensed dentist when employed by boards of education of public or private schools, boards of health, or public or charitable institutions.

Sec. 8. Section 31, chapter 16, Laws of 1923 and RCW 18.29.060 are each amended to read as follows:

Upon passing an examination as provided in RCW 18.29.030, as amended, the director [of licenses] shall issue to the successful applicant a license as dental hygienist II, which said license shall be recorded in the office of the auditor of the county in which the licensee shall engage in practice [and shall be displayed in a conspicuous place in the operation room where such licensee shall practice]. The license shall be displayed as required by rule and regulation of the director so that it is available for inspection by any interested person. The director, by rule and regulation, shall also require that every person employed as a dental hygienist shall wear, while employed, an identification plate which indicates whether such person is licensed as a dental hygienist I or as a dental hygienist II, and such identification plate may contain any other identification the director may require.

Sec. 9. Section 34, chapter 16, Laws of 1923 and RCW 18.29.080 are each amended to read as follows:

Any person other than a licensed dentist who shall practice or attempt to practice or hold himself out as practicing dental hygiene within this state without having at the time of so doing a valid unrevoked license and after the first year a valid and unexpired license renewal certificate as provided in this chapter, shall be guilty of a misdemeanor.

Any person other than a licensed dentist who shall perform or attempt to perform or hold himself out as able to perform dental operations or services permitted to be performed by a dental hygienist II under RCW 18.29.050(2), as amended, without being licensed as a dental hygienist II shall be guilty of a misdemeanor.

Any licensed dental hygienist who shall violate any of the provisions of this chapter shall be guilty of a misdemeanor and may be punished either by fine or by a suspension of his license for a period of one year or by both such fine and suspension.

Sec. 10. Section 35, chapter 16, Laws of 1923 and RCW 18.29.090 are each amended to read as follows:

Any licensed dentist who shall permit any dental hygienist operating under his supervision to perform any operation other than that permitted to dental hygienists under the provisions of this chapter, [shall be guilty of a misdemeanor] or who shall permit any dental hygienist I to perform any dental operation or service permitted to be performed only by a dental hygienist II under RCW 18.29.050(2), as amended, shall be fined six thousand dollars for each violation after compliance with the procedures provided in RCW 18.32.240 through 18.32.280. Any violation of this section shall also be grounds for revocation or suspension of the individual's license in addition to those provided in RCW 18.32.230.

NEW SECTION. Sec. 11. There is added to chapter 18.29 RCW a new section to read as follows:

On and after June 1, 1972, the department shall only license new applicants as a dental hygienist II and such applicants shall be trained and examined as provided for a dental

hygienist II under this chapter. This section shall not be construed to affect the license of any dental hygienist I or any renewal thereof in any manner whatsoever."

In line 1 of the title after the semicolon following "hygienists" strike the remainder of the title and insert: "amending section 6, chapter 47, Laws of 1969 and RCW 18.29.005; amending section 28, chapter 16, Laws of 1923 as amended by section 1, chapter 47, Laws of 1969 and RCW 18.29.020; amending section 29, chapter 16, Laws of 1923 as amended by section 2, chapter 47, Laws of 1969 and RCW 18.29.030; amending section 27, chapter 16, Laws of 1923 as amended by section 4, chapter 47, Laws of 1969 and RCW 18.29.050; amending section 31, chapter 16, Laws of 1923 and RCW 18.29.060; amending section 34, chapter 16, Laws of 1923 and RCW 18.29.080; amending section 35, chapter 16, Laws of 1923 and RCW 18.29.090; adding new sections to chapter 18.29 RCW; and prescribing penalties."

Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Kiskaddon, McDermott, Zimmerman.

MINORITY recommendation: Do not pass. Signed by Representatives Farr, Chairman, Eikenberry, Jastad, Kirk, Kopet, Marzano, Paris.

Passed to Committee on Rules and Administration for second reading.

April 23, 1971.

SENATE BILL NO. 233, relating to the practice of dentistry, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 1, chapter 130, Laws of 1951 as last amended by section 7, chapter 47, Laws of 1969 and RCW 18.32.030 are each amended to read as follows:

The following practices, acts and operations are excepted from the operation of the provisions of this chapter:

(1) The rendering of dental relief in emergency cases in the practice of his profession by a physician or surgeon, licensed as such and registered under the laws of this state, unless he undertakes to or does reproduce lost parts of the human teeth in the mouth or to restore or to replace in the human mouth lost or missing teeth;

(2) The practice of dentistry in the discharge of official duties by dentists in the United States army, navy, public health service, veterans' bureau, or bureau of Indian affairs;

(3) Dental schools or colleges approved by the board, and the practice of dentistry by students in dental schools or colleges approved by the board, when acting under the direction and supervision of registered and licensed dentists acting as instructors;

(4) The practice of dentistry by licensed dentists of other states or countries while appearing as clinicians at meetings of the Washington state dental association, or component parts thereof, or at meetings sanctioned by them;

(5) The use of roentgen and other rays for making radiograms or similar records of dental or oral tissues, under the supervision of a licensed dentist or physician;

(6) The making, repairing, altering or supplying of artificial restorations, substitutions, appliances, or materials for the correction of disease, loss, deformity, malposition, dislocation, fracture, injury to the jaws, teeth, lips, gums, cheeks, palate, or associated tissues or parts; providing the same are made, repaired, altered or supplied pursuant to the written instructions and order of a licensed dentist which may be accompanied by casts, models or impressions furnished by said dentist, and said prescriptions shall be retained and filed for a period of not less than three years and shall be available to and subject to the examination of the director of motor vehicles or his authorized representatives;

(7) The removal of deposits and stains from the surfaces of the teeth, the application of topical preventative or prophylactic agents, and the polishing and smoothing of restorations, when performed or prescribed by a dental hygienist licensed under the laws of this state;

(8) A qualified and licensed physician and surgeon extracting teeth or performing oral surgery;

(9) A legal practitioner of another state making a clinical demonstration before a medical or dental society, or at a convention approved by the Washington state medical or dental association or Washington progressive dental society;

(10) Students practicing or performing dental college operations, under the supervision of competent instructors, in any reputable dental college;

(11) The performing of the following dental operations or services by a dental assistant II when performed under the supervision of a licensed dentist present in the dental office in which the dental operations or services are being performed:

(a) Place, expose, and develop dental x-ray film;

(b) Apply and remove rubber dam;

(c) Place and remove matrix, wedge, and compound for amalgam and plastic filling;

(d) Medicate prepared cavities in teeth;

(e) Take study model impressions;

(f) Apply and remove periodontal surgery pack;

(g) Apply fluoride solutions;

(h) Place and remove temporary fillings;

- (i) Remove surgical sutures;
- (j) Give home care and tooth brushing instructions.
- (12) The performing of dental operations or services specified in RCW 18.29.050(2), as amended, by a dental hygienist II, as defined in chapter 18.29 RCW.

Sec. 2. Section 1, chapter 112, Laws of 1935 and RCW 18.32.010 are each amended to read as follows:

Words used in the singular in this chapter may also be applied to the plural of the persons and things; words importing the plural may be applied to the singular; words importing the masculine gender may be extended to females also [; the term 'board' used in this chapter shall mean the Washington state board of dental examiners and the term 'director' shall mean the director of licenses of the state of Washington].

As used in this chapter, unless the context indicates otherwise:

- (1) 'Board' means the Washington state board of dental examiners.
- (2) 'Department' means the department of motor vehicles of the state of Washington.
- (3) 'Director' means the director of the department of motor vehicles of the state of Washington.
- (4) 'Dental assistant I' means a dental assistant who has not successfully completed a training program approved by the board as provided in section 3 of this 1971 amendatory act.
- (5) 'Dental assistant II' means a dental assistant who has successfully completed a training program approved by the board as provided in section 3 of this 1971 amendatory act.

**NEW SECTION.** Sec. 3. There is added to chapter 18.32 RCW a new section to read as follows:

The board shall adopt rules and regulations to establish a uniform and reasonable standard of training requirements to be observed by schools or colleges which provide training programs to qualify persons to become a dental assistant II and perform the dental operations or services specified in RCW 18.32.030 (11), as amended. The board shall not approve any such training program of any school or college until after it or its designee physically inspects the premises of such school or college and finds the curriculum and operation of such training program satisfies the rules and regulations establishing the standard for such training programs. The board or its designee shall continue such inspection at such intervals as it deems necessary to insure compliance with its rules and regulations.

**NEW SECTION.** Sec. 4. There is added to chapter 18.32 RCW a new section to read as follows:

The director, by rule and regulation, shall require every person employed as a dental assistant II to have successfully completed a training program approved by the board and to display a certificate issued by a school or college conducting a training program approved by the board as provided in section 3 of this 1971 amendatory act which states that such person has successfully completed such training program and is qualified as a dental assistant II. The display of such certificate shall be such as to be available for inspection by any interested person. The director, by rule and regulation, shall also require that every person employed as a dental assistant II shall wear, while employed as such, an identification plate which reasonably identifies such person as a dental assistant II.

**NEW SECTION.** Sec. 5. There is added to chapter 18.32 RCW a new section to read as follows:

The director, by rule and regulation, shall provide for additional inspection procedures of dental offices to insure that the provisions of this 1971 amendatory act are being observed in such offices.

**NEW SECTION.** Sec. 6. There is added to chapter 18.32 RCW a new section to read as follows:

Any dentist licensed in this state who permits any person in his employment not trained and qualified as a dental assistant II to perform dental operations or services permitted to be performed by a dental assistant II under RCW 18.32.030(11), as amended, shall be fined six thousand dollars for each such violation after compliance with the procedures provided for in RCW 18.32.240 through 18.32.280. Any violation of this section shall also be grounds for revocation or suspension of the individual's license in addition to those provided for in RCW 18.32.230.

**NEW SECTION.** Sec. 7. There is added to chapter 18.32 RCW a new section to read as follows:

Every person who performs dental operations or services permitted to be performed by a dental assistant II who is not trained and qualified to perform such dental operations or services as required by law shall be subject to an injunction provided for by RCW 18.32.380 and shall be subject to the criminal penalties provided for by RCW 18.32.390."

In line 1 of the title after the semicolon following "dentistry" strike the remainder of the title and insert: "amending section 1, chapter 112, Laws of 1935 and RCW 18.32.010; amending section 1, chapter 130, Laws of 1951 as last amended by section 7, chapter 47, Laws of 1969 and RCW 18.32.030; adding new sections to chapter 18.32 RCW; and prescribing penalties."

Signed by Representatives Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Chatalas, Conway, Kiskaddon, Lynch, McDermott, Zimmerman.

MINORITY recommendation: Do not pass. Signed by Representatives Farr, Chairman, Eikenberry, Jastad, Kirk, Kopet, Marzano, Paris.

Passed to Committee on Rules and Administration for second reading.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Tuesday, May 4, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, May 4, 1971.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Johnson, Kraabel and Wanamaker. Representatives Johnson and Wanamaker were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Missionary Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

May 4, 1971.

ENGROSSED SENATE BILL NO. 332, defining crime of dog and/or cat theft and creating penalties, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Van Dyk.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

SENATE BILL NO. 467, directing blood analysis of drivers and pedestrians killed in traffic accidents, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Adams, Anderson, Bauer, Beck, Bozarth, Bradley, Charnley, Conway, Cunningham, Gallagher, Gilleland, Hansey, Jastad, Jones, McCormick, Newhouse, Schumaker.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

SENATE BILL NO. 493, clarifying taxing powers of fire protection districts, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Ceccarelli, Hatfield, Haussler, Kilbury, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

SENATE BILL NO. 525, providing for the adoption of federal regulations concerning meat and poultry inspection, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 6 after "director" strike "may" and insert "shall"

On page 3, section 5, line 28 after "director" strike "may" and insert "shall"

Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Van Dyk.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

SUBSTITUTE SENATE BILL NO. 849, relating to forest taxation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 24 strike everything after "only" and before the period insert "as provided in this 1971 amendatory act"

On page 14, section 12, line 1 after "determinative." and before "NEW SECTION." on line 2 insert:

"(4) The assessor may in any year commencing with 1972 discontinue assessing and valuing pursuant to the procedures set forth in section 11 of this 1971 amendatory act and subsections (1) and (2) of this section any land, except designated forest land, for which a higher and better use exists than growing and harvesting timber. The owner of such land shall thereupon have the right to apply for designation of such land as forest land pursuant to subsection (3) of this section or section 13 of this 1971 amendatory act."

On page 17, section 16, line 20 after "Land" and before "prior" strike "classified" and insert "approved for classification pursuant to RCW 84.28.020 or RCW 84.32.030"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Ceccarelli, Eikenberry, Hatfield, Haussler, Kilbury, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

SENATE BILL NO. 851, empowering townships to make excess property tax levies, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Ceccarelli, Hatfield, Haussler, Julin, Kilbury, Kuehnle, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

ENGROSSED SENATE BILL NO. 861, pertaining to the authority to employ, appoint, discipline or discharge employees of the department of highways, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Adams, Anderson, Bauer, Beck, Bozarth, Bradley, Conway, Cunningham, Gallagher, Gilleland, Hansey, Jastad, Johnson, Jones, McCormick, Newhouse, Schumaker.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

SENATE BILL NO. 883, providing for payment of weed district assessments on highway lands from motor vehicle fund, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Adams, Anderson, Bauer, Beck, Bozarth, Bradley, Charnley, Conway, Cunningham, Gallagher, Gilleland, Hansey, Jastad, Johnson, Jones, McCormick, Newhouse, Schumaker.

Passed to Committee on Rules and Administration for second reading.

MESSAGES FROM THE SENATE

May 4, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED SENATE BILL NO. 17,  
ENGROSSED SENATE BILL NO. 18,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 3, 1971.

Mr. Speaker: The Senate has passed:

HOUSE BILL NO. 53,  
 ENGROSSED HOUSE BILL NO. 222,  
 and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 53,  
 HOUSE BILL NO. 133,  
 HOUSE BILL NO. 222,  
 SUBSTITUTE HOUSE BILL NO. 379,  
 SUBSTITUTE HOUSE BILL NO. 562,  
 HOUSE BILL NO. 575,  
 HOUSE BILL NO. 1060,  
 HOUSE CONCURRENT RESOLUTION NO. 7.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 17, by Senators Mardesich, Cooney, Twigg, Peterson (Ted), Stender and Holman (by Insurance Commissioner request):

An Act relating to insurance; creating the Washington Life and Disability Insurance Guaranty Association; providing for a board of directors thereof; setting out certain powers, duties, and functions; providing for certain assessments and funds; providing for the termination of the association and for the disposition of funds thereupon; exempting the association from certain taxes; adding certain sections as a new chapter to Title 48 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 18, by Senators Mardesich, Cooney and Twigg (by Insurance Commissioner request):

An Act relating to insurance; creating the Washington Insurance Guaranty Association; providing for a board of directors thereof; setting out certain powers, duties, and functions; providing for certain assessments and funds; providing for the termination of the association and for the disposition of funds thereupon; exempting the association from certain taxes; adding a new chapter to Title 48 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Financial Institutions and Insurance.

RESOLUTIONS

The House resumed consideration of HOUSE RESOLUTION NO. 71-69, by Representatives Moon and Jueling:

WHEREAS, Animal technicians, who work under the supervision of Doctors of Veterinary Medicine, customarily perform many functions requiring a great amount of knowledge and expertise in various areas of veterinary medicine; and

WHEREAS, The services performed by animal technicians have significant effect on the quality of animal health care purchased by consumers of such health care;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to conduct a study on the need, if any, for consumers of animal health care to be protected by the State through the licensing of animal technicians.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and any recommendations arising therefrom to the members of the Legislature prior to the next Regular Session of the Legislature or prior to an earlier Special Session, if one is called and if by such time the Legislative Council has completed its study.

On motion of Mr. Moon, the resolution was adopted.

HOUSE RESOLUTION NO. 71-73, by Representatives Randall, Shinpoch, Charnley, Zimmerman and Wanamaker:

WHEREAS, This Legislature has the duty to protect the health and safety of the people of this State; and

WHEREAS, The presence of cable devices which are used to limit or prevent access to paths, trails, access roads, roads, streets, and other places constitute a danger to certain persons in this State; and

WHEREAS, There is a need to determine the best possible means to protect the public from the dangers presented by these cable devices;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of the alternative remedies available to minimize the dangers to the public created by the use of such cable devices as barricades and to make recommendations based on such study.

BE IT FURTHER RESOLVED, That the results of such study and the recommendations based thereon be presented to the next Regular Session of the Legislature for its consideration.

Mr. Randall moved adoption of the resolution.

Representatives Randall and Savage spoke in favor of the resolution.

The resolution was adopted.

#### HOUSE RESOLUTION NO. 71-74, by Representatives Jastad and Marzano:

WHEREAS, Leonard C. "Bud" Merta has been honored by the Small Business Administration as recipient of the Small Business Man-of-the-Year award for the State of Washington; and

WHEREAS, This major award is the measure of the individual's contributions to his community, to the state and to the nation; and

WHEREAS, The story of Leonard C. "Bud" Merta's achievements is remarkable by any standards: Three years ago Leonard C. "Bud" Merta founded Moduline Industries, Inc., at Chehalis, Washington, with thirty employees and today has developed his firm into the largest basic manufacturing industry in Lewis County, Washington and the largest manufacturing facility of mobile homes in the State of Washington, with a payroll of \$1,700,000 annually, and with national and international sales; and

WHEREAS, Moduline Industries, Inc., is a significant factor in the stability of the economy and growth of employment in Lewis County, Washington; and

WHEREAS, The export of Moduline Homes strengthens the position of the State of Washington economically; and

WHEREAS, This product contributes to the solution of the nation's low cost housing problems;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives congratulates Leonard C. "Bud" Merta on being designated Small Business Man-of-the-Year for the State of Washington; and

BE IT FURTHER RESOLVED, That the House of Representatives commends Leonard C. "Bud" Merta for his contribution to the economy of Lewis County and of the State of Washington, that reflects great credit on himself, his firm and its employees and the State of Washington.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be transmitted by the Chief Clerk of the House to Leonard C. "Bud" Merta.

On motion of Mr. Jastad, the resolution was adopted.

#### HOUSE RESOLUTION NO. 71-72, by Representative Anderson:

WHEREAS, With Spring in the offing it is but natural that the attention of the male members of this chamber revert to one of the opposite sex, perhaps most enviably when notice is taken of this, her eighth term in the Legislature; and

WHEREAS, Perchance a rather cynical attitude towards a movement like "Women's Lib" among our male contingent is not entirely unworthy on their part when one considers the multitude of worthy activities this Representative from the 36th district of King County has engaged in throughout her lifetime, and the accompanying honors that have been so rightfully conferred upon her; and

WHEREAS, Having raised with her husband Doug, a friend to all of us, two fine sons, Jerry R., presently a minister, and Douglas D., presently operating his own fuel business, she served the community when these boys were growing up as president of school P.T.A.'s, was in the Seattle Council of Parents and Teachers, did Red Cross volunteer and first aid work, worked on the Ration Board, was a Trustee of the Magnolia Board for the Y.M.C.A., was a co-chairman of Seattle's first Mothers' March for Polio, worked with the Queen Anne Recreation Park and Playground Association, and was Legislative Chairman of the American Legion Auxiliary, all these activities, and others too numerous to mention herein, in addition to her work with the Republican party; and

WHEREAS, Upon receipt this year of their Citation of Merit from the Washington Recreation and Park Society, Inc., an organization limited to those professional in this field, further activities enumerated included being past president of the Queen Anne Business and Professional Club, membership in the Queen Anne Business and Professional Women's Club, the board of trustees of the Past Presidents' Assembly, the Governor's Advisory Council on Public Assistance to the Central Area, the Queen Anne Community Development Council, the Committee on Planning Affiliates, the Board for N.W. Center for Retarded Children, and the Harborview Hospital Expansion Board; and

WHEREAS, Among awards from such organizations as Seattle Beautiful, the Veterans of Foreign Wars, and the Service for the Retarded, certainly none ranks higher than that from the Seattle Fire Fighters of Union Local No. 27 to "The First Lady of the Fire Service", this to the lady who delights in baking cookies and candy over the weekend to

have with the every-present pot of coffee for visitors in her legislative office each Monday morning; and

WHEREAS, We have not mentioned yet her outstanding contribution in time and accomplishments as a legislator, both during our sessions and the interims, but need we; her successive victories at the polls reflecting the decision of the electorate of her district tells that story; but in addition to the ordinary tasks of the Legislature, this lady with her Presbyterian background has, in serving as chairman this session, and on the committee in past sessions, done duty far beyond the ordinary with the Memorial Service for the deceased past members of the Legislature, all in a manner unmatched by others;

NOW, THEREFORE, BE IT RESOLVED, By the Members of this House of Representatives, in this our Forty-Second Regular Legislative Session, That we do commend the accomplishments of Gladys Kirk, the Representative from the 36th District of King County, and express to her our genuine appreciation for her efforts in this Legislature's behalf; it is seldom that we find one among us who is a selfless friend to all, if ever an active advocate, but such is she;

AND BE IT FURTHER RESOLVED, That a copy of this House Resolution be prepared by the Chief Clerk of the House and copies thereof be presented to Mr. and Mrs. Kirk, and their sons, Jerry R. and Douglas D., for the families thereof.

Mr. Anderson moved adoption of the resolution.

Mr. Anderson: "Thank you, Mr. Speaker, ladies and gentlemen: It is indeed a pleasure for me today to honor our good lady across the aisle. I have worked with her many, many years, and I think the resolution speaks for itself."

Mr. O'Brien: "Mr. Speaker and ladies and gentlemen of the House: I didn't realize actually, Mrs. Kirk, that we were going into the television program called 'This is Your Life,' but certainly it is a fitting tribute to a real fine lady of this legislature. On each occasion when she has been chairman of the memorial services, she has done an outstanding job, and I know it takes a great amount of time and effort to perform such service. The memorial service certainly is a very important part of this legislative session. Mr. Anderson is to be complimented for putting this resolution together. Certainly we all enjoy working with you, and in my opinion you are one of the finest persons we have in this assembly."

Mr. Bledsoe: "Mr. Speaker, ladies and gentlemen, and most particularly you, Gladys: I think this is just dandy. I truly do. I know from watching you as this was read how somewhat embarrassing it might be to have your accomplishments listed in this fashion. I think, however, it is a tribute to you that your accomplishments can make such an imposing list. What it says in effect is not only a token of our sincere affection for you in this entire House, on both sides of the aisle, but also a token of our respect for the kind of person you are. Obviously those of us who dedicate ourselves to this process are gladdened and pleased that there is one among us who so sincerely exemplifies what it is a legislator should be. You have brought a balance to Rules Committee which we so desperately needed on many days. You have served on days when it was uncomfortable and unpleasant sometimes for you to serve, but still you were here with your head up and your mind working. That is the way it ought to be. We are in your debt, my dear. Don't you forget it."

Mrs. Hurley: "Mr. Speaker, ladies and gentlemen of the House, and Gladys: It has been my pleasure to work with you ever since you first replaced your husband, Doug, as a member of this House. I have noticed that in all of your activities you have been charitable, sympathetic, kind and an absolutely wonderful, wonderful person. I think that it is due time that this whole legislature acknowledges the type of person we have in you and the things that you have worked for throughout the years. Every one of them has been most commendable. Never have you had a special interest of your own—always thinking of others that needed your help—needed the legislation you were promoting. I certainly congratulate you. And as a woman in this House, I give you my deepest respect."

Mr. Grant: "Thank you, Mr. Speaker, I will be most brief. One of my favorite songs is, 'You're Nobody Till Somebody Loves You.' Mrs. Kirk, I would like to say, 'You're somebody.' I urge the adoption of the resolution."

#### MOTION

On motion of Mrs. North, the names of all members of the House of Representatives were added as sponsors of the resolution honoring Mrs. Kirk.

Miss Maxie: "Thank you, Mr. Speaker, ladies and gentlemen of the House: I think someone should speak on behalf of the so-called freshmen legislators in adopting this resolution. I am speaking as a novice and one who particularly has been observant in regards to relationships with the other party, and Mrs. Kirk has been one of the few members who has asked to work with me. I think what we are doing here is commendable and it is not something that the senior members alone can take pride in. I think we freshmen members can take pride in seeing Mrs. Kirk and her husband, who work in a beautiful relationship, honored even though she is of the other party. Thank you."

The resolution was adopted.

The Speaker requested that Representatives Anderson and Eikenberry and the Sergeant at Arms conduct Mrs. Kirk to a place on the rostrum.

The Speaker: "Gladys, I haven't been fortunate enough to serve with you that long, but my mother before me did. If the help and cooperation and assistance and conscientious effort which I have observed and which you have given to me in your association with me is any indication (as I am sure it is) of that same attitude which you have exhibited to each and every member of this House who has served while you have been here, then you can readily understand why this resolution was unanimously adopted today. In accordance with the mandate of the resolution, we have prepared it in formal form. Also in accordance with the motion which was adopted, this booklet containing the inscribed resolution and pictures of each member of the forty-second state legislature, and the signature of each member of this legislature as a sponsor of this resolution as well as the Governor, has been inscribed in booklet form. This idea and this effort you can attribute to the fine work of Representative Anderson who has worked for many days in putting this together. I would like to present it to you at this time as a memorial of this day and ask you to say a few words to the House."

Mrs. Kirk: "Really I am speechless, Mr. Speaker and members of the House of Representatives. I have had many honors during my life, but I believe I can say this is the greatest honor that ever has been bestowed upon me, with the exception of finding my lovely husband. That was, I think, the highlight of my life. This I will cherish for the rest of my life, and serving in the House of Representatives with all you wonderful people is really something that I wish everyone in the state of Washington could do. The friendships we make here are lasting friendships and I hope they will continue to be lasting, many, many years to come. I do want to thank Mr. Anderson, but I'm sorry the resolution was so long. I wondered why my son came down today—I would like my son and my grandchildren and my dear husband to stand in the gallery. (applause) They always say 'behind every good woman is a good man,' and I certainly want to say that I have one of the best. Thank you all so much."

Representatives Anderson and Eikenberry and the Sergeant at Arms escorted Mrs. Kirk from the rostrum.

#### SENATE AMENDMENTS TO HOUSE BILL

The House resumed consideration of the Senate amendments to ENGROSSED HOUSE BILL NO. 38.

(For Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

#### MOTION

Mr. Moon moved that the House defer further consideration of the Senate amendments to Engrossed House Bill No. 38 until the appropriate order of business tomorrow.

Mr. Moon spoke in favor of the motion, and Mr. Mentor spoke against it.

The motion was carried on a rising vote.

#### SECOND READING

ENGROSSED SENATE BILL NO. 124, by Senators Atwood and Durkan (by Departmental request):

Abolishing the state patrol highway account.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 21, 1971, Forty-first Day.)

The bill was read the second time.

Mr. Kopet moved adoption of the committee amendment.

Mr. Berentson moved adoption of the following amendment to the committee amendment:

On page 2, section 2, line 6 after "committee" strike "is directed to" and insert "and the joint committee on highways are directed to jointly"

Mr. Berentson spoke in favor of the amendment to the amendment.

## POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Kopet.

Mr. Kopet: "Mr. Berentson, my reason for this question is some concern I have seen on the Legislative Budget Committee where we have had joint studies and nobody seemed to carry the ball. Who do you anticipate would have the primary responsibility for this study being developed?"

Mr. Berentson: "Well as I said, we have spent some time at it now. I imagine what would happen would be that the Budget Committee would assign one of their people to this problem and they would work with us. We have found, as I am sure most of the members have, that the Budget Committee has been very cooperative, and I am sure this would be a joint report to the legislature once we have completed the study."

Mr. Kopet: "In the matter of the division of the cost of this study—how would you imagine the cost might be divided?"

Mr. Berentson: "I rather suspect that if we study this jointly that the Joint Committee on Highways would pick up most of the cost."

The amendment by Mr. Berentson to the committee amendment was adopted.

Mr. Berentson moved adoption of the following amendment to the committee amendment:

On page 4, beginning on line 1, strike "NEW SECTION. Sec. 7. Section" and insert:

"Sec. 7. Section 46.16.060, chapter 12, Laws of 1961 as last amended by section 3, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.060 are each amended to read as follows:

Except as otherwise specifically provided by law for the licensing of vehicles, there shall be paid and collected annually for each calendar year or fractional part thereof and upon each vehicle a license fee in the sum of [nine] ten dollars and [forty] sixty-five cents: PROVIDED, HOWEVER, That the fee for licensing *private passenger car one or two wheel trailers of two thousand pounds gross weight or less operated upon the public highways for personal use of the owner and not held for rental to the public, shall be one-third of the above stated vehicle license fee: AND PROVIDED FURTHER, That the fee for licensing each house moving dollie which is used exclusively for moving buildings or homes on the highway under special permit as provided for in chapter 46.44 RCW, shall be twenty-five dollars and no other fee shall be charged for the load carried thereon.*

NEW SECTION. Sec. 8. Section 46.16.065, chapter 12, Laws of 1961 and RCW 46.16.065, and section"

Renumber the remaining section consecutively.

Representatives Berentson and Perry spoke in favor of the amendment to the committee amendment, and Representatives Kopet and Lysen spoke against it.

The amendment by Mr. Berentson to the committee amendment was lost on a rising vote.

The Clerk read the following amendment by Mr. Berentson to the committee amendment:

On page 4, line 4 after "An Act relating to" strike the remainder of the title and insert "vehicle license fees; disposition of motor vehicle driver's license fees; abolishing the state patrol highway account and providing for disposition of funds therein and moneys payable thereto; providing for an increase in vehicle license fees; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140; amending section 46.16.060, chapter 12, Laws of 1961 as last amended by section 3, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.060; amending section 61, chapter 170, Laws of 1965 ex. sess. and RCW 46.37.520; amending section 5, chapter 119, Laws of 1965 ex. sess. and RCW 46.52.085; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030; amending section 4, chapter 25, Laws of 1965 as last amended by section 9, chapter 99, Laws of 1969 and RCW 46.68.041; amending section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130; repealing section 46.16.065, chapter 12, Laws of 1961 and RCW 46.16.065; repealing section 46.68.140, chapter 12, Laws of 1961 and RCW 46.68.140; declaring an emergency; and providing effective dates."

With the consent of the House, Mr. Berentson withdrew the amendment to the committee amendment.

The Speaker stated the question before the House to be the committee amendment as amended by Mr. Berentson.

The amended committee amendment was adopted.

On motion of Mr. Kopet, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 124 as amended by the House was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 124 as amended by the House and the bill passed the House by the following vote: Yeas, 79; nays, 16; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Anderson, Beck, Bottiger, Charette, Charnley, Cunningham, Gallagher, Hatfield, Haussler, Martinis, McDermott, Perry, Savage, Schumaker, Shipoch, Wolf—16.

Absent or not voting: Representatives Johnson, Moon, Pardini, Wanamaker—4.

Engrossed Senate Bill No. 124 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 550, by Representatives Newhouse, Haussler, Morrison, Amen, Benitz, Berentson, Bledsoe, Bozarth, Costanti, Curtis, Moon and Van Dyk:  
Enacting the Washington State Agricultural Labor Relations Act.

#### MOTIONS

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 550, and the bill was ordered placed on the calendar following Engrossed Senate Joint Resolution No. 22.

On motion of Mr. Morrison, the House recessed until 12:45 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 12:45 p.m.

The Clerk called the roll and all members were present except Representatives Johnson and Wanamaker who were excused.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

May 4, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 42 and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 4, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE BILL NO. 472, and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 4, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 858 and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 4, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on SUBSTITUTE SENATE BILL NO. 897 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Donohue, Andersen and Sandison.

SIDNEY R. SNYDER, Secretary.

### SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 69 with the following amendments:

Strike all of the title and substitute the following:

"An Act relating to mobile home taxation; amending section 46.08.090, chapter 12, Laws of 1961 as amended by section 13, chapter 156, Laws of 1965 and RCW 46.01.130; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140; amending section 46.16.100, chapter 12, Laws of 1961 as amended by section 5, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.100; amending section 46.68.030, chapter 12, Laws of 1961 and RCW 46.68.030; amending section 82.44.010, chapter 15, Laws of 1961 as last amended by section 4, chapter 121, Laws of 1967, and RCW 82.44.010; amending section 82.50.010, chapter 15, Laws of 1961 as amended by section 44, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1969 and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 46, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as amended by section 47, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as amended by section 48, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 2, chapter 69, Laws of 1969 and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as amended by section 50, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 51, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended by section 52, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 53, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as amended by section 54, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as amended by section 55, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.140; amending section 82.50.160, chapter 15, Laws of 1961 as amended by section 1, chapter 274, Laws of 1969 ex. sess. and RCW 82.50.160; amending section 82.50.180, chapter 15, Laws of 1961 as amended by section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 1, chapter 225, Laws of 1969 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as amended by section 58, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.200; amending section 84.04.090, chapter 15, Laws of 1961 and RCW 84.04.090; amending section 84.36.110, chapter 15, Laws of 1961 and RCW 84.36.110; amending section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120; adding a new section to chapter 46.01 RCW; adding new sections to chapter 46.12 RCW; adding new sections to chapter 46.16 RCW; adding a new section to chapter 46.70 RCW; adding a new section to chapter 82.50 RCW; adding new sections to chapter 84.40 RCW; creating new sections; repealing section 28, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.185; prescribing penalties; and providing an effective date."

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 46.08.090, chapter 12, Laws of 1961 as amended by section 13, chapter 156, Laws of 1965 and RCW 46.01.130 are each amended to read as follows:

The department of motor vehicles shall have the general supervision and control of the issuing of vehicle licenses and vehicle license number plates and *mobile home identification tags* and shall have the full power to do all things necessary and proper to carry out the provisions of the law relating to the licensing of vehicles and *the issuance of mobile home identification tags*; the director shall have the power to appoint and employ deputies, assistants and representatives, and such clerks as may be required from time to time, and to provide for their operation in different parts of the state, and the director shall have the power to appoint the county auditors of the several counties as his agents for the licensing of vehicles and *the issuance of mobile home identification tags*.

Sec. 2. Section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140 are each amended to read as follows:

The county auditor, if appointed by the director of motor vehicles shall carry out the provisions of this title relating to the licensing of vehicles and the issuance of vehicle license number plates *and the issuance of mobile home identification tags* under the direction and supervision of the director and may with the approval of the director appoint assistants as special deputies to accept applications and collect fees for vehicle licenses and transfers and to deliver vehicle license number plates *and to issue mobile home identification tags, collect fees therefor, and receive the payment of property taxes on mobile homes.*

At any time any application is made to the director, the county auditor or other agent pursuant to any law dealing with licenses, certificates of ownership, registration [or], the right to operate any vehicle upon the public highways of this state, *or the issuance of mobile home identification tags*, the applicant shall pay to the director, county auditor or other agent a fee of fifty cents for each application in addition to any other fees required by law, which fee of fifty cents, if paid to the county auditor as agent of the director, or if paid to an agent of the county auditor, shall be paid to the county treasurer in the same manner as other fees collected by the county auditor and credited to the county current expense fund. In the event that such fee is paid to another agent of the director, such fee shall be used by such agent to defray his expenses in handling the application: PROVIDED, That in the event such fee is collected by the state patrol, as agent for the director, the fee so collected shall be certified to the state treasurer and deposited to the credit of the state patrol highway account. All such filing fees collected by the director or branches of his office shall be certified to the state treasurer and deposited to the credit of the highway safety fund.

Sec. 3. Section 46.16.100, chapter 12, Laws of 1961 as amended by section 5, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.100 are each amended to read as follows:

When any vehicle subject to license is to be moved upon the public highways of this state from one point to another, the director may issue a special permit therefor upon an application presented to him in such form as shall be approved by the director and upon payment therefor of a fee of ten dollars. Such permit shall be for one transit only between the points of origin and destination as set forth in the application: PROVIDED, That for each vehicle used exclusively in the transportation of circus, carnival, and show equipment and in the transportation of supplies used in conjunction therewith, there shall be charged in addition to other fees provided for the licensing of vehicles, an annual capacity fee in the amount of ten dollars: PROVIDED FURTHER, That [no] a special permit or one-transit permit shall be issued for movement of a [house trailer as defined in chapter 82.50 RCW unless the applicant therefor has a stamp issued thereunder] *mobile home as defined in RCW 82.50.010 pursuant to section 34 of this 1971 amendatory act.*

Sec. 4. Section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030 are each amended to read as follows:

All fees received by the director for vehicle licenses *and mobile home identification tags* under the provisions of chapter 46.16 shall be forwarded to the state treasurer, accompanied by a proper identifying detailed report, and be by him deposited to the credit of the motor vehicle fund, and out of each vehicle basic license fee as provided for in RCW 46.16.060 *and each mobile home identification tag fee as provided for in section 29 of this 1971 amendatory act*, the state treasurer shall deposit six dollars to the credit of the state patrol highway account of the motor vehicle fund. A minimum of ten percent of the funds deposited in such account shall be appropriated and expended for the enforcement of RCW 46.44.100 relating to weight control.

Sec. 5. Section 82.44.010, chapter 15, Laws of 1961 as last amended by section 4, chapter 121, Laws of 1967 and RCW 82.44.010 are each amended to read as follows:

For the purposes of this chapter, unless context otherwise requires:

'Motor vehicle' means all motor vehicles, trailers and semi-trailers used, or of the type designed primarily to be used, upon the public streets and highways, for the convenience or pleasure of the owner, or for the conveyance, for hire or otherwise, of persons or property, including fixed loads and facilities for human habitation; but shall not include (1) vehicles carrying exempt licenses, (2) dock and warehouse tractors and their cars or trailers, lumber carriers of the type known as spiders, and all other automotive equipment not designed primarily for use upon public streets, or highways, (3) motor vehicles or their trailers used entirely upon private property, (4) [house trailers] *mobile homes and travel trailers* as defined in RCW 82.50.010, or (5) motor vehicles owned by nonresident military personnel of the armed forces of the United States stationed in the state of Washington provided personnel were also nonresident at the time of their entry into military service.

'Commission' or 'tax commission' means the [tax commission] *department of revenue* of the state.

Sec. 6. Section 82.50.010, chapter 15, Laws of 1961 as amended by section 44, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.010 are each amended to read as follows:

'Mobile home' means all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than [thirty-two] *thirty-five* feet in length or *more than eight feet* in width, except as hereinafter specifically excluded, *and excluding modular homes as defined below.*

'Travel trailer' means all trailers of the type designed to be used upon the public streets and highways which are capable of being used as facilities for human habitation and which

are [thirty-two] *thirty-five* feet or less in length and eight feet or less in width, except as may be hereinafter specifically excluded.

*'Modular home'* means any factory-built housing designed primarily for residential occupancy by human beings which does not contain a permanent frame and must be mounted on a permanent foundation.

*'Commission'* means the department of revenue of the state.

*'Director'* means the director of motor vehicles of the state.

Sec. 7. Section 82.50.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1969 and RCW 82.50.020 are each amended to read as follows:

An annual excise tax is imposed on the owner of any [mobile home or] travel trailer for the privilege of using such [mobile home or] travel trailer in this state. The tax shall be collected for each calendar year by the department of motor vehicles or the county auditor of the county in which the [mobile home or] travel trailer is located at the time payment is made and shall be due on and after January 1st or on the date the [mobile home or] travel trailer is first purchased or brought into this state, and paid on or before January 31st of each calendar year or thirty days after the [mobile home or] travel trailer is first purchased or brought into this state, whichever is later. No additional tax shall be imposed under this chapter upon any [mobile home or] travel trailer upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such [mobile home or] travel trailer has already been paid for the calendar year or fractional part thereof in which such transfer occurs.

Sec. 8. Section 82.50.030, chapter 15, Laws of 1961 as last amended by section 46, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.030 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be one and one-half percent of the fair market value of the [mobile home or] travel trailer, as determined in the manner provided in this chapter: PROVIDED, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a [mobile home or] travel trailer used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the [mobile home or] travel trailer is first used: PROVIDED FURTHER, That the minimum amount of tax payable shall be two dollars.

A [mobile home or] travel trailer shall be deemed used for the first time in this state when such vehicle was not previously licensed by this state for the year or any part thereof immediately preceding the year in which application for license is made.

Sec. 9. Section 82.50.040, chapter 15, Laws of 1961 as amended by section 47, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.040 are each amended to read as follows:

The classification and schedule prepared under RCW 82.44.040 for [mobile homes or] travel trailers used as facilities for human habitation shall be the schedule used by the county auditors and the director for determining the amount of tax due hereunder.

Sec. 10. Section 82.50.050, chapter 15, Laws of 1961 as amended by section 48, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.050 are each amended to read as follows:

The tax hereunder for any [mobile home or] travel trailer not classified as provided in RCW 82.44.040 shall be determined as provided in RCW 82.44.050 for [mobile homes or] travel trailers used as facilities for human habitation.

Sec. 11. Section 82.50.070, chapter 15, Laws of 1961 as last amended by section 2, chapter 69, Laws of 1969 and RCW 82.50.070 are each amended to read as follows:

The county auditor or the department of motor vehicles upon payment of the tax hereunder shall issue a receipt which shall include such information as may be required by the director, including the name of the taxpayer[,] and a description of the [mobile home or] travel trailer[, and in the case of a mobile home its location at the time of payment of the tax] which receipt shall be printed by the department of motor vehicles in such form as it deems proper and furnished by the department to the various county auditors of the state. The county auditor shall keep a record of the excise taxes paid hereunder during the calendar year under the name of owners of [mobile home or] travel trailers, listed alphabetically.

[In addition thereto the county auditor or the director shall issue a license plate and register the mobile home or travel trailer as if they were 'house trailers' under the provisions of chapter 46.16 and shall collect the additional fees therein provided. Such license plate shall be displayed in the manner prescribed in RCW 46.16.240: PROVIDED, That when the mobile home or travel trailer is not using the public highways the license plate shall be displayed pursuant to rules or orders promulgated by the department.]

Sec. 12. Section 82.50.101, chapter 15, Laws of 1961 as amended by section 50, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.101 are each amended to read as follows:

The director or his authorized representative shall have power to enter at reasonable times all mobile home parks and any other areas where [mobile home or] travel trailers are parked for the purpose of determining whether or not the tax herein prescribed has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representative.

Sec. 13. Section 82.50.105, chapter 15, Laws of 1961 as last amended by section 51, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.105 are each amended to read as follows:

On or before the fifteenth day of February of each calendar year, the director shall cause to be mailed to the owners of [mobile homes or] travel trailers, of record, notice of the amount of tax payable during the calendar year. Said notice shall contain a legal description of the [mobile home or] travel trailer, prominent notice of penalties, due dates, and such other information as may be required by the director. If payment is not made within thirty days of the issuance of said notice, the director may forward a notification of delinquency to the county sheriff of the county wherein the [mobile home or] travel trailer is located, requesting distraint of said [mobile home or] travel trailer.

Sec. 14. Section 82.50.110, chapter 15, Laws of 1961 as last amended by section 52, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.110 are each amended to read as follows:

If any excise tax due hereunder is not paid when due and payable, the unpaid tax shall bear interest at the rate of six percent per annum from the time such tax is due and payable.

The tax hereunder shall be a specific lien on the [mobile home or] travel trailer from and after the date it first becomes due hereunder, and shall include all charges authorized by this chapter, which lien shall have priority to and be fully paid and satisfied before any recognition, mortgage, judgment, debt, obligation or responsibility to or with which the [mobile home or] travel trailer may become charged or liable, after July 1, 1957, and no sale or transfer of any [mobile home or] travel trailer shall in any way affect the lien for such excise tax upon the [mobile home or] travel trailer.

Sec. 15. Section 82.50.120, chapter 15, Laws of 1961 as last amended by section 53, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.120 are each amended to read as follows:

It shall be unlawful for any owner or other person to remove a [mobile home or] travel trailer from the real property on which it is situated after the tax hereunder shall become due and payable without payment of the excise tax hereunder or under RCW 82.44.020.

Sec. 16. Section 82.50.130, chapter 15, Laws of 1961 as amended by section 54, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.130 are each amended to read as follows:

When notified by the director that the excise tax is delinquent on any [mobile home or] travel trailer, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post thereon in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the [mobile home or] travel trailer, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the [mobile home or] travel trailer, and the name of the owner or reputed owner, if such is known. Thereafter, the sheriff may without further demand or notice, distraint the [mobile home or] travel trailer for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he shall determine that it is reasonably impracticable to take manual possession of the [mobile home or] travel trailer, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained such [mobile home or] travel trailer, describing it and giving the name of the owner or reputed owner, if such is known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale, as hereinafter provided, shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency herein provided to the legal owner recorded with the director pursuant to chapter 46.12.

Sec. 17. Section 82.50.140, chapter 15, Laws of 1961 as amended by section 55, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.140 are each amended to read as follows:

If the tax is not paid forthwith after distraint, the sheriff shall advertise the sale of the [mobile home or] travel trailer by posting written notices in three public places in the county in which the [mobile home or] travel trailer is located, one of which shall be at the county court house of such county, and by posting a written notice on the [mobile home or] travel trailer in a conspicuous place, if he has not taken manual possession of it. Such notices shall state the time when and the place where the [mobile home or] travel trailer will be sold. He shall tax the same fees for making the distraint and sale of the [mobile home or] travel trailer for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the [mobile home or] travel trailer is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for such sale, which shall be not less than ten days after the distraint and taking of such [mobile home or] travel trailer and posting of the notices, the sheriff shall proceed to sell the [mobile home or] travel trailer at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any overplus of money arising from the sale, he shall pay such overplus to the owner of the [mobile home or] travel trailer so sold or to his legal representative, who shall be deemed to be the county treasurer in the event the owner or other legal representative cannot be determined or found.

Sec. 18. Section 82.50.160, chapter 15, Laws of 1961 as amended by section 1, chapter 274, Laws of 1969 ex. sess. and RCW 82.50.160 are each amended to read as follows:

The county auditor shall regularly, when remitting motor vehicle excise taxes, pay to the state treasurer the excise taxes collected under this chapter. The treasurer shall then distribute such funds quarterly on the first day of the month of January, April, July and October of each year in the following amount: Twenty percent to cities and towns for the use thereof apportioned ratably among such cities and towns on the basis of population; twenty percent to counties for the use thereof to be apportioned ratably among such counties on the basis of moneys collected in such counties from the excise taxes imposed under this chapter; and sixty percent for schools to be distributed by the superintendent of public instruction and apportioned ratably among such school districts on the basis of moneys collected in such districts from the excise taxes imposed under this chapter. [No portion of the funds distributed to school districts under this section shall be considered available revenues of the school district in computing state equalization support under RCW 28.41.130]: *PROVIDED, That the effective date of this section, as amended, shall be July 1, 1971.*

Sec. 19. Section 82.50.180, chapter 15, Laws of 1961 as amended by section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180 are each amended to read as follows:

The following [mobile homes or] travel trailers are specifically exempted from the operation of this chapter:

(1) Any unoccupied [mobile home or] travel trailer when it is part of an inventory of [mobile homes or] travel trailers held for sale by a manufacturer or dealer in the course of his business.

(2) A [mobile home or] travel trailer owned by any government or political subdivision thereof.

(3) A [mobile home or] travel trailer owned by a nonresident and currently licensed in another state, unless such [mobile home or] travel trailer shall remain in this state for a period of ninety days or more during the calendar year.

(4) [Mobile homes or] Travel trailers eligible to be used under a set of dealer's license plates, and taxed under RCW 82.44.030 while so eligible.

(5) A mobile home which has substantially lost its identity as a mobile unit by virtue of being permanently fixed in location upon land owned by the owner of the mobile home and placed on a permanent foundation, subsequent to the removal of the hitch, wheels and axles of said unit, and with fixed pipe connections with sewer, water or other utilities.

Following the permanent placement of said mobile home as provided herein, and upon the request of the owner, made to the county assessor, the assessor shall confirm compliance with the conditions of this subsection and if the unit so qualifies, the unit will be entered on the real property tax rolls of the involved county, and said unit shall be exempted from the provisions of this chapter from and after the date it is assessed as a part of the real property.]

Sec. 20. Section 82.50.190, chapter 15, Laws of 1961 as last amended by section 1, chapter 225, Laws of 1969 ex. sess. and RCW 82.50.190 are each amended to read as follows:

No mobile home or travel trailer which is a part of the inventory of mobile homes or travel trailers held for sale by a dealer in the course of his business and no [mobile home or] travel trailer with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation.

Sec. 21. Section 82.50.200, chapter 15, Laws of 1961 as amended by section 58, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.200 are each amended to read as follows:

[Mobile homes or] Travel trailers taxed and licensed under the provisions of this chapter shall be entitled to the use of the public streets and highways subject to the provisions of the motor vehicle laws of this state except as herein otherwise provided.

Sec. 22. Section 84.04.090, chapter 15, Laws of 1961 and RCW 84.04.090 are each amended to read as follows:

The term 'real property' for the purposes of taxation shall be held and construed to mean and include the land itself, whether laid out in town lots or otherwise, and all buildings, structures or improvements or other fixtures of whatsoever kind thereon, except improvements upon lands the fee of which is still vested in the United States, or in the state of Washington, and all rights and privileges thereto belonging or in any wise appertaining, except leases of real property and leasehold interests therein for a term less than the life of the holder; and all substances in and under the same; all standing timber growing thereon, except standing timber owned separately from the ownership of the land upon which the same may stand or be growing; and all property which the law defines or the courts may interpret, declare and hold to be real property under the letter, spirit, intent and meaning of the law for the purposes of taxation. *Except for the purposes of chapters 84.56 and 84.60 RCW, the term real property shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being permanently fixed in location upon land owned or leased by the owner of the mobile home and placed on a permanent foundation with fixed pipe connections with sewer, water, or other utilities.*

Sec. 23. Section 84.36.110, chapter 15, Laws of 1961 and RCW 84.36.110 are each amended to read as follows:

The following property shall be exempt from taxation:

(1) All household goods and furnishings in actual use by the owner thereof in equipping and outfitting his or her residence or place of abode and not for sale or commercial use, and all personal effects held by any person for his or her exclusive use and benefit and not for sale or commercial use.

(2) The personal property, other than specified in subdivision (1) hereof, of each head of a family liable to assessment and taxation of which such individual is the actual and bona fide owner to an amount of three hundred dollars of actual values: PROVIDED, That this exemption shall not apply to any private motor vehicle, or *mobile home*, and: PROVIDED, FURTHER, That if the county assessor is satisfied that all of the personal property of any person is exempt from taxation under the provisions of this statute or any other statute providing exemptions for personal property, no listing of such property shall be required; but if the personal property described in subdivision (2) of this section exceeds in value the amount allowed as exempt, then a complete list of said personal property shall be made as provided by law, and the county assessor shall deduct the amount of the exemption authorized by this subdivision from the total amount of the assessment and assess the remainder.

Sec. 24. Section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120 are each amended to read as follows:

For the purposes of RCW 84.36.110 'head of a family' shall be construed to include a widow, any person receiving an old age pension under the laws of this state and any citizen of the United States, over the age of sixty-five years, who has resided in the state of Washington continuously for ten years.

'Personal effects' shall be construed to mean and include such tangible property as usually and ordinarily attends the person such as wearing apparel, jewelry, toilet articles and the like.

'Private motor vehicle' shall be construed to mean and include all motor vehicles used for the convenience or pleasure of the owner and carrying a licensing classification other than motor vehicle for hire, auto stage, auto stage trailer, motor truck, motor truck trailer or dealers' licenses.

*'Mobile home' shall be construed to mean and include all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than thirty-five feet in length or more than eight feet in width.*

NEW SECTION. Sec. 25. There is added to chapter 46.01 RCW a new section to read as follows:

In addition to all other powers and duties, the director of motor vehicles shall design and adopt an identification tag to be used by mobile home owners in lieu of the vehicle license and vehicle license number plate requirements of this state. The director shall have the power to adopt such rules and regulations pertaining to mobile homes as the director deems necessary.

NEW SECTION. Sec. 26. There is added to chapter 46.12 RCW a new section to read as follows:

When the ownership of a mobile home is transferred and the new owner thereof applies for a new certificate of ownership for such mobile home, the director of motor vehicles or his agents, including county auditors, shall notify the county assessor of the county where such mobile home is located of the change in ownership including the name and address of the new owner and the name of the former owner.

NEW SECTION. Sec. 27. There is added to chapter 46.12 RCW a new section to read as follows:

The provisions of chapter 46.12 RCW insofar as they are not inconsistent with the provisions of this 1971 amendatory act shall apply to mobile homes regulated by this 1971 amendatory act: PROVIDED, That RCW 46.12.080, 46.12.090, and 46.12.250 through 46.12.270 shall not apply to mobile homes. In addition, the director of motor vehicles shall have the power to adopt such rules and regulations as he deems necessary to implement the provisions of chapter 46.12 RCW as they relate to mobile homes.

NEW SECTION. Sec. 28. There is added to chapter 46.16 RCW a new section to read as follows:

Vehicle licenses and vehicle license number plates shall not be required for mobile homes and need not be displayed thereon. In lieu of vehicle licenses and vehicle license number plates, the director or his agents, including county auditors, shall issue mobile home identification tags for each calendar year. Such tags shall be issued beginning on the first day of the current licensing period or on the date the mobile home is first purchased or brought into this state and shall be used and displayed from the date of issue or from the thirty-fifth day after the expiration of the preceding motor vehicle licensing period or from the thirtieth day after the mobile home is first purchased or brought into this state whichever date is the latest.

The mobile home identification tag shall be displayed in a conspicuous manner on the mobile home identified by such tag. It shall be unlawful to display on any mobile home, mobile home identification tags other than those furnished by the director or his agents, including county auditors, for such mobile home or to display upon any mobile home any mobile home identification tag which has been in any manner changed, altered, disfigured, or has become illegible.

The director may, in his discretion and under such rules and regulations as he may prescribe, adopt a type of mobile home identification tag whereby the same shall be used as

long as legible on the mobile home for which issued, with provision for tabs or emblems to be attached thereto or elsewhere on the mobile home to signify renewals, in which event the term 'mobile home identification tag' as used in any enactment shall be deemed to include in addition to such tag, the tab or emblem signifying renewal except when such tag contains the designation of the current year without reference to any tab or emblem. Renewals shall be effected by the issuance and display of such tab or emblem.

**NEW SECTION.** Sec. 29. There is added to chapter 46.16 RCW a new section to read as follows:

Application for original mobile home identification tag shall be made on a form designed and furnished for the purpose by the director. Such application shall be made by the owner of the mobile home or his duly authorized agent over the signature of such owner or agent and he shall certify that the statements therein are true to the best of his knowledge.

There shall be paid for the issuance of the mobile home identification tag a fee of nine dollars and forty cents which shall be collected by the director or his agents, including county auditors, one-half of which shall be credited to the payment of property taxes due, if any, on such mobile home at that time.

Annually the director shall include the applicable assessed valuation of a mobile home on the application form for a mobile home identification tag together with a notation of the mobile home identification tag fee which shall be transmitted to the county treasurer. The county treasurer shall multiply the applicable assessed valuation by the total applicable millage and determine the property taxes due and payable. The county treasurer shall mail the completed application form showing the property taxes due and payable and the identification tag fee due to the applicant. After payment or legal provision for payment is made, the director or his agents, including county auditors, shall issue the mobile home identification tag and a receipt showing that the fee therefor has been paid and also shall issue a receipt for the property taxes paid.

When the applicant makes an original application for a mobile home identification tag after the close of the thirty-five day registration period as set forth in section 28 of this 1971 amendatory act, the county treasurer shall prorate the amount of property tax for the following year's collection on a monthly basis.

**NEW SECTION.** Sec. 30. There is added to chapter 46.16 RCW a new section to read as follows:

Upon receipt by agents of the director, including county auditors, of original applications for mobile home identification tags accompanied by the proper fees and taxes as provided for in section 29 of this 1971 amendatory act, such agents shall, if the applications are in proper form and accompanied by such information as may be required by the director, immediately forward them, together with the identification tag fees, to the director.

**NEW SECTION.** Sec. 31. There is added to chapter 46.16 RCW a new section to read as follows:

(1) Upon receipt of the application and identification tag fee for an original mobile home identification tag, the director shall make a recheck of the application and in the event there is error in the application it may be returned to the county auditor or other agent to effectively secure the correction of such error, who shall return the same corrected to the director.

(2) Application for the renewal of a mobile home identification tag shall be made to the director or his agents, including county auditors, by the owner of a mobile home on a form prescribed by the director. The application must be accompanied by proof of ownership deemed sufficient by the director unless the applicant submits a preprinted application mailed from Olympia and the payment of fees and taxes as may be required by law. Such application shall be handled in the same manner and the fees and taxes transmitted in the same manner as in the case of an original application. Any such application which upon validation becomes a renewal certificate need not have entered on it the name of the lienholder, if any, of the mobile home concerned.

(3) Persons expecting to be out of the state during the period from January first through February first may, not earlier than December first but prior to January first, secure renewal of a mobile home identification tag and have such tag preissued by making application to the director or his agents, including county auditors, upon forms prescribed by the director. The application must be accompanied by proof of ownership deemed sufficient by the director and be accompanied by the payment of such fees as may be required by law including a special handling fee of one dollar, fifty cents to be retained by the issuing agency and fifty cents to be deposited in the highway safety fund and property tax as may be required by law.

**NEW SECTION.** Sec. 32. There is added to chapter 46.16 RCW a new section to read as follows:

After receipt of payment of property taxes under the provisions of this 1971 amendatory act, the director or his agents, including county auditors, shall transmit such taxes to the county treasurer who shall receive and collect such taxes as required of county treasurers under the provisions of Title 84 RCW.

**NEW SECTION.** Sec. 33. The director of highways shall require every person except a dealer using dealer license plates or a transporter using transporter license number plates moving a mobile home on the public roads and highways of this state to obtain a mobile home movement permit as provided in section 34 of this 1971 amendatory act and pay the

fee therefor. The director of highways shall issue a copy of such permit to the assessor of the county where such mobile home was located and to the assessor of the county where such mobile home will be located: PROVIDED, That when a mobile home is to enter this state, a copy of such permit shall only be sent to the assessor of the county where such mobile home will be located and when a mobile home is to leave this state, a copy of such permit shall only be sent to the assessor of the county where such mobile home was located.

**NEW SECTION. Sec. 34.** When any mobile home as defined in RCW 82.50.010 except those displaying dealer license plates or transporter license number plates is to be moved upon the public highways of this state from one point to another, the department of highways may issue a special mobile home movement permit therefor upon an application presented to it in such form as approved by the director of the department of highways and upon payment therefor of a fee of five dollars. Such permit shall be for one transit only between the points of origin and destination as set forth in the application: PROVIDED, That no special mobile home movement permit shall be issued for movement of a mobile home unless the applicant therefor can prove to the satisfaction of the director of highways that all taxes and fees have been paid on such mobile home. All mobile home movement permit fees received by the director of highways under the provisions of this section shall be forwarded to the state treasurer, accompanied by a proper identifying detailed report and be by him credited to the motor vehicle fund.

**NEW SECTION. Sec. 35.** Any person who shall move a mobile home on the public roads and highways of this state when such mobile home does not have a mobile home movement permit obtained as required by section 34 of this 1971 amendatory act shall be guilty of a misdemeanor: PROVIDED, That such person shall be relieved of such criminal liability if such mobile home displays dealer license plates or transporter license number plates and if within ten days of moving a mobile home, the person notifies the director of the department of highways of the origin and destination of the mobile home.

**NEW SECTION. Sec. 36.** There is added to chapter 46.70 RCW a new section to read as follows:

The provisions of chapter 46.70 RCW shall apply to the distribution and sale of mobile homes and to mobile home dealers, salesmen, distributors, manufacturers, factory representatives, or other persons engaged in such distribution and sale to the same extent as for motor vehicles.

**NEW SECTION. Sec. 37.** There is added to chapter 82.50 RCW a new section to read as follows:

The provisions of chapter 82.50 RCW shall remain applicable to mobile homes through December 31, 1972. All mobile homes subject to the property tax shall be listed and assessed for the first time on January 1, 1972 and such tax shall be paid during 1973 in accordance with the laws of this state.

**NEW SECTION. Sec. 38.** There is added to chapter 84.40 RCW a new section to read as follows:

The director of revenue shall prepare a schedule of the value of mobile homes for property tax purposes. A copy of such schedule shall be sent to all county assessors and to the director of the department of motor vehicles.

**NEW SECTION. Sec. 39.** There is added to chapter 84.40 RCW a new section to read as follows:

Every person who wilfully avoids the payment of property taxes on mobile homes subject to such tax under the laws of this state shall be guilty of a misdemeanor.

**NEW SECTION. Sec. 40.** Section 28, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.185 are each repealed.”

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Bledsoe moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 69.

Representatives Barden and Haussler spoke against the motion.

Mr. King demanded an electric roll call, and the demand was sustained.

Representatives Flanagan and Newhouse spoke in favor of the motion to concur in the Senate amendments, and Representatives Brouillet, Sawyer and Hoggins spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 69, and the motion was lost by the following vote: Yeas, 26; nays, 69; absent or not voting, 4.

Voting yea: Representatives Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Flanagan, Gilleland, Harris, Hatfield, Jones, Kopet, Kuehnl, Moon, Morrison, Newhouse, Pardini, Rabel, Randall, Ross, Shera, Spanton, Wolf, Mr. Speaker—26.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman—69.

Absent or not voting: Representatives Johnson, Julin, Polk, Wanamaker—4.

The Speaker stated that the effect of the failure of the motion was that the House refused to concur in the Senate amendments to Engrossed Substitute House Bill No. 69 and asked the Senate to recede therefrom.

### SENATE AMENDMENTS TO HOUSE BILL

April 29, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 1034 with the following amendments:

On page 5, section 3, line 22 after "writing" and before the comma insert "*PROVIDED, That if the extreme fire hazard existed at the time of passage of this act there will be a thirty-day notice in writing*"

On page 10 after "authorized" strike "*at the then current rate of interest*" and insert "*within the provisions of RCW 43.84.110*"

On page 10, section 7, line 2 strike "*state treasurer*" and insert "*finance committee*"

On page 10, section 8, line 16 after "recovered" insert a period and strike the remainder of line 16 and all of lines 17 and 18.

On page 11, section 8, line 19 after "34.04 RCW" strike the balance of the section.

On page 15, line 29, insert as section 14 the following and renumber the remaining sections consecutively.

"Sec. 14. Section 2, chapter 105, Laws of 1917 as last amended by section 1, chapter 123, Laws of 1959 and RCW 76.04.360 are each amended to read as follows:

If any owner of forest land neglects or fails to provide adequate fire protection therefor as required by RCW 76.04.350, the administrator of the department of natural resources, through the supervisor of natural resources, shall provide such protection therefor at a cost to the owner of not to exceed [nine] *eighteen* cents an acre per year on lands west of the summit of the Cascade mountains and [seven] *fourteen* cents an acre per year on lands east of the summit of the Cascade mountains [and for that purpose]. *For the purpose of this act, the supervisor* may divide the forest lands of the state, or any part thereof, into districts, for patrol and assessment purposes, may classify lands according to the character of timber prevailing, and the fire hazard existing, and place unprotected lands under the administration of the proper district. Such cost must be justified by a showing of budgets on demand of twenty-five owners of forest land in the county concerned at public hearing. Any amounts paid or contracted to be paid by the supervisor of natural resources for this purpose from any funds at his disposal shall be a lien upon the property patrolled and protected, and unless reimbursed by the owner within ten days after October 1st of the year in which they were incurred, on which date the supervisor of natural resources shall be prepared to make statement thereof upon request to any forest owner whose own protection has not been previously approved by him as adequate, shall be reported by the supervisor of natural resources to the assessor of the county in which the property is situated who shall extend the amounts upon the tax rolls covering the property, or the county assessor may upon authorization from the supervisor of natural resources levy the forest patrol assessment against the amounts of unimproved land as shown in each ownership on the county assessor's records and the assessor may then segregate on his records to provide that the improved land and improvements thereon carry the millage levy designed to support the rural fire protection districts as provided for in chapter 52.04.

The amounts assessed shall be collected at the time, in the same manner, by the same procedure, and with the same penalties attached that the next general state and county taxes on the same property are collected, except that errors in assessment may be corrected at any time by the supervisor of natural resources certifying them to the treasurer of the county in which the land involved is situated. Upon the collection of such assessments the county treasurer shall transmit them to the supervisor of natural resources to be applied against expenses incurred in carrying out the provisions of this section.

The supervisor of natural resources shall include in the assessment a sum not to exceed one-half of one cent per acre, to cover the necessary and reasonable cost of office and clerical work incurred in the enforcement of these provisions. He may also expend any sums collected from owners of forest lands or received from any other source for necessary office and clerical expense in connection with the enforcement of RCW 76.04.370.

When land against which fire patrol assessments are outstanding is acquired for delinquent taxes and sold at public auction, the state shall have a prior lien on the proceeds

of sale over and above the amount necessary to satisfy the county's delinquent tax judgment, and the county treasurer in case the proceeds of sale exceed the amount of the delinquent tax judgment shall forthwith remit to the supervisor of natural resources the amount of the outstanding patrol assessments.

The supervisor of natural resources shall furnish a good and sufficient surety company bond running to the state, in a sum as great as the probable amount of money annually coming into his hands under the provisions of this chapter, conditioned for the faithful performance of his duties and for a faithful accounting for all sums received and expended thereunder, which bond shall be approved by the attorney general."

On page 1, line 18 of the title after "76.04.180;" insert "amending section 2, chapter 105, Laws of 1917 as last amended by section 1, chapter 123, Laws of 1959 and RCW 76.04.360;"

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Charette moved that the House do not concur in the Senate amendments to House Bill No. 1034 and that the Senate be asked to recede therefrom.

Representatives Charette and Newhouse spoke in favor of the motion.

The motion was carried.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 4, 1971.

HOUSE BILL NO. 1122, authorizing the transfer of funds from the state trade fair fund to the general fund, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, Moon, Paris.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 64, establishing procedures for issuance of occupational drivers' license, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 11 of the engrossed bill after "mandatory" strike "including suspensions or revocations pursuant to RCW 46.20.308" thus striking the Senate amendment

On page 1, section 1, line 22 of the engrossed bill after "mandatory" strike "or has not had his driver's license suspended or revoked pursuant to RCW 46.20.308" thus striking the Senate amendment

On page 3 after section 2 insert two new sections as follows:

"Sec. 3. Section 13, chapter 169, Laws of 1963 and RCW 46.29.130 are hereby amended to read as follows:

A person shall be relieved from the requirement for deposit of security in respect to a claim for injury or damage arising out of the accident (1) in the event such person has been finally adjudicated not to be liable in respect to such claim, or (2) in the event the department shall determine, based upon the report of any investigating police officer at said accident and affidavits submitted by such person or by any other person, that there is no reasonable possibility that said person shall be adjudicated liable in respect to said claim: PROVIDED, That notice be given to the person or persons for whose benefit the deposit of security is required and such person or persons be afforded an opportunity to present affidavits: PROVIDED, FURTHER, That the determination of the department shall not be admissible in evidence in any case where the issue of liability is involved.

NEW SECTION. Sec. 4. The following is added to chapter 46.20 RCW:

In any case where a person has had his license suspended or revoked for refusal to submit to a chemical test under the provisions of RCW 46.20.308, the suspension or revocation shall be terminated and the person's driving privilege restored upon a finding by a court of competent jurisdiction that said person is not guilty of an offense under RCW 46.61.505."

On page 1, line 4 of the title after "46.20.390" insert "amending section 13, chapter 169, Laws of 1963 and RCW 46.29.130; and adding a new section to chapter 46.20 RCW"

Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Knowles, Marsh, Rosellini.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 89, requiring second hand dealers to fence or hedge certain parts of their premises, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 2, line 15 after "therein," strike "This wall or fence shall be painted or stained a neutral shade which shall blend with the surrounding premises, and such" and insert "Such"

Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Hatfield, Pardini, Polk, Wojahn.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

ENGROSSED SENATE BILL NO. 104, implementing law relating to school holidays, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Charette, Lysen, McDermott, Randall, Savage, Smythe.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

SUBSTITUTE SENATE BILL NO. 226, requiring the state to pay certain costs incurred in the condemnation of real estate for highway purposes, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 6 to 8 after "classification,]" strike everything and insert "The costs of [such special] any jury or court for the trial of [such] state condemnation cases [only] shall be borne by the state."

On page 2 after line 8 insert a new section as follows:

"Sec. 2. Section 3, chapter 137, Laws of 1967 ex. sess. as amended by section 3, chapter 39, Laws of 1971 ex. sess. and RCW 8.25.070 are each amended to read as follows:

(1) Except as otherwise provided in subsection (3) of this section, if a trial is held for the fixing of the amount of compensation to be awarded to the owner or party having an interest in the property being condemned, the court shall award the condemnee reasonable attorney's fees and reasonable expert witness fees in the event of the following:

(a) If condemnor fails to make any written offer in settlement to condemnee at least thirty days prior to commencement of said trial; or

(b) If the judgment awarded as a result of the trial exceeds by ten percent or more the highest written offer in settlement submitted to those condemnees appearing in the action by condemnor at least thirty days prior to commencement of said trial; or

(c) *If, in the opinion of the trial court, condemnor has shown bad faith in its dealings with condemnee relative to the property condemned.*

(2) The attorney general or other attorney representing a condemnor in effecting a settlement of an eminent domain proceeding may allow to the condemnee reasonable attorney fees: *PROVIDED, That said attorney's fee shall be approved by the superior court of the county in which the real property is located.*

(3) Reasonable attorney fees and reasonable expert witness fees authorized by this section shall be awarded only if the condemnee stipulates, if requested to do so in writing by the condemnor, to an order of immediate possession and use of the property being condemned within thirty days after receipt of the written request, or within fifteen days after the entry of an order adjudicating public use whichever is later and thereafter delivers possession of the property to the condemnor upon the deposit in court of a warrant sufficient to pay the amount offered as provided by law. In the event, however, the condemnor does not request the condemnee to stipulate to an order of immediate possession and use prior to trial, the condemnee shall be entitled to an award of reasonable attorney fees and reasonable expert witness fees as authorized by subsections (1) and (2) of this section.

(4) Reasonable attorney fees as authorized in this section shall not exceed the greater of (1) the general trial rate, per day for actual trial time and the general hourly rate for preparation as provided in the minimum bar fee schedule of the county or judicial district in which the proceeding was instituted, or if no minimum bar fee schedule has been adopted in the county, then the trial and hourly rates as provided in the minimum bar fee schedule customarily used in such county, or (2) an amount based upon the difference between the judgment finally awarded and the highest written offer, computed as follows: *On the first ten thousand dollars in difference, an amount equal to one-third; on the next forty thousand dollars in difference, an amount equal to one-fifth; on the amount of difference exceeding fifty thousand dollars, an amount equal to one-tenth.* Not later than July 1, 1971, the administrator for the courts shall adopt a rule establishing standards for verifying fees authorized by this section. Reasonable expert witness fees as authorized in this section shall not exceed the customary rates obtaining in the county by the hour for investigation and research and by the day or half day for trial attendance: *PROVIDED, HOWEVER, That in the event the condemning agency abandons the condemnation proceedings, the limitations upon reasonable attorneys fees set forth herein shall not apply.*

(5) In no event may any offer in settlement be referred to or used during the trial for any purpose in determining the amount of compensation to be paid for the property.

(6) *In any case where the court finds that the condemning authority acted in bad faith in condemning the property or in making an unreasonably low offer, the court may grant an additional award to the condemnee as punitive damages not to exceed ten percent of the condemnation award.*"

Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Knowles, Marsh, Rosellini, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 428, enacting a "Model Litter Control Act", reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 6, section 10, line 7 after "Sec. 10," strike the balance of the section and insert "The department may design and produce a litter bag bearing the state-wide anti-litter symbol and a statement of the penalties prescribed herein for littering in this state. As soon as possible after the effective date of this 1971 amendatory act, such litter bags may be distributed by the department of motor vehicles at no charge to the owner of every licensed vehicle in this state at the time and place of license renewal. The department of ecology may make such litter bags available to the owners of watercraft in this state and may also provide such litter bags at no charge at points of entry into this state and at visitor centers to the operators of incoming vehicles and watercraft. The owner of any vehicle or watercraft who fails to keep and use a litter bag in his vehicle or watercraft shall be guilty of a violation of this section and shall be subject to a fine as provided in this 1971 amendatory act."

Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Hatfield, Pardini, Polk, Wojahn.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 441, making it a crime to interfere with any court, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On pages 1 and 2 of both the printed and engrossed bills, strike section 1 and insert a new section as follows:

"Section 1. Section 1, chapter 172, Laws of 1935 as amended by section 1, chapter 124, Laws of 1961 and RCW 9.41.010 are each amended to read as follows:

'Short firearm' or 'pistol' as used in RCW 9.41.010 through 9.41.160 means any firearm with a barrel less than twelve inches in length.

'Crime of violence' as used in RCW 9.41.010 through 9.41.160 means any of the following crimes or an attempt to commit any of the same: Murder, manslaughter, rape, riot, mayhem, first degree assault, *second degree assault*, robbery, burglary and kidnapping."

On page 2, section 2, lines 22 and 23 of both the engrossed and printed bills after "a" on line 22 strike everything through "violence," on line 23 and insert "crime of violence"

On page 8, section 14, line 17 of both the engrossed and printed bills after "involving" strike "sexual misbehavior."

On page 10 after line 13 of the engrossed bill, being line 14 of the printed bill, insert two new sections as follows:

"NEW SECTION. Sec. 17. There is added to chapter 27, Laws of 1959 and to chapter 69.33 RCW a new section to read as follows:

The sheriff of each county and the chief of police of any city or town may submit the names of not more than three of their deputies or officers of their departments to the chief of the state patrol to serve as special narcotics and dangerous drug agents of the Washington state patrol. Such agents shall have state-wide jurisdiction to investigate any suspected violation of the provisions of chapter 69.33 RCW and 69.40 RCW if such suspected violation is believed to have occurred in whole or in part within their local jurisdiction.

Whenever such agents travel outside their local jurisdiction to investigate a possible violation of chapters 69.33 or 69.40 RCW such agents shall register with the sheriff of the county and if operating within a town or city, with the chief of police of such town or city before such agents may engage in any enforcement activities therein. Any such agent shall have power to arrest in all jurisdictions in which he is registered: PROVIDED, That such arrest power shall be limited to arrests for violations of chapter 69.33 and 69.40 RCW.

For purposes of this section such agents will be considered to be acting in behalf of their local law enforcement agency, shall continue on the staff of such agency with all rights and benefits, and shall not be deemed to be officers or employees of the Washington state patrol.

NEW SECTION. Sec. 18. There is added to chapter 9.91 RCW a new section to read as follows:

(1) It shall be unlawful for any person, firm or corporation engaged in the business of buying or otherwise obtaining new, used or secondhand metals to purchase or otherwise obtain such metals unless a permanent record of the purchase of such metals is maintained: PROVIDED, That no such record need be kept of purchases made by or from a manufacturer, remanufacturer or distributor appointed by a manufacturer of such metals.

For the purpose of this section the term 'metals' shall mean copper, copper wire,

copper cable, copper pipe, copper sheets and tubing, copper bus, aluminum wire, brass pipe, lead, electrolytic nickel and zinc.

(2) The permanent record required by subsection (1) of this section shall contain the following:

- (a) a general description of all property purchased;
- (b) the type and quantity or weight;
- (c) the name, address, driver's license number, and signature of the seller or the person making delivery; and,
- (d) a description of any motor vehicle and the license number thereof used in the delivery of such metals.

The information so recorded shall be retained by the purchaser for a period of not less than one year.

(3) Any violation of this section is punishable, upon conviction, by a fine of not more than five hundred dollars or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment."

Renumber the remaining sections consecutively.

On page 1, lines 1 through 3 of the title after "section" on line 1, strike everything through "9.41.040" on line 3 and insert "1, chapter 172, Laws of 1935 as amended by section 1, chapter 124, Laws of 1961 and RCW 9.41.010"

On page 1, line 23 of the title after "creating" strike "a new section" and insert "new sections"

Signed by Representatives Julin, Chairman, Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Shinpoch.

Passed to Committee on Rules and Administration for second reading.

#### MESSAGES FROM THE SENATE

May 4, 1971.

Mr. Speaker: The Senate refuses to recede from its amendment to HOUSE BILL NO. 200, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Talley, Lewis and Mardesich.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House granted the request of the Senate for a conference on House Bill No. 200.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Cunningham, Martinis and Paris as members of the Conference Committee on House Bill No. 200.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 903, by Senators Peterson (Lowell) and Peterson (Ted):

Permitting a five percent differential on Washington produced fish feed.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 15 of the engrossed bill, being the last line of the Senate amendment after "preference." insert "The provisions of this act shall no longer be effective as of June 30, 1973."

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

Engrossed Senate Bill No. 903 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE JOINT RESOLUTION NO. 22, by Senators Greive, Knoblauch, Talley, Lewis, Keefe, Sandison, Ridder, McCutcheon, Fleming, Connor,

Peterson (Lowell), Peterson (Ted), Gardner, Francis, Herr, Day, Odegaard, Washington and Cooney (by Executive and Legislative Council request):

Providing a constitutional amendment concerning loaning the credit of the state.

Committee recommendation: Majority, do pass as amended.

(For Amendment see Journal of April 24, 1971, Forty-fourth Day, Ex. Sess.)

The resolution was read the second time.

Mr. Bluechel moved adoption of the committee amendment.

Representatives Bluechel and Perry spoke in favor of the amendment.

The committee amendment was adopted.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Joint Resolution No. 22 as amended by the House was placed on final passage.

Representatives Bledsoe and Ceccarelli spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mrs. Hurley.

Mrs. Hurley: "Representative Bluechel, when we are talking about the credit of the state, isn't this the same thing as talking about the taxing power of the state? And if this is so, then wouldn't it be possible that a person's home or business or purchases or anything like this would possibly be taxed in order to provide money to lend to the individuals and corporations and things like this for a public purpose?"

Mr. Bluechel: "No, Mrs. Hurley, this is not quite correct. The credit of the state is not quite the same as the taxing power of the state. What the credit of the state would be used for would be jointly with banking institutions to provide loans or guarantees to industrial concerns with which to start or expand their business. This does not have any direct relationship to the taxing powers. What we are basing this on is the arithmetical means of the general fund of the last three bienniums, and taking five percent of that—allowing us a total amount under the guarantee section of this constitutional amendment of \$75 million. Now the \$75 million is in direct proportion to the amount of money that is flowing through the general fund, but it has nothing to do with the taxing power of the state. There is no attempt under this particular constitutional amendment to tax people to provide money for this sort of thing. You are in error on that particular subject."

Mrs. Hurley: "That was just a question. What is the source of the credit of the state then?"

Mr. Bluechel: "The source—the ultimate source, of course, is the moneys that are collected from all areas of the state government through its taxing powers, but it is difficult to equate this with the lending of the credit of the state in the way in which you are attempting to do."

Mrs. Hurley spoke against passage of Engrossed Senate Joint Resolution No. 22 as amended by the House.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Barden.

Mr. Barden: "Representative Bluechel, is there anything in this measure that would preclude the state from making direct grants or loans to private individuals or corporations for any purpose whatsoever?"

Mr. Bluechel: "This is the enabling act, and the statutory requirements are not written in this particular section. I couldn't answer that question without the statutory requirements. What this does is enable the state to lend its credit, and the credit has been defined in the bill (and let me read you that one again) as a 'grant, loan or guarantee.' "

Representative Barden spoke against passage of Engrossed Senate Joint Resolution No. 22 as amended by the House, and Representatives O'Brien, Moon and Kraebel spoke in favor of it.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Bluechel, in your opinion, under existing law is it possible for the state to authorize a bond issue for the purpose of making loans to students

for tuition fees and submit it to the people and have it approved and thereby use that as the basis for making loans for the payment of tuition fees for students?"

Mr. Bluechel: "I'm not sure I can answer that question as I am not a lawyer, but I understand that in order to make a direct loan to a student, we would have to go before the courts, depending upon how that particular bond issue was issued, and have a court determination of whether we circumvented the clause in the Constitution that says the credit of the state presently cannot be loaned."

Mr. Flanagan: "Then what if we authorize the bond issue and submit it to the people for the purpose of making loans for resource development? Would that be within the present constitutional limits?"

Mr. Bluechel: "A classic case of this, Representative Flanagan, is when a court determination had to be made of constitutionality of the case where public and private power wanted to join together in a joint venture for the development of power plants and this issue was only decided by the courts after the law was passed. What this Senate Joint Resolution would do would be to clear up this situation so we in the legislature would know when we pass the law that it clearly would do this or that."

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 22 as amended by the House, and the resolution failed to pass the House by the following vote: Yeas, 56; nays, 40; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Cunningham, Curtis, Douthwaite, Gallagher, Haussler, Hubbard, Jastad, Jones, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Rabel, Rosellini, Ross, Sawyer, Shera, Smith, Smythe, Thompson, Williams, Zimmerman, Mr. Speaker—56.

Voting nay: Representatives Amen, Barden, Bauer, Benitz, Bradley, Charnley, Conway, Copeland, Costanti, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hurley, Juelling, Kilbury, King, Kuehnle, Luders, Lysen, Marsh, Marzano, Morrison, Pardini, Polk, Randall, Savage, Schumaker, Shipoch, Spanton, Van Dyk, Wojahn, Wolf—40.

Absent or not voting: Representatives Johnson, Julin, Wanamaker—3.

Engrossed Senate Joint Resolution No. 22 as amended by the House, having failed to receive the constitutional majority, was declared lost.

### MOTION FOR RECONSIDERATION

Mr. Hoggins, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed Senate Joint Resolution No. 22 as amended by the House failed to pass the House.

Mr. Perry spoke in favor of the motion.

### POINT OF ORDER

Mr. Charnley: "I beg your pardon, Mr. Speaker, but I question if Mr. Perry is speaking to the motion to reconsider."

The Speaker: "I believe we need to give considerable latitude in explaining why the House should be asked to reconsider the vote."

Representatives Perry and Bledsoe spoke in favor of the motion to reconsider.

### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mrs. Hurley.

Mrs. Hurley: "Mr. Bluechel, I think probably my question might help some of the others determine whether they want to vote for reconsideration or not. On page 2 of our House amendment, line 7, it says: 'The provisions of Article XII, section 9 are hereby repealed.' I am sure that in the bill you intended to repeal the first provision which says the state shall not in any manner loan its credit. But there are two provisions—the other one goes on to say '... nor shall it subscribe to or be interested in the stock of any company,

association or corporation.' Now does this mean that we are going to go into this business of stocks?"

Mr. Bluechel: "No, Mrs. Hurley, it doesn't. But it is quite common as collateral to have stock pledged to the guarantor and this would not be possible if that section of the article as written were left in."

Representative Hurley spoke against the motion to reconsider and Representatives Bottiger and Backstrom spoke in favor of it.

The motion by Mr. Hoggins to reconsider the vote by which Engrossed Senate Joint Resolution No. 22 as amended by the House failed to pass the House was carried.

#### MOTION

On motion of Mr. Bledsoe, the House deferred reconsideration of Engrossed Senate Joint Resolution No. 22 as amended by the House and the resolution was placed at the top of tomorrow's third reading calendar.

HOUSE BILL NO. 550, by Representatives Newhouse, Haussler, Morrison, Amen, Benitz, Berentson, Bledsoe, Bozarth, Costanti, Curtis, Moon and Van Dyk:

Enacting the Washington State Agricultural Labor Relations Act.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of March 30, 1971, Nineteenth Day, Ex. Sess.)

The House resumed consideration of House Bill No. 550 on second reading. The Speaker stated that one committee amendment had been adopted previously.

(See Journal of April 1, 1971, Twenty-first Day, Ex. Sess.)

Mr. Newhouse moved that the other committee amendments not be adopted.

The motion was carried and the committee amendments were not adopted.

Mr. Newhouse moved adoption of the following amendment by Representatives Newhouse, Haussler and Morrison:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. Industrial strife can be avoided or substantially minimized if employers, employees, and labor organizations each recognize under law one another's legitimate rights in their relations with each other, and above all recognize under law that both parties have the duty to minimize to the best of their ability, the impact of labor disputes upon the public interest.

It is the purpose and policy of this act to prescribe the legitimate rights of both employees and employers in their relations, to provide orderly and peaceful procedures for preventing the interference by either with the legitimate rights of the other, to protect the rights of individual employees in their relations with labor organizations, to define and prescribe practices on the part of labor and management which are inimical to the general welfare, and to protect the rights of the public in connection with labor disputes.

The uninterrupted production, handling, and sale of agricultural commodities are essential to the public welfare. It is essential that agricultural employers, employees, and labor organizations each recognize one another's legitimate rights in their relations with each other and above all recognize, under law, that neither party has any right in its relations with any other to engage in acts or practices which jeopardize the public welfare.

NEW SECTION. Sec. 2. (1) 'Person' includes one or more individuals, labor organizations, partnerships, associations, corporations, legal representatives, trustees, trustees in bankruptcy, or receivers.

(2) 'Employer' includes any person who regularly employs one or more employees in agricultural work, and any person acting as an agent of an employer.

(3) 'Employee' includes any individual, employed by an employer as defined in subsection (2) of this section in agricultural work, as defined in section (3) (f) of the Federal Fair Labor Standards Act, and shall not be limited to the employees of a particular employer unless this act explicitly states otherwise. However, the term 'employee' shall not include any individual employed in the domestic service of any family or person at his home, or any individual employed by his parent or spouse, or independent contractors including those engaged in sharecrop operations, or confidential or clerical employees, guards, and supervisors, or any individual employed by any person who is not an employer as defined above in subsection (2) of this section.

(4) 'Representatives' includes any individual or labor organization.

(5) 'Labor organization' means any organization of any kind, or any agency or employee representation committee or plan in which employees or individuals employed by any person participate, and which exists for the purpose, in whole or in part, of dealing with

employers or persons concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work.

(6) 'Labor dispute' includes any controversy concerning terms, tenure, or conditions of employment, or concerning the association or representation of persons in negotiating, fixing, maintaining, changing, or seeking to arrange terms or conditions of employment, regardless of whether the disputants stand in the proximate relation of employer and employee.

(7) 'Supervisor' means any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay-off, recall, promote, discharge, assign, reward, or discipline other employees, or responsibly to direct them, or to adjust their grievances, or effectively to recommend such action, if in connection with the foregoing the exercise of such authority is not of merely routine or clerical nature, but requires the use of independent judgment.

(8) 'Board' means the 'Washington agricultural labor board' created in section 3 of this act.

(9) 'Department' means the state department of labor and industries.

(10) In determining whether any person is acting as an 'agent' of another person so as to make such other person responsible for his acts, the question of whether the specific acts performed were actually authorized or subsequently ratified shall not be controlling.

**NEW SECTION.** Sec. 3. (1) There is created a board to be known as the Washington agricultural labor board which shall be composed of three members, appointed by the governor. One of the members shall be appointed from a list of names submitted by the Washington state labor council, provided that said council has considered nominees submitted by other labor organizations. One shall be appointed from lists of names of management employed in or connected with the agricultural industry, the lists to be submitted by employers or other agricultural groups. Upon appointment the two members referred to above shall choose among themselves the third member who shall be representative of the public and chairman of the board. If they are unable within a reasonable period of time to agree upon the third member he shall be appointed by the governor from a list of names submitted by the Washington state bar association.

(2) The initial terms of office of the members of the board shall be four years for the labor representative, two years for the employer representative, and three years for the chairman. Thereafter, all terms shall be for a period of four years. Each member of the board shall be eligible for reappointment and shall hold office until his successor is appointed and qualified. In the event of vacancy, the governor shall within thirty days appoint a successor to fill the unexpired term of his predecessor. All appointments to the board shall be made in conformity with the foregoing plan.

(3) A vacancy in the board shall not impair the right of the remaining members to exercise all the powers of the board and two members of the board shall, at all times, constitute a quorum. The board may adopt an official seal and prescribe the purposes for which it shall be used.

(4) Each member of the board shall be paid fifty dollars for each day in which he has actually attended a meeting of the board officially held. The members of the board shall receive any number of daily payments for official meetings of the board actually attended.

(5) The reasonable and necessary traveling and other expenses of the board and employees thereof, while actually engaged in the performance of their duties, shall be paid from the state treasury, upon the warrant of the state treasurer, upon vouchers signed by the chairman, or any two members of the board.

(6) The board may employ, promote, and remove an executive secretary on a full time basis. The board may also employ, promote, and remove clerical employees and other employees as necessary.

(7) The principal office of the board shall be in the city of Olympia, but it may meet and exercise any or all of its powers at any other place within the state.

(8) The board and the department shall have the authority from time to time to make, amend, and rescind such rules and regulations as may be necessary to carry out the provisions of this act. Rule-making proceedings shall be conducted as prescribed by chapter 34.04 RCW, as is now or hereafter amended.

**NEW SECTION.** Sec. 4. Employees shall have the right to self-organization, to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and shall also have the right to refrain from any or all of such activities except to the extent that such right may be affected by an agreement requiring financial contributions to a labor organization as a condition of continued employment as authorized in section 6 (3) of this act.

**NEW SECTION.** Sec. 5. It shall be an unfair labor practice for an employer:

(1) To restrain or coerce employees in the exercise of the rights guaranteed in section 4 of this act.

(2) To dominate or interfere with the formation or administration of any labor organization or contribute financial or other support to it: PROVIDED, That subject to rules and regulations made and published by the board an employer shall not be prohibited from permitting employees to confer with him during working hours without loss of time or pay: PROVIDED FURTHER, That in determining whether a violation of this section has occurred, the same rules and regulations shall apply irrespective of whether or not the labor organization affected is affiliated with a labor organization national or international in scope.

(3) By discrimination in regard to hire or tenure of employment or any term or condition of employment to encourage or discourage membership in any labor organization which is in compliance with section 7 (13) of this act: PROVIDED, That an employer may enter into a written agreement with such a labor organization providing that after seven days employment, an employee (as defined in section 2 (3) of this act) shall make financial contributions toward the labor organization consisting of a sum not greater than the monthly dues of said labor organization and providing that an employer may terminate an employee upon request of the labor organization, if the employer has reasonable grounds for believing that said employee has not made or tendered said financial contributions: PROVIDED, FURTHER, That an employer shall not enter into an agreement to hire employees only through a hiring hall operated by a labor organization.

(4) To discharge or otherwise discriminate against an employee because he has filed charges or given testimony under this act.

(5) To refuse to bargain collectively with the representative of his employees provided that said representative is currently certified by the board pursuant to the provisions of section 9 of this act.

**NEW SECTION.** Sec. 6. It shall be an unfair labor practice for a labor organization or its agents:

(1) To restrain or coerce (including to fine or otherwise discipline) employees in the exercise of rights guaranteed in section 4 of this act: PROVIDED, That this subsection shall not impair the right of a labor organization to prescribe its own rules with respect to the acquisition or retention of membership therein.

(2) To cause or attempt to cause an employer to discriminate against employees in violation of section 6 (3) of this act, or to require of employees covered by an agreement authorized under section 6 (3) of this act the payment of a fee in an amount which the board finds excessive or discriminatory under all the circumstances. In making such a finding the board shall consider among other relevant factors the practices and customs of labor organizations in the particular industry, and the wages currently paid to the employees affected.

(3) (a) To restrain or coerce an employer in the selection of his representatives for the purposes of collective bargaining or the adjustment of grievances; or

(b) To refuse to bargain collectively with an employer, provided that it is the representative of his employees as provided in section 9 of this act; or

(c) To picket or engage in a strike or other concerted refusal to work without first conducting a secret ballot election in which a majority of employees in the bargaining unit vote to strike, or without first giving the notices or without complying with the time periods and procedure provided in section 10 of this act.

(4) To engage in mass picketing (substantially blocking the ingress or egress to any agricultural premise or other private property or which interferes with the use of public streets or roads) or picketing with acts of violence.

(5) During a labor dispute to join or become a part of a sit-down strike or without the employer's authorization to seize or hold or to damage or destroy the property of the employer with the intent of compelling the employer to accede to demands, conditions, and terms of employment, including the demand for collective bargaining.

(6) (a) To engage in or to induce or encourage any individual employed by any person to engage in, a strike or a refusal in the course of his employment, to use, manufacture, process, transport or otherwise handle or work on any goods, articles, materials, or commodities, or to perform any services; or

(b) To threaten, coerce, or restrain any person, where in either case an object thereof is:

(i) Forcing or requiring any employer or self-employed person to join any labor or employer organization; or

(ii) Forcing or requiring any person to enter into any contract or agreement, express or implied, whereby such person ceases or refrains or agrees to cease or refrain from handling, using, selling, transporting, or otherwise dealing in any agricultural commodity, or to cease doing business with any other person. Any contract or agreement entered into heretofore or hereafter containing such an agreement shall be to such an extent unenforceable and void.

(iii) Forcing or requiring any person to cease using, selling, handling, transporting, or otherwise dealing in the products of any other producer, processor, or manufacturer, or to cease doing business with any other person, or forcing or requiring any other employer to recognize or bargain with a labor organization as the representative of his employees unless such labor organization has been certified as the representative of such employees under the provisions of section 8 of this act: PROVIDED, That nothing contained in this subparagraph (iii) shall be construed to make unlawful, where not otherwise unlawful, any primary strike or picketing;

(iv) Forcing or requiring any employer to recognize or bargain with a particular labor organization as the representative of his employees if another labor organization has been certified as the representative of such employees under the provisions of section 9 of this act; or

(v) Forcing or requiring any employer to assign particular work to employees in a particular labor organization or in a particular trade, craft, or class, rather than to employees in another labor organization, or in another trade, craft, or class, unless such employer is

failing to conform to an order or certification of the board determining the bargaining representative for employees performing such work.

For purposes of subsection 6 only, nothing contained therein shall be construed to prohibit publicity, other than picketing or otherwise patrolling, for the purpose of truthfully advising the public that a product or products are produced by an employer with whom the labor organization has a primary dispute and are distributed by another employer, as long as such publicity does not have an effect of inducing any individual employed by any person other than the primary employer in the course of his employment to refuse to pick up, deliver, or transport any goods, or not to perform any services, at the establishment of the secondary employer.

(7) To picket or cause to be picketed, or threaten to picket or cause to be picketed, any employer where an object thereof is forcing or requiring an employer to recognize or bargain with a labor organization as the representative of his employees, or forcing or requiring the employees of an employer to accept or select a labor organization as their collective bargaining representative, unless such labor organization is currently certified as the representative of such employees:

(a) Where the employer has lawfully recognized in accordance with this act, any other labor organization and a question concerning representation may not appropriately be raised under section 8 of this act; or

(b) Where within the preceding twelve months a valid election under section 9 of this act has been conducted; or

(c) Where such picketing continues for more than a reasonable period of time not to exceed five days.

(8) To cause or attempt to cause an employer to pay for services not performed or to pay any 'stand-in' employee, or pay for any employee not required by the employer or necessary for the work of the employer.

**NEW SECTION.** Sec. 7. The expressing of any views, argument, or opinion or the dissemination thereof, whether in written, printed, graphic, or visual form, shall not constitute or be evidence of an unfair labor practice nor ground for setting aside any election under any of the provisions of this act, if such expression contains no threat of reprisal or force or promise of benefit. Nothing in this act shall be deemed to prohibit speech protected by the Constitutions of the United States or the state of Washington.

**NEW SECTION.** Sec. 8. (1) When a petition is filed with the board together with recent authorizations signed by thirty percent or more of employees of a particular employer, the board shall decide whether a unit is appropriate for the purposes of collective bargaining and whether to conduct an election. No unit shall be appropriate if it consists of the employees of more than one employer unless each employer agrees that their individual units may be combined into a single appropriate unit. The bargaining unit shall consist of all employees (defined in section 2 (3) of this act), of an employer unless the employer and the petitioner for an election agree to a different unit.

(2) A petition for an election may be filed:

(a) By a labor organization or its agent; or

(b) By an employer alleging that one or more labor organizations has presented to him a claim to be recognized as the representative of his employees, or that he has a reasonable doubt that the recognized representative continues to represent the majority of the employees in the unit;

(c) By an employee or employees asserting that the labor organization which has been certified or is currently recognized by their employer as the bargaining representative, no longer represents the majority of the employees in the unit.

(3) Representatives designated or selected for the purposes of collective bargaining by the majority of employees in an appropriate unit shall be the exclusive representative for the purposes of collective bargaining: PROVIDED, That any employee or group of employees shall have the right at any time to present grievances to their employer and to have such grievances adjusted so long as the adjustment is not inconsistent with the express terms of the collective bargaining agreement.

(4) No election shall be conducted in any bargaining unit within which, in the preceding twelve month period, a valid election shall have been held. No employee shall be eligible to vote unless he has been employed by that employer at least fourteen work days during the current or prior calendar year, and is currently employed there. Employees engaged in an economic strike who are not entitled to reinstatement shall be eligible to vote under such regulations as the board shall find are consistent with the purposes and provisions of this act, in any election conducted within twelve months after the commencement of the strike. In any election where none of the choices on the ballot receives a majority, a run-off shall be conducted, the ballot providing for a selection between the two choices receiving the largest and second largest number of valid votes cast in the election.

(5) The board shall not conduct an election unless it finds that a representative number of employees in that unit are employed at the time of the election. A labor organization must have over fifty percent of the valid votes cast by employees of a particular employer in a secret ballot election to be certified as the representative for purposes of collective bargaining of the employees of that employer.

**NEW SECTION.** Sec. 9. (1) For the purposes of this section, to bargain collectively is the performance of the mutual obligation of the employer and the representative of the employees to meet at reasonable times and confer in good faith with respect to wages,

hours, and other terms and conditions of employment, or the negotiation of an agreement, or any question arising thereunder, and the execution of a written contract incorporating any agreement reached if requested by either party, but such obligation does not compel either party to agree to a proposal or require the making of a concession: PROVIDED, That where there is in effect a collective bargaining contract covering employees, the duty to bargain collectively shall also mean that no party to such contract shall terminate or modify such contract, unless the party desiring such termination or modification:

(a) Serves a written notice upon the other party to the contract of the proposed termination or modification sixty days prior to the expiration date thereof, or in the event such contract contains no expiration date, sixty days prior to the time it is proposed to make such termination or modification;

(b) Offers to meet and confer with the other party for the purpose of negotiating a new contract or a contract containing the proposed modifications;

(c) Notifies the department of labor and industries within thirty days after such notice of the existence of a dispute, provided no agreement has been reached by that time; and

(d) Continues in full force and effect, without resorting to strike or lockout, all the terms and conditions of the existing contract for a period of sixty days after such notice is given or until the expiration date of such contract, whichever occurs later.

The duties imposed upon employers, employees, and labor organizations by paragraphs (b), (c), (d), shall become inapplicable upon an intervening certification of the board, under which the labor organization, which is a party to the contract, has been superseded as or ceased to be the representative of the employees subject to the provisions of section 9 of this act and the duties so imposed shall not be construed as requiring either party to discuss or agree to any modification of the terms and conditions contained in a contract for a fixed period, if such modification is to become effective before such terms and conditions can be reopened under the provisions of the contract. Any employee who engages in a strike within the sixty-day period specified in this subsection shall lose his status as an employee of the employer engaged in the particular labor dispute, for the purposes of this act, but such loss of status for such employee shall terminate if and when he is reemployed by such employer.

(2) If the parties have not settled the dispute after the termination of the period provided in subsection (1) of this section the employees may strike or, the employer may lockout his employees after ten days additional written notice to the other party and to the mediator: PROVIDED, That employees of an employer engaged in the production of perishable agricultural commodities shall not strike or engage in other concerted refusal to work during the harvest of said commodities or during a period beginning approximately fourteen days prior to the beginning of said harvest, nor shall such employer lockout his employees, if the moving party during the ten day period above gives written notice to the other party and to the mediator of its willingness to be bound by the following procedure.

(a) The board shall provide a list of five names which may be from a list approved by the American Arbitration Association to the employer and the labor organization; no mediator who has served in the dispute and no member or employee of the board shall be included. The parties shall agree to one of the five to serve as arbitrator, by alternatively striking a name from the list until only one name is left.

(b) The arbitrator shall meet with the parties jointly or separately to determine their positions. He shall within sixty days after his first meeting with a party issue his written findings of fact and conclusions, and he shall determine the dispute. He may, at his discretion, make public his finding, conclusions, and determination. The parties shall share equally the costs of the fact-finder and arbitrator.

(c) The arbitrator shall not change a term or condition of employment which had been agreed to by the parties without the consent of both parties; he shall only decide matters not agreed to by the parties. His determination of the wages, hours, and other terms and conditions of employment shall not be substantially different from that prevailing among other employers in the area, nor shall it be contrary to law, nor for more than twelve months. His determination may include a provision making any changes effective with the date that the moving party requested fact-finding and arbitration.

(d) The determination of the arbitrator made pursuant to the above procedure shall be binding upon the moving party, and his determination may be enforced by the other party in the superior court of the county wherein the employer resides, or if such court be on vacation or in recess then to the superior court of an adjoining county: PROVIDED, That if the party which did not request arbitration fails or refuses to be bound by the determination, then the determination shall not be binding upon either party. In such case, the employees are free to strike and the employer may lockout his employees, provided in either case that at least sixty days has elapsed since the moving party requested fact-finding and arbitration.

(3) Any employee who engages in a strike within the period specified in subsection (2) of this act shall lose his status as an employee of the employer engaged in the particular labor dispute, but such loss of status shall terminate if and when he is reemployed by such employer.

**NEW SECTION.** Sec. 10. (1) The board is empowered and directed, as hereinafter provided, to prevent any employer, labor organization, or individual from engaging in any unfair labor practice. This power shall not be affected or impaired by any means of adjustment, mediation, or conciliation in labor disputes that have been or may hereafter be established by law.

(2) Whenever a charge has been made that any employer, labor organization, or individual has engaged in or is engaging in any unfair labor practice, the board, or any agent of the board, shall investigate the charge, and shall have power to issue and cause to be served upon such person a complaint: PROVIDED, That no complaint shall issue based upon any unfair labor practice occurring more than three months prior to the filing of the charge with the board and the service of a copy thereof upon the person against whom such charge is made, unless the person aggrieved thereby was prevented from filing such charge by reason of service in the armed forces, in which event the three month period shall be computed from the day of discharge. The complaint shall state the charges in that respect and contain a notice of hearing before the board at a place therein fixed to be held not less than twenty days after the serving of such complaint. Any such complaint may be amended by the board or its agent conducting the hearing at any time prior to the issuance of an order based thereon. The person so complained of shall have the right to file an answer to the original or amended complaint within ten days after the service of such original or amended complaint and to appear in person or otherwise to give testimony at the place and time set in the complaint. In any such proceeding, the board or its agent shall endeavor to follow but shall not be bound by technical rules of evidence prevailing in the courts of law or equity.

(3) The testimony shall be taken at the hearing and the board, in its discretion, may upon notice take further testimony or hear argument. The testimony so taken or heard shall not be reduced to writing unless an appeal is taken as provided herein by an aggrieved party or unless a transcript is required for proceedings in the superior court. If upon all the testimony taken the board shall determine that the respondent has engaged in or is engaging in any unfair labor practice, the board shall state its findings of fact and shall issue and cause to be served on such respondent an order requiring such respondent to cease and desist from such unfair labor practice and to take such further affirmative or other action as will effectuate the policies of this act.

(4) Such order referred to above may further require such person to make reports from time to time showing the extent to which it has complied with the order. If upon the preponderance of the testimony taken the board shall not be of the opinion that the person named in the complaint has engaged in or is engaging in any such unfair labor practice, then the board shall state its findings of fact and shall issue an order dismissing the said complaint. No order of the board shall require the reinstatement of any individual as an employee who has been suspended or discharged, or the payment to him of any back pay, if such individual was suspended or discharged for cause.

(5) The board or any party to the board proceedings, shall have power to petition the superior court of the state within the county wherein the unfair labor practice in question occurred or wherein any person charged with the unfair labor practice resides or transacts business, or if such court be on vacation or in recess, then to the superior court of any county adjoining the county wherein the unfair labor practice in question occurred or wherein any person charged with the unfair labor practice resides or transacts business, for appropriate temporary relief or restraining order, pending the final adjudication of the board or the courts with respect to such matter, and for the enforcement of such order, and shall certify and file in the court a transcript of the entire record in the proceeding, including the pleadings and testimony upon which such order was made and the findings and order of the board. Upon such filing, the court shall cause notice thereof to be served upon such person, and thereupon shall have jurisdiction of the proceeding and of the question determined therein, and shall have power to make and enter upon the pleadings, testimony, and proceedings set forth in such transcript a decree enforcing, modifying, and enforcing as so modified, or setting aside in whole or in part the order of the board.

(6) The jurisdiction of the superior court shall be exclusive and its judgment and decree shall be final, except that the same shall be subject to review by the court of appeals, and the supreme court on the appeal by either party, irrespective of the nature of the decree or judgment or the amount involved. Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the court of appeals and the supreme court, and the record so certified shall contain all that was before the superior court, and the order of the superior court shall for all purposes including appeal be deemed to be a final order in a special proceeding.

(7) Any member of the board shall have power to issue subpoenas requiring the attendance and testimony of witnesses and the production of any evidence that relates to any matter under investigation or in question before the board, its member, agent, or agency, conducting the hearing or investigation. Any member of the board, or any agent or agency designated by the board for such purposes, may administer oaths and affirmations, examine witnesses, and receive evidence.

(8) Any person who shall wilfully resist, prevent, impede, or interfere with any member of the board or any of its agents or agencies in the performance of duties pursuant to this act, or who shall in any manner interfere with the free exercise by employees of their right to select representatives in an election directed by the board pursuant to section 9 of this act, shall be punished by a fine of not more than five thousand dollars or by imprisonment for not more than one year, or both.

**NEW SECTION.** Sec. 11. Insofar as the provisions of this act are inconsistent with the provisions of any other general, special or local law, the provisions of this act shall be controlling. However, rights of an employer, labor organization, or individual under any other law of the state of Washington not inconsistent with the provisions of this act shall continue.

*NEW SECTION.* Sec. 12. The provisions of this act shall not apply to employees of the federal government, employees of the state or a political subdivision of the state, employees covered by the railway labor act, or to employees of any employer who is subject to and protected by the provisions of the national labor relations act, as amended.

*NEW SECTION.* Sec. 13. If any section, sentence, clause, or phrase of this act should be held to be invalid or unconstitutional the invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this act.

*NEW SECTION.* Sec. 14. This act shall be known and may be cited and referred to as the 'Washington State Agricultural Labor Relations Act'.

*NEW SECTION.* Sec. 15. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Hatfield moved adoption of the following amendment to the amendment by Representatives Newhouse, Haussler and Morrison:

On page 9, section 7, after line 25 insert "Nothing in this act shall be interpreted or construed to force, coerce, or indicate in any way to any worker or employee employed by a farm whose average annual employee force is 12 or less, that he is, or could conceivably be required, to join, or make any sort of financial contribution to, any labor organization or company union. An employee who chooses to decline, resist or refuse to join any such organization shall continue to be secure in his rights as an individual and to be entitled to the same consideration for advancement or any other benefits as any member thereof."

Mr. Hatfield spoke in favor of the amendment to the amendment.

Mr. King demand an electric roll call, and the demand was sustained.

Representatives Grant and Newhouse spoke against the amendment to the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Hatfield to the amendment by Representatives Newhouse, Haussler and Morrison to House Bill No. 550, and the amendment was lost by the following vote: Yeas, 19; nays, 74; absent or not voting, 6.

Voting yea: Representatives Benitz, Bluechel, Curtis, Flanagan, Gilleland, Gladder, Harris, Hatfield, Jones, Kopet, Kuehne, Maxie, North, Pardini, Polk, Rabel, Schumaker, Smith, Spanton—19.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Perry, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—74.

Absent or not voting: Representatives Johnson, Julin, Kraabel, Paris, Randall, Wanamaker—6.

#### STATEMENT FOR THE JOURNAL

My vote for Representative Hatfield's amendment to the amendment on House Bill No. 550 was in error. My vote should have been "nay". PEGGY MAXIE, 37th District.

Mr. Grant moved adoption of the following amendment by Representatives Grant and Lysen to the amendment by Representatives Newhouse, Haussler and Morrison:

On page 17, section 15, line 30 following "Sec. 15." strike the remainder of the section through "immediately" on line 33 and insert: "this act shall be submitted to the people for their adoption and ratification, or rejection, at the next general election to be held in this state, in accordance with the provisions of section 1, Article II of the Washington state Constitution, as amended, and the laws adopted to facilitate the operation thereof."

Mr. Grant spoke in favor of the amendment to the amendment, and Mr. Haussler spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Newhouse spoke against adoption of the amendment to the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Grant and Lysen to the amendment by Representatives Newhouse, Haussler and Morrison to House Bill No. 550, and the amendment to the amendment was lost by the following vote: Yeas, 30; nays, 66; absent or not voting, 3.

Voting yea: Representatives Bagnariol, Barden, Blair, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Gallagher, Grant, Kilbury, King, Knowles, Luders, Lysen, Marsh, Maxie, May, McDermott, Merrill, Perry, Randall, Rosellini, Ross, Sawyer, Shinpoch, Thompson—30.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Martinis, Marzano, McCormick, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—66.

Absent or not voting: Representatives Johnson, Julin, Wanamaker—3.

The Speaker stated the question before the House to be the amendment by Representatives Newhouse, Haussler and Morrison.

The amendment was adopted.

House Bill No. 550 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 550 was placed on final passage.

Representatives Newhouse, Van Dyk, Amen and Moon spoke in favor of passage of the bill, and Representatives Grant and Kilbury spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 550, and the bill passed the House by the following vote: Yeas, 53; nays, 42; absent or not voting, 4.

Voting yea: Representatives Amen, Backstrom, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Jones, Juelling, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wolf, Mr. Speaker—53.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Blair, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Grant, Hubbard, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Paris, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Williams, Wojahn, Zimmerman—42.

Absent or not voting: Representatives Bradley, Johnson, Julin, Wanamaker—4.

Engrossed House Bill No. 550, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted "yes" on Engrossed House Bill No. 550 in order to be on the prevailing side. I intended to move for reconsideration of the bill, however the Speaker did not recognize me

for this purpose. I wish the record to show that I do not favor this bill. MICHAEL ROSS, 37th District.

## MESSAGES FROM THE SENATE

May 4, 1971.

Mr. Speaker: The President has signed:

SENATE BILL NO. 71,  
 SENATE BILL NO. 91,  
 SENATE BILL NO. 153,  
 SENATE BILL NO. 257,  
 SENATE BILL NO. 262,  
 SENATE BILL NO. 277,  
 SENATE BILL NO. 567,  
 SENATE BILL NO. 579,  
 SENATE BILL NO. 619,  
 SENATE BILL NO. 626,  
 SENATE BILL NO. 635,  
 SENATE BILL NO. 648,  
 SENATE BILL NO. 710,  
 SENATE BILL NO. 862,  
 SENATE JOINT MEMORIAL NO. 15,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 71,  
 SENATE BILL NO. 91,  
 SENATE BILL NO. 153,  
 SENATE BILL NO. 257,  
 SENATE BILL NO. 262,  
 SENATE BILL NO. 277,  
 SENATE BILL NO. 567,  
 SENATE BILL NO. 579,  
 SENATE BILL NO. 619,  
 SENATE BILL NO. 626,  
 SENATE BILL NO. 635,  
 SENATE BILL NO. 648,  
 SENATE BILL NO. 710,  
 SENATE BILL NO. 862,  
 SENATE JOINT MEMORIAL NO. 15.

## MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Wednesday, May 5, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-FIFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, May 5, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Douthwaite, Johnson and McCormick who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Rabbi Earl Starr of Temple de Hirsch of Seattle.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

May 4, 1971.

HOUSE BILL NO. 111, providing for a tax on certain movies and telecasts of certain sporting events, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Kilbury, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

HOUSE BILL NO. 1133, requesting that the material in the voters' pamphlet concerning Initiative 43 include maps showing areas to be affected, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Grant, May, Moon, North, Pardini, Smythe.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

HOUSE JOINT RESOLUTION NO. 3, limiting property taxes to one percent of true value, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 7, beginning with "amending" strike all the remaining language down to and including "state" on page 3, line 3 and insert "amending section 10 thereof to read as follows:

Article VII, section 10. [Notwithstanding the provisions of Article 7, section 1 (Amendment 14) and Article 7, section 2 (Amendment 17), the following tax exemption shall be allowed as to real property:

The legislature shall have the power, by appropriate legislation, to grant to retired property owners relief from the property tax on the real property occupied as a residence by those owners. The legislature may place such restrictions and conditions upon the granting of such relief as it shall deem proper. Such restrictions and conditions may include, but are not limited to, the limiting of the relief to those property owners below a specific level of income and those fulfilling certain minimum residential requirements.] *Notwithstanding any other provision of this Constitution, the legislature shall have the power to grant to homeowners and lessees as defined by the legislature, property tax relief with respect to real property occupied by them as a residence, through partial or total exemptions, through direct state payments, or through any combination thereof, under such restrictions and conditions as the legislature deems appropriate. Any aggregate limitation upon property taxes adopted pursuant to this section shall be based upon a specified percentage, not to exceed seven percent, of the homeowner's income and the income of his or her spouse as defined by law, and as computed over such period of time as is determined by law.*

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the

foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Kilbury, Marzano, Pardini, Randall.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

SUBSTITUTE SENATE BILL NO. 85, establishing rules for assumption of indebtedness by cities and towns, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Gilleland, Haussler, Jones, Lysen, Maxie, Mentor, North, Rabel, Smith.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 192, providing for the regulation of nonpartisan elections, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Grant, May, Moon, North, Pardini, Smythe.

Passed to Committee on Rules and Administration for second reading.

May 5, 1971.

SUBSTITUTE SENATE BILL NO. 216, providing for the registration of escrow agents, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

Beginning on page 4, line 28 strike all of sections 6 and 7 and insert a new section as follows:

"NEW SECTION. Sec. 6. There is added to chapter 153, Laws of 1967 and to chapter 18.44 RCW a new section to read as follows:

Upon application by the director or any other interested party and upon a showing that the interest of the creditors so requires, the superior court may appoint a receiver to take over, operate, or liquidate any escrow office in this state."

Renumber the remaining sections consecutively.

On page 7, section 10, line 15 after "examination" insert ", be a resident of the state of Washington"

On page 7, section 11, line 19 after "has" strike "three" and insert "one"

On page 7, section 11, line 20 after "the" strike "five" and insert "three"

On page 7, section 11, line 23 after "be" strike everything through "Washington and" on line 24

Beginning on page 9, line 25 strike sections 15 through 20 and insert the following section:

"NEW SECTION. Sec. 15. There is added to chapter 153, Laws of 1967 and to chapter 18.44 RCW a new section to read as follows:

The proceedings for revocation or suspension of a license or refusal to renew a license or accept an application for renewal, and any appeal therefrom or review thereof shall be governed by the provisions of chapter 34.04 RCW."

Renumber the remaining section consecutively.

On page 1, line 8 of the title after "18.44.080;" strike everything through "18.44.160;" on line 10

Signed by Representatives Julin, Chairman, Harris, Vice Chairman, Eikenberry, Knowles, Marsh, Rosellini, Shinpoch, Spanton.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

SENATE BILL NO. 320, replacing the auditor with the lieutenant governor on the public employees retirement board, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 11, after "governor" insert "or his designee"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Barden, Blair, Hoggins, Hubbard, King, Luders, Ross.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 368, integrating retirement plan laws for state universities and state colleges, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Blair, Hoggins, Hubbard, King, Litchman, Luders, Ross.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 659, providing that governmental agencies may elect a tax deferred annuity plan for employees, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives, Shera, Chairman, Pardini, Vice Chairman, Bagnariol, Blair, King, Litchman, Luders, Ross.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 863, pertaining to local improvement districts, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, section 6, line 29 of the engrossed bill, being line 9 of the amendment by Senators Mardesich and Andersen to page 5, after "of" and before "thousand" strike "five" and insert "fifteen"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bradley, Gilleland, Haussler, Jones, Kuehnle, Lysen, Maxie, Mentor, North, Rabel.

Passed to Committee on Rules and Administration for second reading.

### MESSAGES FROM THE SENATE

May 5, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 149,  
ENGROSSED SENATE BILL NO. 256,  
ENGROSSED SENATE BILL NO. 267,  
ENGROSSED SENATE BILL NO. 486,  
ENGROSSED SENATE BILL NO. 622,  
SUBSTITUTE SENATE BILL NO. 770,  
ENGROSSED SENATE BILL NO. 792,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 915,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 5, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED HOUSE BILL NO. 125,  
ENGROSSED HOUSE BILL NO. 305,  
ENGROSSED HOUSE BILL NO. 357,  
HOUSE BILL NO. 397,  
ENGROSSED HOUSE BILL NO. 414,  
ENGROSSED HOUSE BILL NO. 642,  
HOUSE BILL NO. 765,  
HOUSE BILL NO. 800,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 4, 1971.

Mr. Speaker: The President has signed:

HOUSE BILL NO. 44,  
SUBSTITUTE HOUSE BILL NO. 47,  
HOUSE BILL NO. 171,  
HOUSE BILL NO. 209,  
HOUSE BILL NO. 221,  
HOUSE BILL NO. 237,  
HOUSE BILL NO. 242,  
SUBSTITUTE HOUSE BILL NO. 257,  
HOUSE BILL NO. 337,  
HOUSE BILL NO. 362,  
HOUSE BILL NO. 391,  
HOUSE JOINT MEMORIAL NO. 3,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

### SENATE AMENDMENTS TO HOUSE BILL

The House resumed consideration of the Senate amendments to ENGROSSED HOUSE BILL NO. 38. The Speaker stated the question before the House to be the motion that the House do concur in the first two Senate amendments.

(For Amendments and previous action on Senate Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

The motion was carried.

The speaker stated the question before the House to be the second half of the divided motion (that the House do concur in the third Senate amendment to Engrossed House Bill No. 38).

Mr. Mentor spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 38 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 38 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 88; nays, 4; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Bradley, Charnley, McDermott, Shinpoch—4.

Absent or not voting: Representatives Berentson, Douthwaite, Flanagan, Johnson, McCormick, Savage, Van Dyk—7.

Engrossed House Bill No. 38 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 183, requiring a claim for mechanics' and materialmen's liens to contain the address of claimant, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Gissberg, Holman, and Francis; Representatives Kuehnle, Julin and Knowles.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Senate Bill No. 183 was adopted and the committee was granted the powers of Free Conference.

#### INTRODUCTION AND FIRST READING

REENGROSSED SENATE BILL NO. 149, by Senators Talley, Connor and Peterson (Ted):

An Act relating to port districts; and amending section 4, chapter 31, Laws of 1961 as amended by section 3, chapter 47, Laws of 1970 ex. sess. and RCW 53.06.040; adding new sections to chapter 53.12 RCW; and repealing section 4, chapter 348, Laws of 1955, section 1, chapter 72, Laws of 1957 and RCW 53.12.250.

Referred to Committee on Local Government.

ENGROSSED SENATE BILL NO. 256, by Senators Stender, Connor and Fleming (by Insurance Commission request):

An Act relating to insurance; and amending section 27, chapter 21, Laws of 1961 ex. sess. as last amended by section 3, chapter 40, Laws of 1969 ex. sess. and RCW 46.52.130.

Referred to Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 267, by Senators Gardner, Metcalf, Ridder and Herr (by Joint Committee on Education request):

An Act relating to certificated employees in the common schools; and adding a new section to chapter 28A.67 RCW; amending section 26, page 364, Laws of 1890 as last amended by section 27, chapter 283, Laws of 1969, 1st ex. sess. and RCW 28A.58.100.

Referred to Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 486, by Senator Stender:

An Act relating to public highways; providing for payment for costs of relocating utility facilities located within the right-of-way of interstate highways, when relocation is necessitated by construction of such highways; creating a special fund out of which such payments shall be made; and adding new sections to chapter 47.44 RCW.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 622, by Senator Walgren:

An Act relating to unemployment compensation; and amending section 19, chapter 2, Laws of 1970 ex. sess. and RCW 50.04.323.

Referred to Committee on Labor and Employment Security.

SUBSTITUTE SENATE BILL NO. 770, by Committee on State Government:

An Act relating to uniform relocation assistance and real property acquisition policy; repealing section 3, chapter 125, Laws of 1965 ex. sess. and RCW 8.25.030; repealing section 4, chapter 125, Laws of 1965 ex. sess., section 2, chapter 137, Laws of 1967 ex. sess., section 5, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.040; repealing section 5, chapter 125, Laws of 1965 ex. sess., section 6, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.050; repealing section 6, chapter 125, Laws of 1965 ex. sess., section 7, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.060; repealing section 1, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.080; repealing section 2, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.090; repealing section 3, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.100; repealing section 4, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.110; repealing section 9, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.130; repealing section 10, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.140; repealing section 11, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.150; repealing section 12, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.160; repealing section 13, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.170; repealing section 14, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.180; repealing section 15, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.190; repealing section 4, chapter 137, Laws of 1967 ex. sess., section 16, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.900; repealing section 17, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.910; repealing section 18, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.920; repealing section 19, chapter 236, Laws of 1969 ex. sess. and RCW 8.25.930; prescribing an effective date; and declaring an emergency.

Referred to Committee on Transportation.

ENGROSSED SENATE BILL NO. 792, by Senators Gissberg, Scott, Ridder and Peterson (Ted) (by Attorney General request):

An Act relating to consumer protection; and amending section 9, chapter 216, Laws of 1961 as amended by section 2, chapter 26, Laws of 1970 ex. sess. and RCW 19.86.090.

Referred to Committee on Judiciary.

ENGROSSED SUBSTITUTE SENATE BILL NO. 915, by Committee on Transportation:

An Act relating to the Washington state ferry system; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 4, chapter 85, Laws of 1970 ex. sess. and RCW 46.68.100; amending section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150; amending section 47.60.290, chapter 13, Laws of 1961 and RCW 47.60.290; amending section 5, chapter 9, Laws of 1961 ex. sess. as amended by section 42, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.440; amending section 47.64.030, chapter 13, Laws of 1961 and RCW 47.64.030; adding new section to chapter 47.60 RCW; adding a new section to chapter 47.64 RCW; repealing section 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.320; declaring an emergency; and providing an effective date.

Referred to Committee on Transportation.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-76, by Representatives Kopet, Marsh and Curtis:

WHEREAS, The State presently shares the receipts from leases of state-owned tidelands, harbor areas and waterways with port districts and other local government agencies in which the leased lands are located; and

WHEREAS, The amount of revenue produced by these leases will tend to increase as these leases and the subject lands are reassessed by the Department of Natural Resources pursuant to RCW 79.01.520; and

WHEREAS, Certain statutory or constitutional questions exist relative to the statutes governing disposition of funds or other considerations arising from the lease, sale or other disposition of state lands in fresh and saltwater harbor areas; and

WHEREAS, Laws enacted over a long span of years relating to the management, lease and disposition of state tidelands and shorelands in harbor areas and other areas may be inconsistent with current or future public or state needs;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives hereby requests the Legislative Budget Committee to study the laws governing the existing allocation of revenues arising from the lease, rental, sale or other disposition of state tidelands and shorelands.

BE IT FURTHER RESOLVED, That the Legislative Budget Committee is requested to report any findings, conclusions, and recommendations together with any proposed legislation to the members of the Legislature prior to the next Regular Legislative Session.

On motion of Mr. Curtis, the resolution was adopted.

## SECOND READING

ENGROSSED SENATE BILL NO. 485, by Senators Washington, Greive, Bailey, Francis, Wilson and Murray (by Lieutenant Governor request):

Enacting an open public meetings act.

## MOTION

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 485 was made a special order of business for 2:30 p.m. today.

ENGROSSED SENATE BILL NO. 755, by Senators Woodall, Sandison, Ridder and Scott (by Attorney General request):

Enacting the "Franchise Investment Protection Act."

## MOTION

Mr. Bledsoe moved that the House defer consideration of Engrossed Senate Bill No. 755, and the bill be ordered placed on the calendar following Engrossed Substitute Senate Bill No. 866.

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Grant.

Mr. Grant: "What is the purpose of setting the bill back that far, Mr. Bledsoe?"

Mr. Bledsoe: "I would yield to Representative Curtis who made the request, sir."

Mr. Curtis: "Mr. Grant, there have been some additional objections raised to Senate Bill No. 755. Representative Kuehnle is currently meeting with Assistant Attorney General Bill Clarke to see if we can iron out these objections or whether we are going to agree to disagree. Mr. Clarke has agreed to set the bill down to this particular point, and this point was chosen because it was simply the end of yesterday's second reading calendar. We think it will be considered today and we would just like a little additional time."

The motion was carried.

HOUSE BILL NO. 592, by Representatives Ceccarelli, Gilleland and Charnley (by Executive request):

Creating uniform state-wide requirements for equipment, registration, and operation of boats.

## MOTION

On motion of Mr. Zimmerman, Substitute House Bill No. 592 was substituted for House Bill No. 592, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 592 was read the second time.

Mr. Charnley moved adoption of the following amendment:

On page 5, section 4, line 28 insert the following:

"The director shall submit in writing to a meeting of the council proposed noise regulations and limits to apply to categories of vessels on navigable and nonnavigable waters of the state. The council shall establish specific noise limits and test procedures and instrumentation to be utilized in establishing accepted standards."

Mr. Charnley spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Ceccarelli yielded to question by Mr. Charnley.

Mr. Charnley: "Mr. Ceccarelli, as the prime sponsor of this bill, I wondered if you had any response to the inclusion of this—if this, in your eyes, would fit within the actions of this bill?"

Mr. Ceccarelli: "Yes, Representative Charnley, I don't see where this would be damaging in any way. This is a marine safety act and certainly noise levels would probably come under the jurisdiction of the director. I think he already will have these duties regardless of this amendment, but this will probably spell it out a little more clearly that this will be one of his responsibilities to regulate noise as well as speed, etc. in the safety of boating."

The amendment by Mr. Charnley to Substitute House Bill No. 592 was adopted.

Mr. Eikenberry moved adoption of the following amendment:

On page 8, section 11, line 23 strike subsections (8) and (9) and renumber the remaining subsections consecutively.

Mr. Eikenberry spoke in favor of adoption of the amendment, and Mr. Ceccarelli spoke against it.

## PARLIAMENTARY INQUIRY

Mr. Pardini: "Mr. Eikenberry's amendment proposes to strike subsections (8) and (9) which deal with two separate things: One, manually propelled boats (subsection (8)) and secondly sailboats (subsection (9)). He also has a subsequent amendment in case this one doesn't carry working on subsection (9). Would it be in order to divide the question on Mr. Eikenberry's first amendment?"

The Speaker: "I believe it would be in order to make such a motion."

## MOTION

On motion of Mr. Pardini, the question was divided.

The Speaker stated the question before the House to be the amendment by Mr. Eikenberry to Substitute House Bill No. 592, page 8, section 11, striking subsection (8).

Representatives Pardini and Kraabel spoke against adoption of the amendment.

Mr. Eikenberry closed debate, speaking in favor of the amendment.

The amendment by Mr. Eikenberry was not adopted.

The Speaker stated the question before the House to be the second half of the divided amendment by Mr. Eikenberry, striking subsection (9), page 8, section 11, Substitute House Bill No. 592.

Mr. Kraabel spoke against adoption of the amendment, and Mr. Eikenberry spoke in favor of it.

## PARLIAMENTARY INQUIRY

Mr. Kiskaddon: "Mr. Speaker, which amendment are we discussing now—the amendment to strike subsection (9) or the amendment to change sailboats from twenty-six to eighteen feet?"

The Speaker: "The one that strikes subsection (9)."

Mr. Thompson spoke in favor of the amendment by Mr. Eikenberry.

The amendment by Mr. Eikenberry to strike subsection (9) was adopted.

The Clerk read the following amendment by Mr. Eikenberry:

On page 8, section 11, line 24 after "(9) Sailboats less than" strike "twenty-six" and insert "eighteen"

With the consent of the House, Mr. Eikenberry withdrew the amendment.

On motion of Mr. Zimmerman, the following amendments by Representatives Zimmerman, Ceccarelli, Kraabel and Gilleland were adopted:

On page 13, section 17, line 14 after "duties" insert " PROVIDED, That the director may permit individual title searches by dealers and/or other vessel owners: PROVIDED FURTHER, That the director shall charge a reasonable fee to cover the cost of such title search"

On page 14, section 18, line 2 after "fee" insert "provided in this section only"

On page 15, section 22, line 20 after "created" strike "within the general fund an account to be known as the" and insert "a"

On motion of Mr. Charnley, the following amendment was adopted:

On page 17, insert "*NEW SECTION.* Sec. 29. No persons shall operate a vessel on any waters of this state in such a manner as to exceed the noise limit established by the council except while engaged in an activity authorized under section 32 of this act."

Renumber the remaining sections consecutively.

Substitute House Bill No. 592 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 592 was placed on final passage.

Representatives Ceccarelli, Eikenberry and Kraabel spoke in favor of passage of the bill, and Representative Mentor spoke against it.

## POINT OF INQUIRY

Mr. Ceccarelli yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Ceccarelli, this question Mr. Mentor raised about the tax on boats—personal property tax is now paid on many boats. Will this tax supersede or eliminate the personal property tax, or are you paying a state tax in addition to the personal property tax on boats?"

Mr. Ceccarelli: "I'm glad you asked that, Mr. O'Brien. If you look on page 14 of the bill, subsection (6), it says, 'The registration fee shall be in lieu of the personal property tax on vessels provided for in RCW 84.04.080.' So therefore this is not an additional tax—it is in lieu of the personal property tax."

Mr. Zimmerman spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Ceccarelli yielded to question by Mr. Brown.

Mr. Brown: "Representative Ceccarelli, in section 32 of the bill, it provides for the director to regulate the holding of regattas, motor boat races, etc. Is it the intent of this section also to permit the director to designate either the areas or times for trial runs or practice runs made with racing vessels?"

Mr. Ceccarelli: "Yes, it requires a 15-day notice when they are going to have these runs. The director, as you know, has certain powers under this act—not only with regattas, but in all other forms of boating safety. But he still has to answer to the seven-member committee, so that with five votes from the committee he could be overruled. This will give an opportunity, not just to helter-skelter carry on these functions, but it would be under his directorship so he could regulate it."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 592, and the bill passed the House by the following vote: Yeas, 55; nays, 40; absent or not voting, 4.

Voting yea: Representatives Amen, Backstrom, Bauer, Blair, Bluechel, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Cunningham, Curtis, Eikenberry, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hurley, Jastad, Jones, Julin, Kilbury, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McDermott, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Ross, Shinpoch, Smythe, Thompson, Williams, Zimmerman—55.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bradley, Brouillet, Conner, Conway, Costanti, Farr, Gladder, Hansey, Hoggins, Hubbard, Juelling, King, Kiskaddon, Kuehnle, Martinis, Mentor, Merrill, Morrison, Polk, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Mr. Speaker—40.

Absent or not voting: Representatives Copeland, Douthwaite, Johnson, McCormick—4.

Engrossed Substitute House Bill No. 592, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 752, by Representatives Luders and Charnley (by Executive request):

Enacting the environmental protection act of 1971.

## MOTION

Mr. Wolf moved that the House defer consideration of House Bill No. 752, and that the bill be placed at the bottom of today's second reading calendar.

## POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Grant.

Mr. Grant: "Why are we putting this one off?"

Mr. Wolf: "Senator Durkan has made an arrangement with the Governor that Senate Bill No. 545 should have an opportunity to come out of Rules Committee today at 4:00, and that we run Senator Durkan's bill, which is very comparable to House Bill No. 752. I explained this to Representative Luders, and I'm sorry I didn't pass the word any farther."

The motion was carried.

SENATE JOINT RESOLUTION NO. 38, by Senators Whetzel, Atwood and Bailey:

Amending the state Constitution making it permissive for the legislature to set the salaries of county officers.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendment see Journal of April 28, 1971, Forty-eighth Day.)

The resolution was read the second time.

On motion of Mr. Smythe, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Joint Resolution No. 38 as amended by the House was placed on final passage.

Mr. Smythe spoke in favor of passage of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Resolution No. 38 as amended by the House and the resolution passed the House by the following vote: Yeas, 89; nays, 3; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Hoggins, Hubbard, Hurley—3.

Absent or not voting: Representatives Bottiger, Copeland, Douthwaite, Johnson, McCormick, Sawyer, Williams—7.

Senate Joint Resolution No. 38 as amended by the House, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 209, by Senators Day, Henry and Huntley:

Providing axle loads for garbage and refuse collection trucks.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 612, by Senators Henry, Lewis, Twigg and Connor:  
Removing the prohibition against the sale of intoxicating liquors on election days.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 704, by Representatives Charnley, North, Douthwaite and Litchman:

Requiring notice to property owners of the nature and amount of special assessments due.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 26, strike "On the day" and insert "Within fifteen days"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendment was adopted.

House Bill No. 704 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 704 was placed on final passage.

Mr. Charnley spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 704, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland,

Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Douthwaite, Johnson, McCormick—3.

Engrossed House Bill No. 704, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House the Honorable David Ben-Dov, Consul General of Israel for the Northwestern United States and requested that Representatives Litchman, Perry, Polk and Hatfield conduct him to a place on the rostrum.

The Speaker: "Consul General Ben-Dov's background includes serving in the Palestine Jewish Brigade of the British Army in Europe and the Middle East during World War II. Later he was an officer in the Israel Defense Army during the War of Independence. In 1951, he received degrees in history and international law at Hebrew University, Jerusalem and became a news editor and commentator for Israel broadcasting. After postgraduate studies at Oxford University, he joined the Israeli Foreign Service Department in 1956 and has been in his present post since 1968.

"For some brief remarks, it is my privilege to present to you, the Honorable David Ben-Dov."

Consul General Ben-Dov: "Mr. Speaker, ladies and gentlemen of the House: May I thank you most sincerely for the privilege and honor of being with you today and saying a few words to you. Washington is one of the states that I have the great honor to represent my country in. I bring to you on this day, which happens very close to the 23rd anniversary of the State of Israel, greetings and felicitations, expressions of friendship from the people of Israel to the state of Washington. The people of Israel have much cause to be grateful and friendly to the state of Washington. May I, with your permission, mention two facts. One, our entire civilian airline fleet is composed of planes produced and delivered from the state of Washington. And may I tell you, our national airline is doing very well, thank you. So much so that they are going to obtain in a few weeks the first jumbo 747 airliner not too far from here. There will be a ceremony, and several months later the second 747 jet airliner. For a small country, I think we can take some pride in the expansion of our air communication through the cooperation of your state with us. One has to recall, of course, that Israel, being now for more than two decades in a state of seige, has attached natural importance to the development of its aerial communication with the rest of the world and our national airline has played a crucial role.

"In addition to that, you may know that several parts of your state, in the east, (you call it the Tri-City area) is very reminiscent of the southern part of our country in topography, geology, etc. This is why we have had many of our experts—irrigation, reforestation, and other fields of agricultural creativity come here and exchange views, and try to learn from your experts."

Consul General Ben-Dov went on to describe current conditions in Israel and some of the achievements of the past few years. He ended his remarks by saying: "Israel sends to you its best wishes, and prays with you that the coming year will see all of us approach that supreme goal of peace in the Middle East and peace everywhere."

The Speaker: "Thank you very much for those remarks Mr. Ben-Dov. We appreciate them and we appreciate having you here in the House of Representatives."

The Speaker requested the escort committee to escort Consul General Ben-Dov from the rostrum.

#### SECOND READING

ENGROSSED SENATE BILL NO. 391, by Senators Gissberg and Lewis:

Validating plats or subdivisions notwithstanding defects in notice.

The bill was read the second time.

On motion of Mr. Julin, the following amendment was adopted:

On page 1, section 2, line 19 beginning with "The" strike everything through "jurisdictional." on line 20

Engrossed Senate Bill No. 391 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 269, by Senators Donohue, Woodall and Durkan: Pertaining to fire district levies.

Committee recommendation: Majority, do pass with the following amendments:

On page 1 of the engrossed and printed bill, strike all of section 1

Remember the remaining section consecutively

Beginning on page 3, line 33 of the engrossed bill, being page 2, line 9 of the printed bill, strike all of section 3, which is section 2 of the printed bill.

On page 1, line 4 of the title to the engrossed bill, being line 1 of the printed bill strike “; adding new sections to chapter 52.16 RCW”

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

Engrossed Senate Bill No. 269 as amended by the House was passed to Committee on Rules and Administration for third reading.

SUBSTITUTE SENATE BILL NO. 90, by Committee on Constitution, Elections, and Legislative Processes:

Providing for the preservation of legislative records.

The House resumed consideration of Substitute Senate Bill No. 90 on second reading. (For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

Substitute Senate Bill No. 90 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 108, by Senators Andersen, Odegaard and Walgren (by Departmental request):

Providing changes in the sentencing of persons convicted of more than one crime.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 28, 1971, Forty-eighth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

Engrossed Senate Bill No. 108 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 188, by Senators Walgren, Andersen, Ridder and Day:

Establishing physician’s trained mobile intensive care paramedics.

The bill was read the second time.

On motion of Mr. Julin, the following amendments by Representatives Julin and Wolf were adopted:

On page 2, after line 32 of the printed bill, being page 3, line 8 of the engrossed bill insert a new section as follows:

“NEW SECTION. Sec. 4. There is added to chapter 46.61 RCW a new section to read as follows:

No physician, registered nurse, qualified technician, or hospital or duly licensed clinical laboratory employing or utilizing services of such physician, registered nurse or qualified technician, shall incur any civil or criminal liability as a result of the act of withdrawing blood from any person when requested in writing by a law enforcement officer to do so for the purpose of a blood test under the provisions of RCW 46.20.308(2); PROVIDED, That the blood was withdrawn according to recognized medical procedures: PROVIDED FURTHER, That the foregoing shall not relieve any such person from liability for negligence in the withdrawing of any blood sample.”

Remember the remaining section consecutively.

On page 1, line 11 of the title, after “RCW;” insert “adding a new section to chapter 46.61 RCW;”

Engrossed Senate Bill No. 188 as amended by the House was read the second time and passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 314, by Senators Holman, Peterson (Lowell) and Connor (by Joint Committee on Governmental Cooperation request and Departmental request):

Providing for multiple land use of state-owned lands.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 21, 1971, Forty-first Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 314 as amended by the House was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 314 as amended by the House and the bill passed the House by the following vote: Yeas, 93; nays, 2; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—93.

Voting nay: Representatives Kuehne, Zimmerman—2.

Absent or not voting: Representatives Douthwaite, Johnson, Litchman, McCormick—4.

Engrossed Senate Bill No. 314 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 553, by Committee on Public Institutions:

Providing for the placement and care of adjudicated delinquents.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 26, 1971, Forty-sixth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 553 as amended by the House was placed on final passage.

Representatives Farr and Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 553 as amended by the House and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Copeland, Douthwaite, Flanagan, Johnson, Litchman, McCormick, Pardini-7.

Engrossed Substitute Senate Bill No. 553 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representatives Douthwaite, Johnson, Julin and Litchman. Representatives Douthwaite and Johnson were excused.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### SPECIAL ORDER OF BUSINESS

The hour of 2:30 p.m. having arrived, the Speaker declared the question before the House to be the special order of business, Engrossed Senate Bill No. 485 on second reading.

ENGROSSED SENATE BILL NO. 485, by Senators Washington, Greive, Bailey, Francis, Wilson and Murray (by Lieutenant Governor request):

Enacting an open public meetings act.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Bill No. 485, and the bill was ordered placed at the top of tomorrow's second reading calendar.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 5, 1971.

HOUSE BILL NO. 487, repealing the requirement that one-half of each county prosecutor's salary be paid by the state, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Bottiger, Brouillet, Charette, Chatalas, Curtis, Juelling, Luders, Lynch, Lysen, McDermott, Morrison, North, Polk, Ross, SHERA, Shinpoch, Wolf.

Passed to Committee on Rules and Administration for second reading.

May 5, 1971.

HOUSE BILL NO. 1030, enacting the Nisqually Delta preservation act, reported by Committee on Appropriations.

MAJORITY recommendation: The second substitute bill be substituted therefor and that the second substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Backstrom, Barden, Charette, Chatalas, Costanti, Farr, Juelling, Luders, Lysen, Marsh, Maxie, McDermott, Merrill, Morrison, North, Paris, Ross, Savage, SHERA, Shinpoch, Van Dyk, Zimmerman.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

ENGROSSED SENATE BILL NO. 264, providing financial aid to certain students attending elementary and secondary schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Mentor, Vice Chairman, Brouillet, Conway, Costanti, Jones, Lysen, May, McDermott, Polk, Randall.

Passed to Committee on Rules and Administration for second reading.

April 28, 1971.

ENGROSSED SENATE BILL NO. 530, defining certain terms relating to vocational education, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Conway, Costanti, Hatfield, Jones, May, McDermott.

Passed to Committee on Rules and Administration for second reading.

May 3, 1971.

ENGROSSED SENATE BILL NO. 531, providing for publication and sale of state common school code, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Charette, Conway, Costanti, Hatfield, Jones, Lysen, May, McDermott, Polk, Randall.

Passed to Committee on Rules and Administration for second reading.

May 4, 1971.

ENGROSSED SENATE BILL NO. 865, including legislative authority of charter county in definition of county commissioners, reported by Committee on Local Government.

On page 1, add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 36.32 RCW a new section to read as follows:

Nothing in this chapter shall permit the counties to adopt, by reference or by ordinance, regulations relating to the subject matter contained in chapters 19.28, 43.22, 70.79, or 70.87 RCW."

In line 1 of the title after the semicolon following "counties" and before "and" insert "adding a new section to chapter 36.32 RCW;"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Gilleland, Jones, Kopet, Kuehne, North, Smith, Thompson.

Passed to Committee on Rules and Administration for second reading.

#### SENATE AMENDMENT TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 84 with the following amendment:

On page 1, line 3 of the engrossed bill, being line 3 of the House amendment, after "limitations" strike the remainder of the amendment being down to and including "dissolution" on line 27 of the engrossed bill, and insert "permitting their use only for charitable, religious, eleemosynary, benevolent, educational, or similar purposes", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendment to Engrossed House Bill No. 84.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 84 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 84, as

amended by the Senate, and the bill passed the House by the following vote: Yeas, 91; nays, 0; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Absent or not voting: Representatives Berentson, Copeland, Douthwaite, Goldsworthy, Harris, Johnson, Julin, Litchman—8.

Engrossed House Bill No. 84 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### PARLIAMENTARY INQUIRY

Mr. Thompson: "Inasmuch as Engrossed Senate Bill No. 485 was not considered as a special order of business at 2:30 today, may I ask what provision has been made for its consideration?"

The Speaker: "At 2:30 the House was called to order. The special order of business was announced, and the motion was made to set the matter over to the top of tomorrow's second reading calendar. It was done at the request of a member of your caucus."

### SENATE AMENDMENTS TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 144 with the following amendments:

On page 1, line 4 of the engrossed bill, being the House Committee Amendment, strike "; and declaring an emergency"

On page 3, section 1, line 22 of both the printed and engrossed bills, after "sold" and before "by" insert "without price discrimination within the meaning of Title 15 U.S.C., sections 13, 13a, and 14."

On page 3, section 1, line 22, of both the printed and engrossed bills after "parent corporation" and before the period insert ": PROVIDED, That the foregoing shall not be deemed to affect the liabilities, if any, of such controlled corporation or such parent corporation arising out of the rendering of such services or the sale of such material, supplies and processes pursuant to RCW 82.08"

On page 3, section 1, line 26 of both the printed and engrossed bills, strike "eighty" and insert "ninety-five"

On page 3, beginning on line 29 of the engrossed bill, being the House Committee amendment, strike all of section 2, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 144.

Mr. Flanagan spoke in favor of the motion.

The motion was carried.

### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 144 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 144 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 66; nays 26, absent or not voting, 7.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Harris, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Luders, Lynch, Martinis, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Amen, Bauer, Beck, Bottiger, Bradley, Brouillet, Charnley, Farr, Grant, Hansey, Hatfield, Hurley, Lysen, Marsh, Marzano, Maxie, McDermott, Merrill, Moon, Paris, Perry, Rosellini, Sawyer, Thompson, Van Dyk, Williams—26.

Absent or not voting: Representatives Douthwaite, Johnson, Julin, King, Kraabel, Litchman, May—7.

Engrossed House Bill No. 144 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I did not vote on final passage of Engrossed House Bill No. 144 as amended by the Senate because, working for the Boeing Company in the computer area, I feel I have a conflict of interest. PAUL B. KRAABEL, 46th District.

## SENATE AMENDMENTS TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed House Bill No. 172 with the following amendments:

On page 2, line 7, after "RCW 84.52.050;" insert "amending section 1, chapter 133, Laws of 1967 ex. sess. as amended by section 2, chapter 216, Laws of 1969 ex. sess. and RCW 84.52.065;"

On page 17, section 15, line 12, strike all of section 15, and insert as sections 15 and 16 the following:

"Sec. 15. Section 84.52.050, chapter 15, Laws of 1961 as last amended by section 5, chapter 92, Laws of 1970 ex. sess. and RCW 84.52.050 are each amended to read as follows:

Except as hereinafter provided, the aggregate of all tax levies upon real and personal property by the state, municipal corporations, taxing districts and governmental agencies, now existing or hereafter created, shall not exceed twenty-two mills on the dollar of assessed valuation with respect to levies made in 1970 and twenty-one mills on the dollar of assessed valuation with respect to levies made in subsequent years, which assessed valuation shall be fifty percent of the true and fair value of such property in money: PROVIDED, That if an amendment to Article VII, section 2 of the state Constitution, as amended by Amendment 17, imposing a limit on property taxes of, in effect, one percent of the true and fair value of property is approved by the voters, such aggregate of all tax levies shall not exceed twenty mills on the dollar of assessed valuation with respect to levies made in years subsequent to such voter approval; and within and subject to the aforesaid limitation the levy by the state shall not exceed two mills to be used exclusively for the public assistance program of the state and the levy by any county shall not exceed four mills: PROVIDED, That if such constitutional amendment is so approved, the authority of the state to levy not to exceed two mills to be used exclusively for the public assistance program of the state shall be reduced to not to exceed one mill [; and upon and after the effective date of the provisions of chapter 262, Laws of 1969 ex. sess., which impose a tax upon net income, such authority of the state shall expire and the levy by any county may exceed four mills but shall not exceed five mills]; the levy by or for any school district shall not exceed seven mills: PROVIDED, That in each of the years 1967 and 1968 and 1969 and 1970 and 1971 and 1972 the state shall levy a property tax of four mills of which two mills shall be used exclusively for the public assistance program of the state and of which two mills shall be used exclusively for the support of the common schools; and in such years in which the state shall validly levy a property tax of two mills for the support of the common schools,

the levy by or for any school district shall not exceed six mills; PROVIDED FURTHER, That the levy by or for any union high school district shall not exceed two-fifths of the maximum levy permissible for any school district without a vote of the electors thereof and the levy by or for any component district within a union high school district shall not exceed three-fifths of the maximum levy permissible for any school district without a vote of the electors thereof: PROVIDED FURTHER, That the levy against any nonhigh school district for the high school district fund shall not exceed two-fifths of the maximum levy permissible for any school district without a vote of the electors thereof and the levy by or for any such nonhigh school district shall not exceed the balance of such maximum permissible levy; the levy for any road district shall not exceed five mills; and the levy by or for any city or town shall not exceed seven and one-half mills: PROVIDED FURTHER, That counties of the fifth class and under are hereby authorized to levy from four to five and one-half mills for general county purposes and from three and one-half to five mills for county road purposes if the total levy for both purposes does not exceed nine mills: PROVIDED FURTHER, That counties of the fourth and the ninth class are hereby authorized to levy four and one-half mills until such time as the junior taxing agencies are utilizing all the millage available to them.

Nothing herein shall prevent levies at the rates provided by existing law by or for any port or power district.

Sec. 16. Section 1, chapter 133, Laws of 1967 ex. sess. as amended by section 2, chapter 216, Laws of 1969 ex. sess. and RCW 84.52.065 are each amended to read as follows:

In each of the years 1967 and 1968 and 1969 and 1970 and 1971 and 1972 the state shall levy for collection in 1968 and 1969 and 1970 and 1971 and 1972 and 1973 respectively for the support of common schools of the state a tax of two mills upon the assessed valuation of all taxable property within the state adjusted to fifty percent of true and fair value of such property in money in accordance with the ratio fixed by the state department of revenue. Such levy shall be in addition to the levy [of two mills] for public assistance purposes as provided in RCW 74.04.150 and 84.52.050, as now or hereafter amended.”

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 172.

Mr. Flanagan spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Barden.

Mr. Barden: “Representative Flanagan, I received a phone call this afternoon indicating that the Senate amendment in effect is an increase in property taxes. Is that true?”

Mr. Flanagan: “No, it is just extending the existing two-mill shift as it is now. You are talking about an amendment on another bill.”

The motion by Mr. Morrison was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 172 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 172 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 81; nays, 14; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Kildbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini,

Ross, Savage, Schumaker, SHERA, Shimpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—81.

Voting nay: Representatives Barden, Bottiger, Bozarth, Bradley, Conner, Eikenberry, Grant, Haussler, Lysen, Marzano, Moon, Perry, Sawyer, Wojahn—14.

Absent or not voting: Representatives Benitz, Douthwaite, Johnson, Julin—4.

House Bill No. 172 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENTS TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed Engrossed House Bill No. 254 with the following amendments:

In line 2 of the title after "section" and before "ex. sess." in line 3, strike "2, chapter 83, Laws of 1969" and insert "6, chapter 38, Laws of 1971"

On page 1, section 1, beginning with "Section 1." on line 10 strike all material down to and including "necessary." on line 25 of page 2 and insert the following:

"Section 1. Section 51, chapter 53, Laws of 1965 as last amended by section 6, chapter 38, Laws of 1971 ex. sess. and RCW 23A.08.480 are each amended to read as follows:

Every corporation hereafter organized under this title, shall within thirty days after it shall have filed its articles of incorporation with the county auditor of the county in which the corporation has its registered office, and every corporation heretofore or hereafter organized under the laws of the territory or state of Washington and any foreign corporation authorized to do business in Washington shall at the time it is required to pay its annual license fee and at such additional times as it may elect, file with the secretary of state and with the county auditor of the county in which said corporation has its registered office an annual report, sworn to by its president and attested by its secretary, containing, as of the date of execution of the report:

(1) The name of the corporation and the state or county under the laws of which it is incorporated.

(2) The address of the registered office of the corporation in this state including street and number and the name of its registered agent in this state at such address, and, in the case of a foreign corporation, the address of its principal office in the state or country under the laws of which it is incorporated.

(3) A brief statement of the character of the affairs which the corporation is actually conducting, or, in the case of a foreign corporation, which the corporation is actually conducting in this state.

(4) The names and respective addresses of the directors and officers of the corporation.

The secretary of state shall file such annual report in his office for the fee of [one] two dollars. If any corporation shall fail to comply with the foregoing provisions of this section and more than one year shall have elapsed from the date of the filing of the last report, service of process against such corporation may be made by serving duplicate copies upon the secretary of state. Upon such service being made, the secretary of state shall forthwith mail one of such duplicate copies of such process to such corporation at its registered office or its last known address, as shown by the records of his office.

For every violation of this section there shall become due and owing to the state of Washington the sum of twenty-five dollars which sum shall be collected by the secretary of state who shall call upon the attorney general to institute a civil action for the recovery thereof if necessary.", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 254.

Mr. Bluechel spoke in favor of the motion.

The motion was carried.

### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 254 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 254 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Douthwaite, Johnson, Julin—3.

Engrossed House Bill No. 254 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed Engrossed House Bill No. 540 with the following amendments:

On page 16, section 17, line 23 of the engrossed bill, being page 15, section 17, line 8 of the committee amendment, after "thereunder" and before the period insert "": PROVIDED, That no authority is granted hereunder to affect the sale or use of products on which legally approved pesticides have been legally used"

On page 18, section 20, line 26 of the engrossed bill, being page 17, section 20, line 11 of the committee amendment, after "date." strike the balance of the section.

On page 22, section 33, beginning on line 19 of the engrossed bill, being page 21, section 33, line 4 of the committee amendment, strike all of section 33. Renumber section 34 as section 33 and renumber the following sections consecutively, and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 540.

Mr. Amen spoke in favor of the motion.

The motion was carried.

## SENATE AMENDMENT TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed Engrossed House Bill No. 727 with the following amendment:

On page 3, section 4, line 11 of the printed and engrossed bills, after "market" and before the period insert "*unless such cattle are exempt from brand inspection by law or regulations adopted by the director because of prior brand inspection or if such cattle are shipped directly to a public livestock market from another state and accompanied by a brand inspection certificate specifically identifying such cattle issued by the state of origin or a lawful agency thereof*", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 727.

Mr. Amen spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 727 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 727 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 87; nays, 9; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraebel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—87.

Voting nay: Representatives Benitz, Grant, Hatfield, McDermott, Polk, Schumaker, Shinpoch, Smith, Zimmerman—9.

Absent or not voting: Representatives Douthwaite, Johnson, Perry—3.

Engrossed House Bill No. 727 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed Engrossed House Bill No. 853 with the following amendments:

In line 1 of the title, after "punishments;" strike "amending" and insert "repealing"

In line 2 of the title, after "RCW 9.04.030;" strike "and" and on line 3 after "RCW 9.68.030" and before the period insert "; and repealing section 3, chapter 192, Laws of 1939 and RCW 18.81.030"

On page 1 strike all of section 1 and insert:

"NEW SECTION. Section 1. Section 1, chapter 168, Laws of 1921 and RCW 9.04.030 are each repealed."

On page 2 add a new section following section 2 to read as follows:

"NEW SECTION. Sec. 3. Section 3, chapter 192, Laws of 1939 and RCW 18.81.030 are each repealed."

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTIONS

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 853, and that the Senate be asked to recede therefrom.

Mr. Charette moved that the House concur in the Senate amendments to Engrossed House Bill No. 853.

Mr. Kopet spoke against the motion to concur in the Senate amendments.

## MOTION

Mr. Charette moved that the House defer further consideration of the Senate amendments to Engrossed House Bill No. 853 until the appropriate order of business tomorrow.

Representatives Charette and Ross spoke in favor of the motion.

## POINT OF ORDER

Mr. O'Brien: "Reed's Rule No. 247 relates to motions relating to agreement and disagreement between the two houses. I submit to you that you should take those motions in order. I don't know where a motion to delay consideration of differences between two houses might lie under the provisions of Reed's Rule No. 247."

The Speaker: "The motion to defer consideration of the bill is not a motion dealing with differences between the houses. That is a matter of procedure of this House. Reed's Rule No. 247 deals with motions pertaining to business between the houses. The question before the House was the motion to concur in the Senate amendments."

Mr. O'Brien: "Then that would hold priority over any other motion, according to Reed's Rules."

The Speaker: "I don't see where procedural motions are ranked in Rule No. 247, Mr. O'Brien."

Mr. O'Brien: "It says: 'These motions are five in number, and have priority in the following order: . . .' It is my position that they have priority over a motion to defer consideration or a motion to postpone to a subsequent day."

The Speaker: "Well the motion to defer action isn't listed here."

Mr. O'Brien: "I know. Therefore, these motions would be higher in priority."

The Speaker: "No, the motion to concur is higher in priority than to nonconcur, to recede, to insist or to adhere. It is of higher priority than those motions only."

Mr. O'Brien: "Apparently the motion you are going to put right now is the motion to defer consideration on this disagreement. Therefore, it is my position that motion would be out of order."

## RULING BY THE SPEAKER

The Speaker: "Your point is not well taken."

The Speaker stated the question before the House to be the motion to defer further consideration of the Senate amendments to Engrossed House Bill No. 853 until the appropriate order of business tomorrow.

The motion was carried.

## REPORT OF CONFERENCE COMMITTEE

May 4, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 109, providing for modifiable basic school building plans, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Washington, McDougall and Gardner; Representatives Smythe, Bagnariol and Hatfield.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute Senate Bill No. 109 was adopted and the committee was granted the powers of Free Conference.

## REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 168, permitting tentative school district preliminary budgets when awaiting appropriations by legislature as to amount of state aid available, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Wilson, Stender and Odegaard; Representatives Hoggins, Bottiger and Kuehnle.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed

Senate Bill No. 168 was adopted and the committee was granted the powers of Free Conference.

#### SPEAKER'S PRIVILEGE

The Speaker observed in the south gallery the Seattle Consular Corps.

The Speaker: "The Dean of the Consular Corps is the Honorable Francis Pelly, the British Consul General. The Honorable Francis Pelly is the brother of Tom Pelly, our distinguished member of Congress from the First District of Washington. Both Tom Pelly and Francis Pelly were born in the City of New York as sons of the then British Consul in the City of New York. We are very happy to have the Honorable Francis Pelly here along with the rest of the Seattle Consular Corps. Would the members of the House stand, and would the Consular Corps guests stand to be recognized by the House."

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.  
On motion of Mr. Morrison, the House recessed until 7:30 p.m.

#### EVENING SESSION

The Speaker called the House to order at 7:30 p.m.

The Clerk called the roll and all members were present except Representatives Anderson and Johnson who were excused.

#### MOTION

On motion of Mr. Morrison, the House reverted to the ninth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 605, by Senators Day, Mardesich and Twigg:

Providing for the licensing and regulation of hulk haulers.

The House resumed consideration of Engrossed Senate Bill No. 605 on second reading. The Speaker stated that the committee amendments had been adopted previously.  
(For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

On motion of Mr. Zimmerman, the following amendments were adopted:

On page 1, section 1, line 14 after "the abandoned" strike "remanant" and insert "remnant"

On page 1, section 1, line 16 after "addition of" strike "vital"

Engrossed Senate Bill No. 605 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 606, by Senators Day, Twigg and Mardesich:

Providing for the removal of abandoned junk motor vehicles.

The bill was read the second time.

The Clerk read the following amendment by Representatives Bradley, Conner, Gilleland and McCormick:

On page 1, following line 4, insert the following new sections:

"*NEW SECTION.* Section 1. The business of operating tow trucks in the transportation upon the highways of this state for the public of disabled or damaged motor vehicles and vehicles incapable of self-propulsion due to mechanical defects or incapacity of such vehicle, and personal effects and/or cargo in custody by towing or hauling only, is declared to be a business affecting the public interest. The large volume of motor vehicle traffic, frequent accidents, congestion and the need to keep the highways clear, requiring rapid and efficient service by adequately equipped and capably operated tow trucks, and the fact that those now operating such businesses are not under existing law effectively regulated, makes it necessary that more complete regulation should be instituted and administered, so that the highways may be made safer for the use of the general public; that congestion on the

highways may be reduced; that motor vehicle owners may be provided with a stabilized service and rate structure; that sound economic conditions in such transportation and among the tow truck operators be assured in the public interest; that adequate economical and efficient service, and reasonable charges therefor, without unjust discrimination, undue preferences or advantages, or unfair or destructive competitive practices shall prevail in the public interest.

**NEW SECTION.** Sec. 2. Unless the context clearly requires otherwise for the purposes of this chapter, the following terms shall have the meanings set forth:

- (1) 'Commission' means the Washington utilities and transportation commission.
- (2) 'Person' means and includes an individual, firm, partnership, corporation, company, association or their lessees, trustees or receivers.
- (3) 'Motor vehicle' means any passenger automobile, trailer, semitrailer, truck, and truck tractor, or any self-propelled or motor-driven vehicle used upon any public highway in this state.
- (4) 'Vehicle' means every device capable of being moved upon a public highway and in, upon, or by which any property is or may be transported or drawn upon a public highway, excepting devices moved by human or animal power or used exclusively upon stationary rails or tracks.
- (5) 'Public highway' means every street, road, alley, highway or freeway in this state.
- (6) 'Towing operator' means every person who engages in towing on a public highway of disabled, damaged, impounded or abandoned motor vehicles, hulks, and motor vehicles incapable of self-propulsion due to mechanical defects or defects of such motor vehicles, and personal effects and/or cargo in the custody of the towing operator, for hire for the public, by means of equipment affixed to a specially constructed tow truck complying with the equipment specifications and standards promulgated by the commission and/or such agency of the state government as shall have authority to prescribe motor vehicle equipment for tow trucks.
- (7) 'Tow truck' means a specially constructed and equipped motor vehicle for towing disabled and other vehicles as described in subsection (6) of this section and not otherwise used in transporting goods for compensation.
- (8) 'Certificate of public convenience and necessity' or 'certificate' means a certificate issued by the commission to a towing operator declaring that public convenience and necessity require the service of such operator.

**NEW SECTION.** Sec. 3. It shall be unlawful for any person to operate as a towing operator on any public highway of this state except in accordance with the provisions of this chapter.

**NEW SECTION.** Sec. 4. No towing operator shall operate for the transportation of property for hire in this state without first obtaining from the commission a certificate so to do.

A certificate issued to any towing operator shall be exercised by said operator to the fullest extent so as to render reasonable service to the public.

An application for a certificate or extension thereof shall be on file for a period of at least thirty days prior to the granting thereof unless the commission finds that special conditions require the earlier granting thereof.

A certificate or extension thereof shall be issued to any qualified applicant therefor, authorizing the whole or any part of the operations covered by the application, if it is found that the applicant is fit, willing, and able to properly perform the services proposed and conforms to the provisions of this chapter and the requirements, rules and regulations of the commission thereunder, and that such operations will be consistent with the public interest, and, that the same are or will be required by the present or future public convenience and necessity; otherwise such application shall be denied.

**NEW SECTION.** Sec. 5. Nothing contained in this chapter shall be construed to confer upon any person or persons the exclusive right or privilege of operating as a towing operator for hire over the public highways of the state, but when an applicant requests a certificate to operate in a territory already served by a certificate holder or holders under this chapter, the commission may, after hearing, issue the certificate only if there is positive proof that public convenience and necessity requires the service of an additional operator.

In all other cases, the commission may, with or without hearing, issue certificates, or for good cause shown refuse to issue them, or issue them for the partial exercise only of the privilege sought and may attach to the exercise of the rights granted such terms and conditions as, in its judgment, the public convenience and necessity may require.

Any right, privilege, certificate held, owned, or obtained by a towing operator may be sold, assigned, leased, transferred, or inherited as other property, but only upon authorization by the commission.

**NEW SECTION.** Sec. 6. Any person actively and in good faith engaged in business as a towing operator on the effective date of this act may submit to the commission proof of such operations and an application for a certificate of public convenience and necessity within one hundred twenty days of the effective date of this act. Pending the determination of any such application, the continuance of such operations without a certificate shall be lawful. The commission shall issue a certificate of public convenience and necessity to such applicant, authorizing continued operations of the type and in the area proved, without requiring further proof that the public convenience and necessity will be served thereby, and without further proceeding, except that all questions as to the right of an applicant to issuance of a certificate under this section shall be determined after giving

notice to any party which the commission may deem to have an interest in the question and after affording such interested parties an opportunity to be heard.

*NEW SECTION.* Sec. 7. The provisions of this chapter, except where specifically otherwise provided, shall not apply to:

(1) The United States, the state of Washington, or any county, municipality, or other subdivision thereof, or any towing operator when transporting vehicles owned or operated by any such governmental entity;

(2) Towing operators when transporting vehicles to or from their own place of business, when such transportation is for the purpose of repair, service, or wrecking, to be performed by them, but not when the purpose of such transportation is merely storage or removal from the public highways;

(3) Towing operators when using tow trucks for the purpose of transporting persons, tools, and equipment in order to provide requested roadside repairs or assistance, and not otherwise used in transporting goods or persons for compensation;

(4) Towing operators when transporting vehicles to or from any area not included in a certificate of public convenience and necessity issued to another towing operator, or when transporting vehicles of a type, or in a manner, excluded from any certificate covering the area to or from which the vehicle is transported;

(5) Towing operators when transporting vehicles within the limits of any city having a population of less than ten thousand persons, and the annual gross receipts from towing operations for any calendar year are less than five thousand dollars, when such operators have made application to the commission and obtained from it an exemption from the provisions of this chapter.

*NEW SECTION.* Sec. 8. Application for certificates shall be made to the commission in writing and shall state the ownership, financial condition, equipment to be used and physical property of the applicant, the territory or route or routes in or over which the applicant proposes to operate, the nature of the transportation to be engaged in and such other information as the commission may require.

*NEW SECTION.* Sec. 9. The commission shall prescribe forms of application for certificates and for extensions thereof for the use of prospective applicants, and shall make regulations for the filing thereof. Applications for certificates and for extensions thereof shall be accompanied by the following fees:

Applications for certificates . . . . .	\$25.00
Applications for temporary certificates . . . . .	\$25.00
Applications for extension of certificates . . . . .	\$25.00

*NEW SECTION.* Sec. 10. Certificates granted by the commission shall be in such form as the commission shall prescribe and shall set forth the name and address of the person to whom the certificate is granted, the nature of the service to be engaged in and the principal place of operation, termini or route to be used or territory to be served by the operation. No certificate holder shall operate except in accordance with the certificate issued to him.

*NEW SECTION.* Sec. 11. No person whose application for a certificate has been denied after hearing under any of the provisions of this chapter shall be eligible to renew the application for a period of six months from the date of the order denying such application.

*NEW SECTION.* Sec. 12. The commission may with or without a hearing issue temporary certificates to engage in the business of operating a towing firm, but only after it finds that the issuance of such temporary certificate is consistent with the public interest. Such temporary certificate may be issued for a period of up to one hundred eighty days where the area or territory covered thereby is not contained in the certificate of any other towing firm. In all other cases such temporary certificate may be issued for a period not to exceed one hundred twenty days. The commission may prescribe such special rules and regulations and impose such special terms and conditions with reference thereto as in its judgment are reasonable and necessary in carrying out the provisions of this chapter. The commission shall collect a fee of twenty-five dollars for an application for such temporary certificate.

The commission may also issue temporary certificates pending the determination of an application filed with the commission for approval of a consolidation or merger of the properties of two or more certificate holders or of a purchase or lease of one or more certificate holders.

*NEW SECTION.* Sec. 13. The commission shall supervise and regulate every towing operator in this state; make, fix, alter, and amend, just, fair, reasonable, minimum, maximum, or minimum and maximum rates, charges, classifications, rules, and regulations for all such operators, regulate the accounts, service, and safety of operations thereof; require the filing of reports and other data thereby; and supervise and regulate all such operators in all other matters affecting their relationship with competitors of every kind and the general public: PROVIDED, That the commission may by order approve rates filed by individual operators or groups of such operators in respect to designated services.

Towing operators may also enter into firm contracts for services with motor vehicle associations, municipalities, counties, political subdivisions of the state, and state and the federal governments at reduced rates, provided such contracts are filed with an approved by the commission.

*NEW SECTION.* Sec. 14. All towing operators operating under the provisions of this chapter shall, as to the services performed or offered by them, be deemed to be common carriers, subject to the obligations and duties of common carriers and entitled to all the

rights and privileges of such in their relations with the public and also be deemed to be public service companies.

**NEW SECTION.** Sec. 15. The commission shall, in the granting of permits to operators under this chapter, require such operators to either procure and file liability and property damage insurance from a company licensed to write such insurance in the state of Washington, or deposit such security, for such limits of liability and upon such terms and conditions as the commission shall determine to be necessary for the reasonable protection of the public against damage and injury for which such operator may be liable by reason of the operation of any motor vehicle.

In fixing the amount of said insurance policy or policies, or deposit of security, the commission shall give due consideration to the character and amount of traffic and the number of persons affected and the degree of danger which the proposed operation involves.

**NEW SECTION.** Sec. 16. The commission may, under such rules and regulations as it shall prescribe, require any towing operator to file a surety bond, insurance policy or deposit security, in a sum to be determined by the commission to be conditioned upon such operator making compensation to customers, vehicle owners or consignees for all loss, damage, or injury to vehicles or other cargo being transported by or in the custody of the towing operator.

**NEW SECTION.** Sec. 17. The commission may adopt rules and regulations relating to the hours of duty of towing operators and drivers of tow trucks.

**NEW SECTION.** Sec. 18. (1) No towing operator shall collect or receive a greater, less or different remuneration for the transportation of property or for any service in connection therewith than the rates and charges which shall have been legally established and filed with the commission, or as are specified in the contract or contracts filed, as the case may be, nor shall any such operator refund or remit in any manner or by any device any portion of the rates and charges required to be collected by each tariff or contract or filing with the commission.

(2) The commission may check the records of all operators under this chapter and of those employing their services for the purpose of discovering all discriminations, under or overcharges and rebates, and may suspend or revoke certificates for any violation of this section.

(3) The commission may refuse to accept any schedule or tariff or contract that will, in the opinion of the commission, limit the service of an operator to profitable services only in competition with other operators who give a complete service and thus afford one an unfair advantage over a competitor.

**NEW SECTION.** Sec. 19. Certificates may be canceled, suspended, altered or amended by the commission after notice and hearing upon complaint by any interested party, or upon its own motion, when a towing operator or his agent has violated this chapter, the rules and regulations of the commission or the motor vehicle laws of this state or of the United States, or the towing operator has made unlawful rebates or has not conducted his operation in accordance with the certificate granted him. Any person may at the instance of the commission be enjoined from any violation of the provisions of this chapter, or any order, rule or regulation made by the commission pursuant to the terms hereof. If such suit be instituted by the commission, no bond shall be required as a condition to the issuance of such injunction.

**NEW SECTION.** Sec. 20. The commission shall have power and authority, by general order or otherwise, to prescribe rules and regulations in conformity with this chapter to carry out the purposes thereof, applicable to any and all towing operators.

**NEW SECTION.** Sec. 21. The commission shall prescribe an identification card which must be displayed within the cab of each motor vehicle operated by a certificate holder setting out the certificate number and the route or territory in which the vehicle is authorized to operate and the name and address of the owner of said certificate. The identification card provided for herein may be in such form and contain such information as required by the commission. It shall be unlawful for the owner of said certificate, his agent, servant, or employee, or any other person to use or display said identification card, the certificate number or other insignia of authority from the commission after said certificate has expired, been canceled or disposed of, or to operate any vehicle under certificate without such identification card. Such cards shall be issued annually under the rules and regulations of the commission, and shall be attached to each motor vehicle operated subject to this chapter not later than January 1st of each year: PROVIDED, That such cards may be issued for the ensuing calendar year on and after the first day of December preceding and may be used and displayed from the date of issue until December 31st of the succeeding calendar year for which the same are issued. In case an applicant received a certificate after January 1st of any year such cards shall be obtained and attached to each motor vehicle subject to this chapter before operation of any such vehicle is commenced.

Every towing operator shall, on or before the first day of April of each year, file with the commission a statement on oath showing the gross operating revenue from intrastate operations for the preceding calendar year, or portion thereof, and pay to the commission a fee equal to one percent of the amount of gross operating revenue: PROVIDED, That the fee shall in no case be less than ten dollars.

It is the intent of the legislature that the fees collected under the provisions of this chapter shall reasonably approximate the cost of supervising and regulating towing operators, and to that end the utilities and transportation commission is authorized to decrease the schedule of fees provided in this section by general order entered before March

1st of any year in which it determines that the moneys then in the towing operators account of the public service revolving fund and the fees currently to be paid will exceed the reasonable cost of supervising and regulating such carriers.

All fees collected under this section or under any other provision of this chapter shall be paid to the commission and shall be by it transmitted to the state treasurer within thirty days to be deposited to the credit of the public service revolving fund.

**NEW SECTION.** Sec. 22. The commission is hereby empowered to administer and enforce all provisions of this chapter and to inspect the vehicles, books and documents of all towing operators and the books, documents and records of those using the service of the towing operators for the purpose of discovering all discriminations and rebates and other information pertaining to the enforcement of this chapter and shall prosecute violations thereof. The commission shall employ such auditors, inspectors, clerks and assistants as it may deem necessary for the enforcement of this chapter, and it shall be the duty of the Washington state patrol to assist in the enforcement of this chapter, and the duty of the attorney general, when requested by the commission, to assign an assistant to assist the commission in the enforcement of this chapter, and the prosecution of persons charged with a violation thereof. It shall be the duty of the sheriffs of the counties to make arrests and of the county prosecuting attorneys to prosecute violations of this chapter.

**NEW SECTION.** Sec. 23. In all respects in which the commission has power and authority under this chapter, applications and complaints may be made and filed with it, process issued, hearings held, opinions, orders and decisions made and filed, petitions for rehearing filed and acted upon, and petitions for writs of review to the superior court filed therewith, appeals or mandate filed with the court of appeals or supreme court of this state, considered and disposed of by said courts in the manner, under the conditions and subject to the limitations and with the effect specified in this title. The right of review and appeal hereby conferred shall be available to any towing operators, complainant, protestant or other person adversely affected by any decision or order of the commission.

**NEW SECTION.** Sec. 24. All applicable provisions of this title, relating to procedure, powers of the commission and penalties, shall apply to the operation and regulation of persons under this chapter, except insofar as such provisions may conflict with provisions of this chapter and rules and regulations issued thereunder by the commission.

**NEW SECTION.** Sec. 25. The provisions of RCW 81.04.405, 81.04.460, and 81.29.040 as now existing or hereafter amended, shall apply to operations under provisions of this chapter.

**NEW SECTION.** Sec. 26. The provisions of the Administrative Procedure Act, chapter 34.04 RCW, shall apply to this chapter.

**NEW SECTION.** Sec. 27. This act shall become effective July 1, 1971.

**NEW SECTION.** Sec. 28. Sections 1 through 26 of this act shall constitute a new chapter in Title 81 RCW."

Renumber the remaining sections consecutively.

On page 1, line 1 of the title, following "vehicles", and before the semicolon, insert "and motor vehicle tow trucks"

### PARLIAMENTARY INQUIRY

Mr. Cunningham: "Mr. Speaker, I am wondering what this amendment does to the scope and object of Engrossed Senate Bill No. 606."

The Speaker: "Are you asking a point of parliamentary inquiry, or are you raising the point that this is beyond the scope and object?"

Mr. Cunningham: "Point of order, sir. I think this amendment is beyond the scope and object of Engrossed Senate Bill No. 606."

### RULING BY THE SPEAKER

The Speaker: "The Speaker has examined Engrossed Senate Bill No. 606, and I find that it deals with 'motor vehicles,' which is a broad title. Of course, under my prior rulings and under the Rules of the House and Reed's interpretation of rules of parliamentary procedure, the title alone is not the only criteria by which we measure an amendment beyond the scope and object. I find that the original Senate Bill No. 606 deals with abandoned junk motor vehicles, the matter of disposition of same, and the matter of powers of law enforcement agencies primarily in connection with the disposition of those motor vehicles. In examining the proposed amendment by Representative Bradley and others, I find that it deals with the matter of regulating and licensing of tow truck operators. Even though I realize tow truck operators might have, on occasion, some incidental relationship to junk motor vehicles and hauling them, the original Senate Bill No. 606 does not refer to tow truck operators. It is not a regulatory statute. It is not a licensing statute. And the proposed amendment dealing with a class of people, a class of business in this state, appears to be clearly beyond the scope and object of the original Senate Bill No. 606. The point of order is well taken."

## PERSONAL PRIVILEGE

Mr. Bradley: "I abide by the ruling of this House as to scope and object. I have talked to many attorneys who said that this was within the scope and object. However, our Speaker has the ultimate voice, and I abide by this. However, I must say that I believe that within this House, there has been only one party responsible for not allowing us to have a vote on whether we should have a tow truck ordinance. I think that we should have this vote and I would ask the Rules Committee to consider House Bill No. 681, the tow truck bill, and would ask them if they would strongly consider bringing this out of Rules and putting it before the vote of this body. Thank you."

On motion of Mr. Zimmerman, the following amendments were adopted:

On page 1, section 1, line 8 of both the printed and engrossed bills, strike "meeting all of" and insert "substantially meeting"

On page 1, section 1, line 11 of both the printed and engrossed bills, after "property," strike "on" and insert "or"

Engrossed Senate Bill No. 606 as amended by the House was passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 629, by Senators Henry, Washington and Huntley:

Providing for the emergency protection and restoration of highways.

The bill was read the second time.

On motion of Mr. Williams, the following amendment was adopted:

On page 1, section 1, line 14 after "responsible bidder." insert the following new paragraph:

"The department of highways shall notify any association or organization of contractors filing a request to regularly receive notification. Notification to an association or organization of contractors shall include: (a) The location of the work to be done; (b) the general anticipated nature of the work to be done; and (c) the date determined by the department as reasonable in view of the nature of the work and emergent nature of the problem after which the department will not receive bids."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 629 as amended by the House was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 629 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 5; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Charnley, Grant, King, Lysen, Shinpoach—5.

Absent or not voting: Representatives Anderson, Flanagan, Johnson, Pardini—4.

Senate Bill No. 629 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 658, by Senator Mardesich:

Providing that manufacturers of retail goods be identified.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, line 5 of the engrossed and printed bill, beginning with "NEW SECTION." strike the balance of the bill and insert:

"NEW SECTION. Section 1. It shall be unlawful and a misdemeanor for any retailer in this state to sell or offer to sell any prerecorded sound or audio recording tape or any prerecorded video recording or tape unless such recording or tape bears the actual name and address of the recorder on its face or package: PROVIDED, That this act shall not be applicable to any said recording or tape that is intended to be used for broadcast by commercial or educational radio or television stations. Each and every sale of such recording or tape which does not bear the actual name and address of the recorder shall constitute a separate violation of this act.

NEW SECTION. Sec. 2. Each and every violation of section 1 of this act shall constitute a separate offense and be subject to a fine not to exceed one hundred dollars."

The bill was read the second time.

Mr. Curtis moved adoption of the committee amendment and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Curtis, I don't have the committee amendment in front of me. When you use the word 'recorder' are you referring to the musician or to the company that puts out the cassette?"

Mr. Curtis: "We are referring to the company. It is the company that makes the cassette. When we substituted the word 'recorder' for 'manufacturer'—let's say you have a blank cassette made by RCW or Ampac, someone else records the music on it. That someone would then be the recorder—the company that does the recording on the cassette."

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. King.

Mr. King: "I would suspect that most of the money involved in this kind of business is with radio and TV stations. If you exempt the sales and distribution to them, are you really fulfilling the intent of the act as it came from the Senate?"

Mr. Curtis: "No, the problem is not radio and TV stations and the exemption they get. Any recording they put on tape, in other words a commercial, can then be used and they don't have to put the name of KIRO or something like that on it. The problem is with black-market tapes, where an individual will buy blank tapes and record already-recorded music and then black-market them. We want to get at that unscrupulous individual by requiring that the name of the recorder be on the tape so that in turn it can be sold at retail and the individual can see who the recorder was and we can stop the black-market traffic."

Mr. King spoke in favor of the committee amendment.

The committee amendment was adopted.

Engrossed Senate Bill No. 658 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SUBSTITUTE SENATE BILL NO. 866, by Committee on Public Institutions:

Setting financial responsibility standards for residents of state residential schools.

The bill was read the second time.

Mr. Douthwaite moved adoption of the following amendment by Representatives Douthwaite and Paris:

On page 5, section 4, line 6 after "exceed" strike "one thousand" and insert "six hundred fifty"

Mr. Douthwaite spoke in favor of the amendment.

The Speaker called on Mr. Wolf to preside.

Mr. Farr spoke against adoption of the amendment, and Mr. Douthwaite spoke again in favor of it.

Mr. Paris spoke in favor of adoption of the amendment.

The amendment by Representatives Douthwaite and Paris was adopted.

Engrossed Substitute Senate Bill No. 866 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 755, by Senators Woodall, Sandison, Ridder and Scott (by Attorney General request):

Enacting the "Franchise Investment Protection Act."

The bill was read the second time.

On motion of Mr. Kuehnle, the following amendment was adopted:

On page 2, section 1, line 33 after "Person" strike the word "means" and insert "means"

The Clerk read the following amendment by Mr. Kuehnle:

On page 8, section 4, line 33 after "transfers" and before the period insert ", insofar as such information is reasonably available to the franchisor"

#### PARLIAMENTARY INQUIRY

Mr. Curtis: "I think I have an amendment starting on page 6, section 3, line 11, on the desk. Would you check that for me? It should come before Mr. Kuehnle's amendment."

The Speaker (Mr. Wolf presiding): "Your point is well taken. The Clerk will read the amendment by Mr. Curtis."

On motion of Mr. Curtis, the following amendment was adopted:

On page 6, section 3 after line 11 following subsection (5) insert a new subsection as follows:

"(6) Neither the registration requirements nor the provisions of section 18(2) of this act shall apply to any franchisor:

(a) Who meets the tests and requirements set forth in subsections (4)(a), (4)(b), and (4)(d) of this section; and

(b) Who is engaged in the business of renting or leasing motor vehicles through an interdependent system of direct and franchised operations in interstate commerce in twenty or more states; and

(c) Who is subject to the jurisdiction of the federal trade commission and the federal anti-trust laws."

On motion of Mr. Kuehnle, the following amendment was adopted:

On page 8, section 4, line 33 after "transfers" and before the period insert ", insofar as such information is reasonably available to the franchisor"

On motion of Mr. Kuehnle, the following amendment was adopted:

On page 9, section 4, line 3 following "may" insert "reasonably"

Mr. Kuehnle moved adoption of the following amendment:

On page 15, section 18, beginning on line 17, strike all of subsection (2) and insert the following:

"(2) For the purposes of this act and without limiting its general application, it shall be an unfair or deceptive act or practice or an unfair method of competition for any person to:

(a) Restrict or inhibit the right of the franchisees to join an association of franchisees.

(b) Require a franchisee to purchase or lease goods or services of the franchisor or from approved sources of supply unless and to the extent that the franchisor satisfies the burden of proving that such restrictive purchasing agreements are reasonably necessary for a lawful purpose justified on business grounds, and do not substantially affect competition.

(c) Discriminate between franchisees in the charges offered or made for royalties, goods, services, equipment, rentals, advertising services, or in any other business dealing, unless and to the extent that the franchisor satisfies the burden of proving that any classification or discrimination between franchisees is reasonable, is based on proper and justifiable distinctions considering the purposes of this act, and is not arbitrary.

(d) Sell, rent, or offer to sell to a franchisee any product or service for more than a fair and reasonable price.

(e) Obtain money, goods, services, any thing of value, or any other benefit from any other person with whom the franchisee does business on account of such business unless such benefit is promptly accounted for and transmitted to the franchisee.

(f) If he is the franchisor or subfranchisor, to compete with the franchisee in a relevant market or to grant competitive franchises in the relevant market area previously granted to another franchisee. Such relevant market to be determined exclusively by equitable principles.

(g) Require franchisee to assent to a release, assignment, novation, or waiver which would relieve any person from liability imposed by this act.

(h) Impose on a franchisee by contract, rule, or regulation, whether written or oral,

any standard of conduct unless the person so doing can sustain the burden of proving such to be reasonable and necessary.

(i) Fail to renew a franchise except for just cause, or in accordance with the current terms and standards established by the franchisor then equally applicable to all franchisees, unless and to the extent that the franchisor satisfies the burden of proving that any classification of or discrimination between franchisees is reasonable, is based on proper and justifiable distinctions considering the purposes of this act, and is not arbitrary.

(j) Terminate a franchise or to restrict the transfer of a franchise except for just cause, or in accordance with the current terms and standards established by the franchisor then equally applicable to all franchisees, unless and to the extent that the franchisor satisfies the burden of proving that any classification of or discrimination between franchisees is reasonable, is based on proper and justifiable distinctions considering the purposes of this act, and is not arbitrary. Upon termination the franchisee shall receive a fair and reasonable compensation for the value of the franchisee's inventory, supplies, equipment, and furnishings and those prepaid costs and expenses paid the franchisor: PROVIDED, That personalized materials which have no value to the franchisor need not be compensated for."

Representatives Kuehnle and Curtis spoke in favor of adoption of the amendment.

The Speaker resumed the Chair.

### PARLIAMENTARY INQUIRY

Mr. Pardini: "I had an amendment on the desk, copies of which are being circulated, which deals with the section which Representative Kuehnle moves to strike. I was unaware of Mr. Kuehnle's amendment to strike. I wonder if it would be in order to perfect Mr. Kuehnle's amendment as an amendment to the amendment? He is striking all of subsection (2). My amendment is in subsection (2)(f). It would also fall in the same category as Representative Kuehnle's amendment subsection (f). Either that, or if Mr. Kuehnle's amendment is adopted, would I be in a proper position to offer my amendment at that time?"

The Speaker: "Mr. Pardini, I find that your floor amendment does occur within subsection (2). It has just been placed on the desk and is now being distributed, I believe. Before certain portions of a bill are stricken by amendment and new matter inserted, it is proper to allow a perfection of the matter to be inserted. You would then have the option of raising a point of order to consider your amendment first, or you may prepare it in the form of an amendment to Mr. Kuehnle's amendment if it fits there."

Mr. Pardini: "I would like to make it an amendment to the amendment, Mr. Speaker."

Mr. Pardini moved adoption of the following amendment to the amendment by Mr. Kuehnle:

Amend the amendment by Mr. Kuehnle as follows: In subsection (2)(f) strike "to be determined exclusively by equitable principles" and insert "to be specifically listed in the franchise agreement"

Mr. Pardini spoke in favor of the amendment to the amendment.

The amendment by Mr. Pardini to the amendment by Mr. Kuehnle was adopted.

The amendment by Mr. Kuehnle as amended by Mr. Pardini was adopted.

On motion of Mr. Kuehnle, the following amendment was adopted:

On page 20, section 30, line 22 strike "January 1," and insert "May 1,"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 755 as amended by the House was placed on final passage.

Representative Hatfield spoke against passage of the bill, and Representatives Wojahn and Backstrom spoke in favor of it.

### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "Does this act intend that the state regulate franchises which are granted and/or regulated by governmental bodies or agencies? What I have in mind is, for example, Teleprompter in Tacoma that has a franchise from the federal government. Would they fall under the regulation of this act?"

Mr. Kuehnle: "I am afraid, Representative Ceccarelli, that I can't factually answer the question. My off-hand opinion would be 'yes.' It is a very far-reaching act with very few exemptions. I am not absolutely sure about that answer."

Mr. Ceccarelli: "Mr. Speaker, I bring that up because we are getting into another whole area here. If there is anyone that can speak to that that can answer that question, I wish they would come forward. I think this is very pertinent to this bill if we are going to get into regulating those franchises that are now controlled by governmental bodies or governmental agencies."

Mr. Curtis: "I think I can shed a little light although I am unable to find right now the section to refer to it. But Representative Ceccarelli, there is a section that says any franchisor whose last financial statement showed a net worth of not less than \$5 million is exempt. I think that would take out governmental entities so it would not cover that type of franchise."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 755 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Amen, Charnley, Flanagan, Hatfield, Hubbard, Kuehnle, Randall, Smith—8.

Absent or not voting: Representatives Anderson, Bradley, Copeland, Johnson—4.

Engrossed Senate Bill No. 755 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

I voted "no" on final passage of Engrossed Senate Bill No. 755 as amended by the House, however I noticed too late that my vote did not register. I wish to be recorded as voting "no." H. STAN BRADLEY, 31st District.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 892, by Representative Berentson:

Pertaining to transportation and the welfare of the state and its citizens.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

The bill was read the second time.

Mr. Berentson moved adoption of the committee amendment.

Mrs. Hurley moved adoption of the following amendment by Representatives Hurley and Hubbard to the committee amendment:

Amend the amendment by the Committee on Transportation as follows:

On page 14 of the amendment add a new section following section 19 as follows:

"NEW SECTION. Sec. 20. In addition to the powers and duties conferred upon it by law, the legislative transportation committee is further authorized and directed to study the feasibility of reimbursing those people whose property is not taken by eminent domain but which is adversely affected in a noneconomic manner by the development, construction, and use of freeways and other public highways."

Remember the remaining sections consecutively.

Mrs. Hurley spoke in favor of the amendment to the amendment.

The amendment by Representatives Hurley and Hubbard to the committee amendment was adopted.

Mr. Mentor moved adoption of the following amendment to the committee amendment:

Amend the amendment by the Committee on Transportation as follows:

On page 9, section 9, beginning on line 4, insert a new subsection following subsection (4) as follows:

"(5) A feasibility study of the establishment of a major jet airport facility in the vicinity of the Kitsap county airport."

Mr. Mentor spoke in favor of the amendment to the amendment, and Mr. Randall spoke against it.

The amendment by Mr. Mentor to the committee amendment was not adopted.

The Speaker stated the question before the House to be the committee amendment as amended by Representatives Hurley and Hubbard.

Representatives Berentson and Blair spoke in favor of the amended amendment.

The committee amendment to House Bill No. 892 as amended by Representatives Hurley and Hubbard was adopted.

On motion of Mr. Berentson, the committee amendment to the title was adopted.

House Bill No. 892 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 892 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 892, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative King—1.

Absent or not voting: Representatives Anderson, Copeland, Johnson—3.

Engrossed House Bill No. 892, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 747, by Representatives Brown and Morrison:

Reapportioning and redistricting the legislature.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 29, 1971, Forty-ninth Day, Ex. Sess.)

Mr. Brown moved that the committee amendments not be adopted.

Representatives Brown and Grant spoke in favor of the motion.

The motion was carried, and the committee amendments were not adopted.

Mr. Brown moved adoption of the following amendments by Representatives Brown and Morrison:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The purpose of this 1971 act is to redistrict the legislative districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of legislative district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the

populations of the legislative districts established by and described in this 1971 act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

**NEW SECTION.** Sec. 2. As a matter of state policy, the legislature hereby declares that legislative district division shall be determined by the legislature under the following restrictions:

(1) The Cascade Mountains shall be recognized as a natural barrier, and no district shall cross said barrier, except in the case of Skamania county. Although Skamania county crosses the Cascades, its population is mainly oriented towards the Columbia River and the western portion of the state. Skamania county is thus considered to be a western county.

(2) Those legislative districts containing portions of more than one county shall be divided into single member representative districts. All other districts shall be two-member representative districts, except that district 14 shall have three elected house members.

The three member district is maintained as part of the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the people of the state of Washington. The ratio of population between this single over-populated district and that of a 'normal' district computes out to 246:197. This provides proportional representation, correlating the representative value of one senator to that of 2-1/49 representatives (since this 1971 act provides for 49 senators and 99 representatives).

(3) Census areas will not be split into sections for which population cannot be verified.

**NEW SECTION.** Sec. 3. On the basis of the criteria set forth in this 1971 act, the population of each of the legislative districts established by this 1971 act is as follows:

1	67,683
2	68,163
A	34,036
B	34,127
3	68,067
4	67,838
5	68,065
6	67,821
7	68,432
8	67,527
A	33,911
B	33,616
9	67,847
A	33,953
B	33,894
10	68,018
A	33,990
B	34,028
11	67,512
A	33,908
B	33,604
12	67,970
A	34,042
B	33,928
13	67,473
A	33,677
B	33,796
14	84,446
15	68,369
A	34,288
B	34,081
16	67,902
17	67,467

A	33,746
B	33,721
18	68,039
19	67,905
A	33,731
B	34,174
20	67,392
A	33,574
B	33,818
21	68,079
22	68,293
23	68,608
24	67,777
A	33,971
B	33,806
25	68,126
26	68,565
27	68,476
28	68,374
29	68,219
30	68,029
31	67,974
A	33,830
B	34,144
32	68,147
33	67,846
34	68,049
35	67,933
36	68,032
37	68,037
38	68,057
39	68,207
A	33,962
B	34,245
40	67,850
A	34,020
B	33,830
41	68,002
42	68,034
43	68,266
44	67,915
45	68,308
A	34,034
B	34,274
46	68,117
47	68,616
48	68,077
49	67,416
A	33,695
B	33,721

**NEW SECTION.** Sec. 4. (1) Any area not specifically included within the boundaries of any of the districts as described in this 1971 act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area.

(2) Any area described in this 1971 act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The 1970 United States census shall be used for determining the number of inhabitants under the provisions of this 1971 act.

**NEW SECTION.** Sec. 5. The boundaries of census areas mentioned in this 1971 act shall be those established by the United States bureau of the census in the 1970 decennial

census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this 1971 act shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

**NEW SECTION.** Sec. 6. For election of members of the legislature, the territory of the state shall be divided into sixty-six legislative districts and forty-nine senatorial districts described in sections 7 through 72 of this 1971 act.

**NEW SECTION.** Sec. 7. Legislative district 1 shall consist of the following areas in King county: Block groups 1 and 2 of census tract 202, block groups 1 and 2 of census tract 208, census tracts 213, 212, 211, 210, 214, 207, 206, 205, 203, 204, 215, 216, 217, and 221, block group 1 of census tract 223, block groups 1 and 9 of census tract 222, and block group 1 of census tract 3.

**NEW SECTION.** Sec. 8. Legislative district 2-A shall consist of the following areas in Okanogan county: Enumeration districts 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 29, 30, 31, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, and 54, and census tracts 9501, 9502.01, 9502.02, and 9502.03; and the following areas in Douglas county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 16, 17, 18, 19, 20, 21, 22, and 23.

**NEW SECTION.** Sec. 9. Legislative district 2-B shall consist of all of Pend Oreille county; all of Stevens county; all of Ferry county; and the following areas in Okanogan county: Enumeration districts 1, 2, 3, 4, 5, 6, 8, 25, 26, 27, and 28.

**NEW SECTION.** Sec. 10. Legislative district 3 shall consist of the following areas in Spokane county: Enumeration districts 31, 32, 34, 64, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 125, 126, 127, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 145, 65, 128, 129, 30, 180, 168, 169, 170, 171, and 261.

**NEW SECTION.** Sec. 11. Legislative district 4 shall consist of the following areas in Spokane county: Enumeration districts 2, 6, 20, 21, 28, 33, 35, 36, 37, 38, 39, 40, 41, 42, 144, 146, 222, 223, 224, 225A, 225B, 228, 262, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 284B, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 368, 369, 370, 371, 372, 373, and 374.

**NEW SECTION.** Sec. 12. Legislative district 5 shall consist of the following areas in King county: Census tracts 219 and 220, block groups 2 and 3 of census tract 222, block group 9 of census tract 223, census tracts 224, 225, 226, 227, 228, 229, 323, and 218, and block group 3, and blocks 209 and 213 of census tract 230.

**NEW SECTION.** Sec. 13. Legislative district 6 shall consist of the following areas in Spokane county: Enumeration districts 147, 148, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 150, 151, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 190B, 191, 192, 149, 349, 350, 351, 346, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 226, 227, 229, 230, 231, 232, 233, 234, 235, 236, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 249, 250, 268, 333, 334, 335, 336, 337, 338, 339, 340, 352, 353, 348, 354, 355, 357, 358, 363, 364, 365, and 366.

**NEW SECTION.** Sec. 14. Legislative district 7 shall consist of the following areas in Spokane county: Enumeration districts 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 18, 19, 22, 23, 24, 25, 26, 27, 29, 120, 43, 44, 45, 46, 47, 48, 49, 50, 50B, 50C, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 121, 178, 111, 112, 113, 114, 115, 116, 117, 118, 119, 122, 123, 124, 179, 193, 172, 173, 174, 175, 176, 177, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 263, 264, 265, 266, 267, 195, 196, 197, 198, 199, 237, and 268.

**NEW SECTION.** Sec. 15. Legislative district 8-A shall consist of the following areas in Benton county: Census tracts 120, 119, 118, 101, 102, 103, 104, 105, 106, and 107, and enumeration district 49 of census tract 115.

**NEW SECTION.** Sec. 16. Legislative district 8-B shall consist of the following areas in Benton county: Census tracts 108, 110, 111, 112, and 109, enumeration districts 50, 50B, 51, 52, 52B, 53A, 53B, 54, and 55 of census tract 113, enumeration districts 56, 57, 57B, and 70B of census tract 114, census tracts 116 and 117; and the following areas in Klickitat county: Enumeration districts 1, 22, 20, 16, 17, 18, 19, and 14.

**NEW SECTION.** Sec. 17. Legislative district 9-A shall consist of the following areas in Whitman county: Enumeration districts 1, 2, 3, 4, 5, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45.

**NEW SECTION.** Sec. 18. Legislative district 9-B shall consist of the following areas in Whitman county: Enumeration districts 6, 7, 8, 9, 10, 23, 25, 26, and 27; the following areas of Spokane county: Enumeration districts 341, 343, 344, 345, 342, 347, 194, 248, 356, 356B, 359, 360, 361, and 362; all of Adams county; and all of Lincoln county.

**NEW SECTION.** Sec. 19. Legislative district 10-A shall consist of the following areas in Island county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10B, 11, 12, 13, 14, and 14B; the following areas in Jefferson county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 9902; the following areas in Mason county: Enumeration districts 1A, 1B, 1C, and 2; and the following areas in Kitsap county: Enumeration districts 24, 25, 15, 20, and 19.

**NEW SECTION.** Sec. 20. Legislative district 10-B shall consist of the following areas in Island county: Enumeration districts 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28,

29, and 30; the following areas in Kitsap county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 16, 17, 18, 22, 23, 24, 25, 26, 75, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92.

**NEW SECTION.** Sec. 21. Legislative district 11-A shall consist of all of Asotin county; all of Garfield county; all of Columbia county; and the following areas in Walla Walla county: Enumeration districts 19, 20, 21, 22, 23, 26, 29, 1, 2, 3, 8, 9, and 10.

**NEW SECTION.** Sec. 22. Legislative district 11-B shall consist of the following areas in Benton county: Enumeration district 69 of census tract 113, enumeration district 70A of census tract 114, and enumeration districts 47 and 48 of census tract 115; and the following areas of Walla Walla county: Enumeration districts 4, 5, 6, 7, 44, 45, 48, 17, 25, 27, 16, 28, 31, and 32, census tract 9504, enumeration districts 12, 14, 40, 41, 42, and 47, census tract 9506 and enumeration districts 11, 13, 18, 24, 30, and 39.

**NEW SECTION.** Sec. 23. Legislative district 12-A shall consist of the following areas in Douglas county: Enumeration districts 13 and 15; and the following areas in Chelan county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 23, 24, 25, 26 through 46 inclusive, 50, 51, 52, 53, 47, 48, and 49.

**NEW SECTION.** Sec. 24. Legislative district 12-B shall consist of all of Kittitas county; and the following areas in Chelan county: Enumeration districts 21, 20, 19, 18A, 18B, 17, 16, 15, 14, 11, 12, 13, and 22.

**NEW SECTION.** Sec. 25. Legislative district 13-A shall consist of the following areas in Grant county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 17, 36, 37A, 37B, 44, 45, 31, 32, 33, 34, 26, 27, 28, 29, 35, 39, 40, 41, 42, 23, and 30.

**NEW SECTION.** Sec. 26. Legislative district 13-B shall consist of the following areas in Grant county: Enumeration districts 43, 24, 25, 38, 46, 47, 48, 49, 50, 51, 52, and 53; and all of Franklin county.

**NEW SECTION.** Sec. 27. Legislative district 14 shall consist of the following areas in Yakima county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 41, 42, 44, 46, 47, 47B, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80B, 83, 84, 85, 86, 87, 88, 89, 90, 91, 91B, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 103B, 103C, 104, 105, 106, 107, 108, 109, 110, 111, 111B, 112, 113, 114, 115, 116, 120, 126, 127, and 128A.

**NEW SECTION.** Sec. 28. Legislative district 15-A shall consist of the following areas in Yakima county: Enumeration districts 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 35, 43, 45, 80A, 81, 82, 117, 118, 119, 121, 122, 123, 124, 125, 128B, 129, 146, 147, 148, 149, 170, 171, 172, 173, 174, 175, 178, 194, 195, and 196.

**NEW SECTION.** Sec. 29. Legislative district 15-B shall consist of the following areas in Yakima county: Enumeration districts 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 176, 177, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, and 193, and the following areas of Klickitat county: Enumeration districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, and 21.

**NEW SECTION.** Sec. 30. Legislative district 16 shall consist of the following areas in Snohomish county: Census tracts 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, and 514, block groups 1, 3, and 2 of census tract 515, and block groups 1, 2, 3, 5, 6, and 4 and blocks 938, 939, and 940 of census tract 519.

**NEW SECTION.** Sec. 31. Legislative district 17-A shall consist of the following area in Skamania county: Enumeration district 3; and the following areas in Clark county: Enumeration districts 610, 610B, 611, 613, and 614 of census tract 404, enumeration districts 618, 618B, 619, 624, and 624B of census tract 405.02, census tract 405.03, enumeration districts 627, 628, 628B, 635, and 636 of census tract 406, census tracts 407 and 411.02, blocks 114, 115, 116, 117, 118, and 123 of census tract 412, and census tracts 413, 414, and 415.

**NEW SECTION.** Sec. 32. Legislative district 17-B shall consist of the following areas in Skamania county: Enumeration districts 1, 2, 4, 5, 6, 7, 8, 9, and 10; and the following areas in Clark county: Census tracts 401 and 402, enumeration district 612 of census tract 404, census tract 405.01, enumeration district 623 of census tract 405.02, enumeration district 634 of census tract 406, census tract 408, blocks 201, 202, 203, 204, 205, 206, 207, 208, 209, 212, 214, 215, 216, 221, 222, 223, 224, and 226 of census tract 409, and block groups 1 and 9 and blocks 203, 204, 205, 206, and 207 of census tract 410.01.

**NEW SECTION.** Sec. 33. Legislative district 18 shall consist of the following areas in Cowlitz county: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 15B, 44, 45, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 9900, 16, 17, 18, 19, 20, 21, 26, 27, 28, 29, 30, 31, 32, 22, 23, 24, 25, 38, 39, 40, 41, 42, 43, 33, 34, 35, 36, 37, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56.

**NEW SECTION.** Sec. 34. Legislative district 19-A shall consist of the following areas in Grays Harbor county: Enumeration districts 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 9901, 66, 67, 68, and 69; the following areas in Lewis county: Enumeration districts 38 and 39; all of Wahkiakum county; and the following areas in Pacific county: Enumeration districts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 13B, 13C, 14, 15, 16, 17, 18, 25, 26, 22, 23, 21, 19, and 20.

**NEW SECTION.** Sec. 35. Legislative district 19-B shall consist of the following areas in Grays Harbor county: Enumeration districts 34 through 50 inclusive, 51A, 51B, 52, 53,

9900, 28, 29, 33, 31, 32, 18, 19, 22, 23, 24, 25, 26, 27, and 30; the following areas in Pacific county: Enumeration districts 1 and 24; and the following areas in Lewis county: Enumeration districts 37, 41, 42, and 46.

**NEW SECTION.** Sec. 36. Legislative district 20-A shall consist of the following areas in Thurston county: Enumeration districts 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, and 80; the following areas in Lewis county: Enumeration districts 1, 2, 3, 4, 53, 54, 55, 56, 57, 58, and 59; and the following areas in Pierce county: Census tracts 701, and 702, enumeration district 73 of census tract 730, and census tracts 731 and 732.

**NEW SECTION.** Sec. 37. Legislative district 20-B shall consist of the following areas in Lewis county: Enumeration districts 5, 6, 7, 8, 9, 10, 30, 31, 32, 33, 34, 35, 36, 40, 43, 44, 45, 45B, 47, 48, 48B, 49, 50, 51, and 52, and census tracts 9501, 9502, and 9503.

**NEW SECTION.** Sec. 38. Legislative district 21 shall consist of the following areas in Snohomish county: Census tracts 407, 408, 409, 413, 416, 417, 418, 419, 420, 501, 502, 503, 516, 517, 518, and 520, and block groups 4 and 5 of census tract 515.

**NEW SECTION.** Sec. 39. Legislative district 22 shall consist of the following areas in Thurston county: Enumeration district 1A, 1B, 1C, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 30, 31, 32, 60, 63, 61, 62, 65, 64, 67, 66, and 69; census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9507.01, 9507.02, 9507.03, 9507.04, 9507.05, 9507.06, 9507.08, 9507.09, and 68.

**NEW SECTION.** Sec. 40. Legislative district 23 shall consist of the following areas in Kitsap county: Enumeration districts 27, 28, 29, 30, 31, 34, 35, 36, 75, 76, 77, 78, 72, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 111, and 112, census tracts 9501, 9502, 9503, 9504, 9505, 9506, 9508, and 9509, enumeration districts 80, 74, 33, 32, and 21, and all of enumeration district 110 except for Blake Island.

**NEW SECTION.** Sec. 41. Legislative district 24-A shall consist of the following areas in Clallam county: Enumeration districts 1 through 38 inclusive, 39A, 39B through 41 inclusive, 9900, and 9901.

**NEW SECTION.** Sec. 42. Legislative district 24-B shall consist of the following areas in Mason county: Enumeration districts 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 24, 25, 26, and 27, and census tract 9501; and the following areas in Grays Harbor county: Enumeration districts 1, 2, 3, 4, 5, 6, 7A, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, and 21; the following areas in Jefferson county: Enumeration districts 14, 15, 16, 17, 18, 19, 20, 9900, and 9901; and the following area in Clallam county: Enumeration district 42.

**NEW SECTION.** Sec. 43. Legislative district 25 shall consist of the following areas in Pierce county: Census tracts 704, 705, 706, 707, 709, 710, 711, 712, block groups 1, 4, 5, and 6 and blocks 204, 312, 313, 314, and 315 of census tract 713, blocks 101 and 109 of census tract 716, census tracts 733 and 734, and block groups 1, 2, and 3 of census tract 633.

**NEW SECTION.** Sec. 44. Legislative district 26 shall consist of the following areas in Pierce county: Census tract 601, block group 9 of census tract 602, enumeration district 1906 of census tract 602.99, census tracts 603, 604, and 605, block groups 1, 2, 3, 4, 5, and 9 of census tract 606, block groups 1, 2, 4, and 5 of census tract 607, block group 1 of census tract 608, census tracts 609 and 610, block groups 1, 3, and 4 of census tract 615, census tract 708, enumeration district 1900 of census tract 708.99, blocks 310, 311, 312 and block groups 4, 5, 6, 7, and 9 of census tract 723.02, enumeration district 42, and census tracts 724, 725, 726, 727, and 735.

**NEW SECTION.** Sec. 45. Legislative district 27 shall consist of the following areas in Pierce county: Block group 2 of census tract 602, block group 6 of census tract 606, block groups 3, 6, and 7 of census tract 607, block groups 2, 3, 4, 5, 6, and 7 of census tract 608, census tracts 611, 612, 613, and 614, block groups 2 and 5 of census tract 615, census tracts 616.01, 616.02, 617, 618, 619, 620, 621, and 622, block groups 1 and 2 of census tract 623, block groups 1, 2, 5, 6, and 7 of census tract 624, block groups 1, 2, 3, 6, 7, 8, and 9 of census tract 625, census tract 626, block groups 1 and 2 of census tract 627, block group 1 of census tract 628, and block group 1 of census tract 629.

**NEW SECTION.** Sec. 46. Legislative district 28 shall consist of the following areas in Pierce county: Block groups 3 and 9 of census tract 627, block groups 2 and 3 of census tract 628, block group 6 of census tract 629, census tracts 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, 722, and 723.01, block groups 1 and 2 and blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309 of census tract 723.02.

**NEW SECTION.** Sec. 47. Legislative district 29 shall consist of the following areas in Pierce county: Block groups 3 and 4 of census tract 623, block groups 3 and 4 of census tract 624, block groups 4 and 5 of census tract 625, block groups 2, 3, 4, and 5 of census tract 629, census tracts 630, 631, 632, 634, 635, 714, and 715, block groups 4, 5, and 9 of census tract 633, census tracts 717, 728, and 729, enumeration districts 71, 71B, and 72 of census tract 730, and blocks 205, 206, 207, 208, 209, 210, 211, 301, 302, 304, 305, 306, 308, 309, 310, 311, 316, 317, 318, 319, and 320 of census tract 713.

**NEW SECTION.** Sec. 48. Legislative district 30 shall consist of the following areas in King county: Census tracts 303, 302, 301, 300, 298, 289, 290, block groups 2, 3, 4, and 5 of census tract 291, block groups 1 and 2 of census tract 292, census tracts 277 and 297, and enumeration district 356 of census tract 305.

**NEW SECTION.** Sec. 49. Legislative district 31-A shall consist of the following areas in King county: Census tracts 267, 276, 278, 274, 116, and 121, block groups 2, 3, 4, and 5 of census tract 120, and block group 4 of census tract 275; and the following areas in Kitsap county: Blake Island of enumeration district 110.

**NEW SECTION.** Sec. 50. Legislative district 31-B shall consist of the following areas in King county: Census tracts 279, 280, 285, 286, and 287, block groups 2, 3, 4, and 9 of census tract 288, and block groups 1, 2, 3, and 5 of census tract 275.

**NEW SECTION.** Sec. 51. Legislative district 32 shall consist of the following areas in King county: Census tract 13, block groups 1, 2, 3, and 6 of census tract 14, blocks 601, 603, 604, 605, 607, 608, 609, 610, 611, 612, and 613 of census tract 27, census tracts 17, 18, 28, and 29, block groups 1, 2, and 6 of census tract 30, block group 2 of census tract 33, census tracts 34, 35, 46, 47, 48, and 49, block group 4 of census tract 19, census tracts 50 and 51, block groups 3 and 4 of census tract 52, and census tract 54.

**NEW SECTION.** Sec. 52. Legislative district 33 shall consist of the following areas of King county: Blocks 301, 302, 303, 304, 305, 306, 307, 309, 311, 312, and 313 of census tract 271, block groups 1 and 2 of census tract 265, census tract 118, block groups 2, 3, 4, 7, and 8 of census tract 112, and census tracts 268, 269, 270, 264, 263, 117, 111, 110, 109, 104, 103, 102, and 100, and enumeration district 1952 of census tract 12.99.

**NEW SECTION.** Sec. 53. Legislative district 34 shall consist of the following areas in King county: Census tracts 96, 97, 98, and 99, enumeration district 2221 of census tract 99.99, census tracts 105, 106, 107, and 108, enumeration district 1951 of census tract 108.99, census tracts 115, 114, and 113, block group 1 of census tract 120, census tract 266, block groups 3, 4, 5, and 7 of census tract 265, and block group 1 of census tract 112.

**NEW SECTION.** Sec. 54. Legislative district 35 shall consist of the following areas in King county: Block groups 1 and 9 of census tract 291, block groups 3, 4, 5, 6, and 9 of census tract 292, block groups 1, 6, and 5 of census tract 288, census tracts 283, 284, 281, 282, 273, 272, 262, 261, 260, and 259, block groups 2, 3, 4, 5, 6, 7, and 9 of census tract 253, block groups 2 and 3 of census tract 252, block groups 1 and 2, and block 308 of census tract 271, and census tract 119.

**NEW SECTION.** Sec. 55. Legislative district 36 shall consist of the following areas in King county: Census tracts 56, 57, 58, 59, 60, 67, 68, 69, 70, 71, 72, 73, and 80, block groups 1, 5, 6, 7, 3, 4, and 9 of census tract 74, census tract 66, block group 4 of census tract 81, block groups 1, 4, 5, and 9 of census tract 65, and enumeration district 214 of census tract 55.

**NEW SECTION.** Sec. 56. Legislative district 37 shall consist of the following areas in King county: Block groups 1, 3, 4, 5, 6, and 7 of census tract 100, census tract 93, enumeration district 2222 of census tract 93.99, census tracts 101, 95, 94, 89, 90, 91, 92, 88, 87, 86, 85, and 82, block groups 1, 2, 3, 5, and 6 of census tract 81, census tracts 76 and 79, block groups 2, 3, and 4 of census tract 77, and block group 6 of census tract 78.

**NEW SECTION.** Sec. 57. Legislative district 38 shall consist of the following areas in Snohomish county: Blocks 901, 902, 903, 904, 905, 906, 912, 913, 914, 936, 929, 933, and 934, enumeration districts 559, 558A, and 558B and block groups 7 and 8 of census tract 519, enumeration districts 562 and 561 of census tract 521, census tract 524, enumeration district 555 of census tract 416, census tracts 525, 402, 405, 406, 410, 411, 412, 414, 415, 401, 403, 404, and 530, and enumeration district 526 of census tract 529.

**NEW SECTION.** Sec. 58. Legislative district 39-A shall consist of the following areas in Skagit county: Enumeration districts 1, 2, and 3; the following area in Whatcom county: Enumeration district 1A; the following areas in Snohomish county: Census tract 528, enumeration districts 521A, 521B, 521C, 522, 523, 523B, and 525 of census tract 529, census tracts 531, 532, 533, 534, and 535, enumeration district 529 of census tract 536, and census tract 537.

**NEW SECTION.** Sec. 59. Legislative district 39-B shall consist of the following areas in King county: Census tracts 324, 325, 328, and 329; the following areas in Snohomish county: Enumeration district 560 of census tract 521, census tracts 522, 523, 526, and 527, enumeration district 525B of census tract 529, enumeration districts 528 and 530 of census tract 536, and census tract 538.

**NEW SECTION.** Sec. 60. Legislative district 40-A shall consist of the following areas in Skagit county: Enumeration districts 4, 5, 6, 7, 9, 15, 27, 28, 29, 30, 31, 32, 33, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, and 66.

**NEW SECTION.** Sec. 61. Legislative district 40-B shall consist of the following areas in Skagit county: Enumeration districts 8, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 34, 35, 36, 67, and 68; the following areas in Whatcom county: Enumeration districts 1B, 2, 3, 4, 5, 6, 7, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 43; and all of San Juan county.

**NEW SECTION.** Sec. 62. Legislative district 41 shall consist of the following areas in King county: Block groups 2, 3, 4, 5, and 9 and blocks 102 through 107 inclusive of census tract 248, census tracts 243, 244, 245, 246, 239, 247, 249, 250, 321, 327, and 320, and blocks 107 and 109 through 118 inclusive of census tract 253.

**NEW SECTION.** Sec. 63. Legislative district 42 shall consist of the following areas in Whatcom county: Enumeration districts 8, 9, 10, 11, 12, 13A, 13B, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 83, 84, 81, 80, 44, 24, 25, 82, 85, 86, 87, and 88, and census tracts 9501.04, 9501.01, 9501.02, 9501.03, 9501.05, 9501.06 and 9501.99.

**NEW SECTION.** Sec. 64. Legislative district 43 shall consist of the following areas in King county: Census tracts 41, 42, 43, 45, and 53, block groups 1 and 2 of census tract 52, census tracts 61, 62, 63, and 64, block groups 2 and 3 of census tract 65, block groups 1 and 5 of census tract 77, block groups 1, 2, 3, 4, 5, and 7 of census tract 78, census tract 75, and block group 2 of census tract 74.

*NEW SECTION.* Sec. 65. Legislative district 44 shall consist of the following areas in King county: Block group 3 of census tract 3, census tracts 4, 5, 6, and 12, block groups 4 and 5 of census tract 14, census tracts 15 and 16, block groups 4 and 5 of census tract 17, census tracts 30, 31, 32, 33, and 201, block group 3 of census tract 202, block groups 3, 4, and 9 of census tract 208, and census tract 209.

*NEW SECTION.* Sec. 66. Legislative district 45-A shall consist of the following areas in King county: Census tract 304, block groups 1, 4, and 9 and enumeration districts 355, 1511, 1512, 1513, and 1514 of census tract 305, census tracts 306, 307, 308, 309, 310, and 311, blocks 904, 910, 911, 912, and 913 of census tract 296, census tract 299, and enumeration district 366A of census tract 312.

*NEW SECTION.* Sec. 67. Legislative district 45-B shall consist of the following areas in King county: Blocks 901, 902, 903, 905, 906, 907, block group 1, and enumeration district 368 of census tract 296, block groups 1 and 5, blocks 903 through 908 and 909 of census tract 295, enumeration districts 365, 365B, 365C, 366B, 367, and 370C of census tract 312; census tracts 313, 314, 315, and 316, block groups 1 and 9 and enumeration district 315 of census tract 317, and census tracts 330 and 331; and the following area in Pierce county: Census tract 703.

*NEW SECTION.* Sec. 68. Legislative district 46 shall consist of the following areas in King county: Census tract 1, block groups 1, 2, 4, 5, 6, and 9 of census tract 2, block group 6 of census tract 3, block groups 1, 2, 3, 6, 7, and 9 of census tract 7, census tracts 8, 9, and 10, block groups 1 and 2 of census tract 11, block groups 1, 2, and 3 of census tract 19, census tracts 20, 21, and 22, enumeration district 217 of census tract 23, census tracts 24, 25, and 26, block groups 1, 2, 3, 4, 5, and 7 and blocks 616, 615, and 614 of census tract 27, and census tracts 36, 37, 38, 39, 40, and 44.

*NEW SECTION.* Sec. 69. Legislative district 47 shall consist of the following areas in King county: Block groups 1, 4, and 9 of census tract 252, census tracts 251, 255, 254, 256, 257, 258, 319, 318, 293, and 294, enumeration districts 314A and 314B of census tract 317, blocks 901, 902, 910, and 911 and block group 2 of census tract 295, blocks 101 through 106 inclusive and 108 of census tract 253.

*NEW SECTION.* Sec. 70. Legislative district 48 shall consist of the following areas in King county: Block group 1 and blocks 201 through 208 inclusive and 210 through 212 inclusive of census tract 230, census tracts 231, 232, 237, 236, 233, 234, 235, 238, 240, 241, 242, 322, and 326, and block 101 of census tract 248.

*NEW SECTION.* Sec. 71. Legislative district 49-A shall consist of the following areas in Clark county: Census tract 403, block 210 of census tract 409, blocks 301, 302, 303, 304, 305, 306, 307, 308, and 309, block groups 4, 5, 6, 7, and 9, and enumeration district 647 of census tract 410.01, block groups 3, 4, 5, 6, and 9 of census tract 412, blocks 303, 304, 305, 308, 309, and 312 of census tract 419, census tracts 420, 421, 422, and 424, block group 2 of census tract 425, block groups 2, 3, 4, 6, and 9 of census tract 426, enumeration district 2301 of census tract 426.99, and census tracts 428, 429, 430, and 431; and the following area in Cowlitz county: Enumeration district 68.

*NEW SECTION.* Sec. 72. Legislative district 49-B shall consist of the following areas in Clark county: Blocks 201, 208, and 311 of census tract 410.01, census tracts 410.02 and 411.01, blocks 101, 102, 103, 104, 105, 108, 109, 110, 112, 113, 117, 119, 121, and 124, enumeration district 1121, and block groups 2, 6, and 9 of census tract 412, census tracts 416, 417, and 418, block groups 1 and 2, blocks 301, 302, 306, 307, 310, 311, 313, 316, 317, 318, 319, 320, 321, 322, and 323 and block group 9 of census tract 419, census tract 423, block groups 1 and 3 of census tract 425, block groups 1, 6, and 9 of census tract 426, and census tract 427.

*NEW SECTION.* Sec. 73. The Senate shall consist of forty-nine members, one of whom shall be elected from each senatorial district. Each legislative district except 2-A, 2-B, 8-A, 8-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 31-A, 31-B, 39-A, 39-B, 40-A, 40-B, 9-A, 9-B, 45-A, 45-B, 49-A, and 49-B shall compose a senatorial district. Legislative district 2-A shall be combined with legislative district 2-B to form the second senatorial district; legislative district 8-A shall be combined with legislative district 8-B to form the eighth senatorial district; legislative district 10-A shall be combined with legislative district 10-B to form the tenth senatorial district; legislative district 11-A shall be combined with legislative district 11-B to form the eleventh senatorial district; legislative district 12-A shall be combined with legislative district 12-B to form the twelfth senatorial district; legislative district 13-A shall be combined with legislative district 13-B to form the thirteenth senatorial district; legislative district 15-A shall be combined with legislative district 15-B to form the fifteenth senatorial district; legislative district 17-A shall be combined with legislative district 17-B to form the seventeenth senatorial district; legislative district 19-A shall be combined with legislative district 19-B to form the nineteenth senatorial district; legislative district 20-A shall be combined with legislative district 20-B to form the twentieth senatorial district; legislative district 24-A shall be combined with legislative district 24-B to form the twenty-fourth senatorial district; legislative district 31-A shall be combined with legislative district 31-B to form the thirty-first senatorial district; legislative district 39-A shall be combined with legislative district 39-B to form the thirty-ninth senatorial district; legislative district 40-A shall be combined with legislative district 40-B to form the fortieth senatorial district; legislative district 9-A shall be combined with legislative district 9-B to form the ninth senatorial district; legislative district 45-A shall be combined with legislative district 45-B to form the forty-fifth senatorial district; legislative district 49-A shall be combined with legislative district 49-B to form the forty-ninth senatorial district.

**NEW SECTION.** Sec. 74. Of the senators provided for in this 1971 act, one senator shall be elected from each of the following senatorial districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1974 and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other senatorial districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every four years thereafter, for a term of four years.

**NEW SECTION.** Sec. 75. The House of Representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district, except that one representative shall be elected from the 2-A, 2-B, 8-A, 8-B, 9-A, 9-B, 10-A, 10-B, 11-A, 11-B, 12-A, 12-B, 13-A, 13-B, 15-A, 15-B, 17-A, 17-B, 19-A, 19-B, 20-A, 20-B, 24-A, 24-B, 31-A, 31-B, 39-A, 39-B, 40-A, 40-B, 45-A, 45-B, 49-A, and 49-B legislative districts, and three representatives shall be elected from the 14th legislative district.

**NEW SECTION.** Sec. 76. The representatives provided for in this 1971 act shall be elected from the legislative districts created by this 1971 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

**NEW SECTION.** Sec. 77. The term of office of each senator and representative elected after the effective date of this 1971 act shall commence on the second Monday in January following the date of election.

**NEW SECTION.** Sec. 78. If the inclusion in this 1971 act of any set or sets of separate legislative districts within a senatorial district or districts shall render this 1971 act invalid, the whole senatorial district or districts shall be treated as a legislative district or districts with two representatives and without separate legislative districts. If any other provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of this 1971 act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 79. Sections 1 through 78 of this 1971 act are added to chapter 44.07 RCW.

**NEW SECTION.** Sec. 80. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW 44.07.150;
- (17) Section 17, chapter 6, Laws of 1965 and RCW 44.07.160;
- (18) Section 18, chapter 6, Laws of 1965 and RCW 44.07.170;
- (19) Section 19, chapter 6, Laws of 1965 and RCW 44.07.180;
- (20) Section 20, chapter 6, Laws of 1965 and RCW 44.07.190;
- (21) Section 21, chapter 6, Laws of 1965 and RCW 44.07.200;
- (22) Section 22, chapter 6, Laws of 1965 and RCW 44.07.210;
- (23) Section 23, chapter 6, Laws of 1965 and RCW 44.07.220;
- (24) Section 24, chapter 6, Laws of 1965 and RCW 44.07.230;
- (25) Section 25, chapter 6, Laws of 1965 and RCW 44.07.240;
- (26) Section 26, chapter 6, Laws of 1965 and RCW 44.07.250;
- (27) Section 27, chapter 6, Laws of 1965 and RCW 44.07.260;
- (28) Section 28, chapter 6, Laws of 1965 and RCW 44.07.270;
- (29) Section 29, chapter 6, Laws of 1965 and RCW 44.07.280;
- (30) Section 30, chapter 6, Laws of 1965 and RCW 44.07.290;
- (31) Section 31, chapter 6, Laws of 1965 and RCW 44.07.300;
- (32) Section 32, chapter 6, Laws of 1965 and RCW 44.07.310;
- (33) Section 33, chapter 6, Laws of 1965 and RCW 44.07.320;
- (34) Section 34, chapter 6, Laws of 1965 and RCW 44.07.330;
- (35) Section 35, chapter 6, Laws of 1965 and RCW 44.07.340;
- (36) Section 36, chapter 6, Laws of 1965 and RCW 44.07.350;
- (37) Section 37, chapter 6, Laws of 1965 and RCW 44.07.360;
- (38) Section 38, chapter 6, Laws of 1965 and RCW 44.07.370;
- (39) Section 39, chapter 6, Laws of 1965 and RCW 44.07.380;
- (40) Section 40, chapter 6, Laws of 1965 and RCW 44.07.390;
- (41) Section 41, chapter 6, Laws of 1965 and RCW 44.07.400;
- (42) Section 42, chapter 6, Laws of 1965 and RCW 44.07.410;
- (43) Section 43, chapter 6, Laws of 1965 and RCW 44.07.420;

- (44) Section 44, chapter 6, Laws of 1965 and RCW 44.07.430;
- (45) Section 45, chapter 6, Laws of 1965 and RCW 44.07.440;
- (46) Section 46, chapter 6, Laws of 1965 and RCW 44.07.450;
- (47) Section 47, chapter 6, Laws of 1965 and RCW 44.07.460;
- (48) Section 48, chapter 6, Laws of 1965 and RCW 44.07.470;
- (49) Section 49, chapter 6, Laws of 1965 and RCW 44.07.480;
- (50) Section 50, chapter 6, Laws of 1965 and RCW 44.07.490;
- (51) Section 51, chapter 6, Laws of 1965 and RCW 44.07.500;
- (52) Section 52, chapter 6, Laws of 1965 and RCW 44.07.510;
- (53) Section 53, chapter 6, Laws of 1965 and RCW 44.07.520;
- (54) Section 54, chapter 6, Laws of 1965 and RCW 44.07.530;
- (55) Section 55, chapter 6, Laws of 1965 and RCW 44.07.540;
- (56) Section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and
- (57) Section 58, chapter 6, Laws of 1965 and RCW 44.07.910; but this repeal shall not affect the forty-second legislature or the terms of its members."

Strike all of the title and insert the following:

"An Act relating to the redistricting and reapportionment of the state into legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 5, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW 44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of 1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430; repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910."

Representative Brown spoke in favor of the amendments, and Representatives Grant and Bottiger spoke against them.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Litchman.

Mr. Litchman: "According to my figures, Mr. Brown, if your amendment passes, we would continue to elect some 56 Republicans and 43 Democrats. Is that essentially correct?"

Mr. Brown: "I think that depends entirely on the quality of the candidate you put forth."

Mr. Litchman: "Mr. Brown, in your district you must have a breakdown as to what some of the Republicans have done in your district. . . ."

The Speaker: "Do you want to yield to further question, Mr. Brown?"

Representative Brown declined to yield to a further question.

Representative Litchman spoke against adoption of the amendment.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. Litchman, your three minutes have expired. Please conclude your remarks."

Mr. Litchman concluded his remarks in opposition to the amendment.

Mr. Brown closed debate, speaking in favor of the amendments.

The amendments by Representatives Brown and Morrison were adopted on a rising vote.

House Bill No. 747 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 747 be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 747 to third reading and final passage, and the motion was lost by the following vote: Yeas, 52; nays, 44; absent or not voting, 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charney, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Douthwaite, Gallagher, Gladder, Grant, Haussler, Hurley, Jastad, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn—44.

Absent or not voting: Representatives Anderson, Copeland, Johnson—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 51, by Committee on Medicine, Dentistry and Health Care, Air and Water Pollution:

Providing for changes in certain licensing regulations.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 27, 1971, Forty-seventh Day Ex. Sess.)

The bill was read the second time.

Mr. Curtis spoke in favor of adoption of the committee amendment.

Mr. Polk moved adoption of the following amendment to the committee amendment:

Amend the amendment by the Committee on Business and Professions as follows:

On page 3, section 5, line 14 after "provided," and before "a" strike "to said director" and insert "[to said director]"

#### PARLIAMENTARY INQUIRY

Mr. Polk: "Mr. Speaker, if I may be permitted, the first eight pages of my amendments all deal with the same subject, and I wonder if I would treat all of them at the same time and move the first twelve amendments?"

The Speaker: "We do have one further intervening floor amendment, Mr. Polk. With

the consent of the House, you may speak to all of those amendments since they all deal with the same subject matter. If your first amendment does not carry, then you might want to withdraw the remainder. It would also save a few pages in the Journal, I might add."

Representatives Polk, Curtis and Farr spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Kopet: "If this money goes into this revolving fund, would it then be appropriated out by the usual budget process? Or would it be placed in reserve on that particular board? Most of these boards, agencies, etc. are appropriated in the budget's book. Is it the intent to continue?"

Mr. Polk: "Yes, you bring up an important point, Mr. Kopet, and I would like to point out on page 4 of this amendment, that at the close of the 1971-73 biennium the director shall transfer all money remaining in the business and profession revolving fund to the general fund, and he will only withhold still five percent to keep this fund going, the purpose of this being so we would not (I think the phrase is) 'cop-out' on the general fund for this biennium."

#### MOTION

Mr. Beck moved that Substitute Senate Bill No. 51 be rereferred to the Committee on Business and Professions.

Representative Beck spoke in favor of the motion, and Representatives Curtis and Morrison spoke against it.

Mr. Beck closed debate, speaking in favor of the motion.

The motion by Mr. Beck was lost.

#### MOTIONS

On motion of Mr. Morrison, the House deferred further consideration of Engrossed Substitute Senate Bill No. 51, and the bill was ordered placed at the top of tomorrow's second reading calendar.

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Thursday, May 6, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-SIXTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, May 6, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Johnson and Ross. Representative Johnson was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend J. Allan Justad of the First United Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

May 6, 1971.

ENGROSSED SENATE BILL NO. 486, providing legislation to promote the public welfare in regard to the public highways of this state, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Bauer, Beck, Blair, Charnley, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Hoggins, Jones, Kraabel, Martinis, McCormick, Newhouse, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

May 6, 1971.

SUBSTITUTE SENATE BILL NO. 770, establishing uniform relocation program for eminent domain takings, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Beck, Blair, Charnley, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Hoggins, Jones, Kraabel, Martinis, McCormick, Newhouse, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

May 6, 1971.

ENGROSSED SUBSTITUTE SENATE BILL NO. 915, increasing motor vehicle fuel tax for support of Puget Sound ferry system, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Beck, Blair, Charnley, Cunningham, Gallagher, Gilleland, Gladder, Hansey, Hoggins, Jones, Kraabel, Martinis, McCormick, Rabel, Schumaker.

Passed to Committee on Rules and Administration for second reading.

## MESSAGE FROM THE GOVERNOR

Office of the Governor, May 6, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 5 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 300: Relating to right of entry by department of natural resources employees;

ENGROSSED HOUSE BILL NO. 688: Making supplemental appropriations to the department of natural resources;

ENGROSSED HOUSE BILL NO. 1037: Excepting children attending state residential schools from the compulsory school attendance law.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

MESSAGES FROM THE SENATE

May 5, 1971.

Mr. Speaker: The Senate has passed:  
SENATE CONCURRENT RESOLUTION NO. 23,  
SENATE CONCURRENT RESOLUTION NO. 31,  
and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 5, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 394,  
HOUSE BILL NO. 437,  
SUBSTITUTE HOUSE BILL NO. 561,  
ENGROSSED HOUSE BILL NO. 597,  
ENGROSSED HOUSE BILL NO. 622,  
ENGROSSED HOUSE BILL NO. 643,  
HOUSE BILL NO. 707,  
ENGROSSED HOUSE BILL NO. 841,  
HOUSE BILL NO. 860,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 4, 1971.

Mr. Speaker: The President has signed:  
SENATE BILL NO. 42,  
SENATE BILL NO. 472,  
SENATE BILL NO. 858,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 5, 1971.

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 53,  
HOUSE BILL NO. 133,  
HOUSE BILL NO. 222,  
SUBSTITUTE HOUSE BILL NO. 379,  
SUBSTITUTE HOUSE BILL NO. 562,  
HOUSE BILL NO. 575,  
HOUSE BILL NO. 1060,  
HOUSE CONCURRENT RESOLUTION NO. 7,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

SENATE AMENDMENTS TO HOUSE BILL

April 30, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 853 with the following amendments:

On page 1 strike all of section 1 and insert:

“NEW SECTION. Section 1. Section 1, chapter 168, Laws of 1921 and RCW 9.04.030 are each repealed.”

On page 2 add a new section following section 2 to read as follows:

“NEW SECTION. Sec. 3. Section 3, chapter 192, Laws of 1939 and RCW 18.81.030 are each repealed.”

In line 1 of the title after “punishments;” strike “amending” and insert “repealing”

In line 2 of the title after “RCW 9.04.030;” strike “and” and on line 3 after “RCW 9.68.030” and before the period insert “; and repealing section 3, chapter 192, Laws of 1939 and RCW 18.81.030”

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

The House resumed consideration of the Senate amendments to Engrossed House Bill No. 853. The Speaker stated the question before the House to be the motion by Mr. Charette that the House do concur in the Senate amendments.

Mr. Charette stated that after moving to concur in the Senate amendments (the motion

taking precedence over the motion not to concur) he had talked to a number of people and had had an opportunity to look at the proposed solution that a conference committee would consider, and he now urged the members to vote against the motion.

The motion was lost. The House refused to concur in the Senate amendments to Engrossed House Bill No. 853 and asked the Senate to recede therefrom.

#### INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1134, by Representatives Curtis, Wolf and Pardini:  
An Act relating to revenue and taxation; and creating a new section.  
Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 23, by Senators Odeggaard, Gardner, Metcalf, Ridder, Newschwander and Francis:  
Providing for study of vocational education needs and capabilities.  
Referred to Committee on Education and Libraries.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 31, by Senators Peterson (Lowell), Peterson (Ted) and Metcalf:  
Creating the interim committee on fisheries, game, and gamefish.  
Referred to Committee on State Government.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "By agreement of leadership, floor resolutions are arriving in large numbers now and rather than take long floor time in these next two or three days, we have by agreement decided to hold over action on floor resolutions, unless they are appropriate to a particular day, until the closing business of the House on Sunday and Monday."

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 42,  
SENATE BILL NO. 472,  
SENATE BILL NO. 858,  
HOUSE BILL NO. 38,  
HOUSE BILL NO. 84,  
HOUSE BILL NO. 125,  
HOUSE BILL NO. 144,  
HOUSE BILL NO. 172,  
HOUSE BILL NO. 254,  
HOUSE BILL NO. 305,  
HOUSE BILL NO. 357,  
HOUSE BILL NO. 394,  
HOUSE BILL NO. 397,  
HOUSE BILL NO. 414,  
HOUSE BILL NO. 642,  
HOUSE BILL NO. 643,  
HOUSE BILL NO. 727,  
HOUSE BILL NO. 765,  
HOUSE BILL NO. 800,  
HOUSE BILL NO. 841.

#### MOTION

On motion of Mr. Morrison, the House advanced to the tenth order of business.  
Mr. Morrison demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representative Johnson.

On motion of Mr. Bledsoe, the absent member was excused and the House proceeded with business under the Call of the House.

## THIRD READING

ENGROSSED SENATE JOINT RESOLUTION NO. 22, as amended by the House, by Senators Greive, Knoblauch, Talley, Lewis, Keefe, Sandison, Ridder, McCutcheon, Fleming, Connor, Peterson (Lowell), Peterson (Ted), Gardner, Francis, Herr, Day, Odegaard, Washington and Cooney (by Executive and Legislative Council request):

Providing a constitutional amendment concerning loaning the credit of the state.

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Joint Resolution No. 22 as amended by the House, and the bill was ordered placed at the bottom of today's third reading calendar.

ENGROSSED HOUSE BILL NO. 1116, by Representatives Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins:

Changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services.

Engrossed House Bill No. 1116 was read the third time and placed on final passage.

Mrs. Wojahn spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Amen, it is my understanding that the Department of Agriculture is now supported about 70 to 75 percent from the user fees paid by the farmers and agribusiness who have requested these services and are supporting these services with the fees that they pay. It is my understanding also that these consumer services really amount to about 40 percent of the cost of the department. This makes it appear to me that unless the bill is changed to make the division of consumer services supported out of the general fund that in effect the fees paid by agriculture are helping to pay for the division of consumer services, which really shouldn't be their responsibility. Is this correct or not?"

Mr. Amen: "I would believe that is right, Representative Flanagan. As I stated the other day when we had the bill on second reading, of the total agricultural program the figures I got from the Department of Agriculture show 43 percent were consumer protection. Now of the general funds program, 83 percent would be what we consider consumer protection. So I think you are right, Representative Flanagan."

Representative Moon spoke in favor of passage of the bill and Representative Newhouse spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1116, and the bill passed the House by the following vote: Yeas, 73; nays, 25; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Beck, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Goldsworthy, Grant, Hansey, Harris, Hoggins, Jastad, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North,

O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—73.

Voting nay: Representatives Barden, Bauer, Benitz, Bledsoe, Bozarth, Eikenberry, Flanagan, Gilleland, Gladder, Hatfield, Haussler, Hubbard, Hurley, Jones, Kuehnle, Luders, Morrison, Newhouse, Pardini, Polk, Schumaker, Shera, Smith, Spanton, Wanamaker—25.

Excused: Representative Johnson—1.

Engrossed House Bill No. 1116, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 672, by Representatives Wanamaker and Beck:

Providing for eye protection while riding motorcycles or motor-driven cycles.

House Bill No. 672 was read the third time and placed on final passage

Representative Wanamaker spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Wanamaker yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Wanamaker, the kid across the street has one of those little mountain-goat type things, with a two-horsepower motor, that will go about three miles an hour. It is unlicensed for on-the-road use. Will he be required to wear goggles?"

Mr. Wanamaker: "I would assume if he is not on the road, and in his own backyard, he would not be required to wear goggles."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 672, and the bill passed the House by the following vote: Yeas, 85; nays, 13; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Charnley, Douthwaite, Haussler, Kiskaddon, Kuehnle, McDermott, Merrill, Rabel, Randall, Smith, Smythe, Van Dyk, Williams—13.

Excused: Representative Johnson—1.

House Bill No. 672, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 354, as amended by the House, by Committee on State Government:

Establishing minimum medical and health standards for law enforcement officers and firefighters.

Substitute Senate Bill No. 354 as amended by the House was read the third time and placed on final passage.

Representative Shera spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Charette.

Mr. Charette: "Mr. Shera, has the Association of Washington Cities' representative had an input in this bill, and if they have could you tell us what their opinion is as to the bill?"

Mr. Shera: "Yes, Mr. Charette. They have had an input in this bill. There were a couple of things they wanted: First of all it provides for employer representation on the health

board. There is another provision providing employer immunity which they wanted, and also it better defines the medical services that the employer must provide. This has been a little bit vague, as you know, over the last two years and has created problems for the disability boards, so this they wanted very much."

Mr. Charette: "Mr. Shera, does this bill address itself to correcting a problem that was pointed out to us after the last session as far as medical treatment for retired officers is concerned?"

Mr. Shera: "Yes, I think it does in that it does define what obligations the employer does have in this system. Now there are some that feel that the employer should not be obliged to provide insurance coverage in effect after they have retired if it is nonduty related—that is, if it is a service type of retirement. There is a resolution that will be submitted here in the next few days to study this over the next year or two."

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 354 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 1; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Morrison—1.

Excused: Representative Johnson—1.

Substitute Senate Bill No. 354 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### EXPLANATION OF VOTE

My "no" vote on final passage of Substitute Senate Bill No. 354 as amended by the House was for conference committee possibilities, and not an expression of my opposition to this meritorious legislation. SID W. MORRISON, 15th District.

#### SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House the President of the City Council of Seattle, former State Representative Charles M. Carroll of the 33rd District, and requested that Representatives O'Brien and Chatalas escort him to the rostrum.

ENGROSSED HOUSE BILL NO. 996, by Representatives Wojahn, Hubbard, Morrison and Jueling:

Restricting eligibility of certain students for unemployment compensation benefits.

Engrossed House Bill No. 996 was read the third time and placed on final passage.

Representatives Wojahn, Hubbard and Curtis spoke in favor of passage of the bill, and Representatives King, Grant, Savage, Charette and Ross spoke against it.

Mr. Chatalas demanded the previous question and the demand was sustained.

Mrs. Wojahn closed debate, speaking in favor of passage of the bill.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mrs. Wojahn, your three minutes have expired, if you will conclude your remarks, please."

Mrs. Wojahn concluded her remarks in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 996, and the bill passed the House by the following vote: Yeas, 52; nays, 46; excused, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kuehnle, Luders, Lynch, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Kilbury, King, Knowles, Kraabel, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams—46.

Excused: Representative Johnson—1.

Engrossed House Bill No. 996, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 929, by Representatives Shera, Conway, Barden, Curtis, Pardini and Berentson:

Updating public assistance definitions to reflect creation of department of social and health services.

Engrossed House Bill No. 929 was read the third time and placed on final passage.

Representatives Shera, Barden and Smythe spoke in favor of passage of the bill, and Representatives Grant, O'Brien, Kilbury and King spoke against it.

Mr. Anderson demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 929, and the bill passed the House by the following vote: Yeas, 50; nays, 48; excused, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—48.

Excused: Representative Johnson—1.

Engrossed House Bill No. 929, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 884, as amended by the House, by Senator Foley:

Authorizing housing authorities to undertake supplemental projects.

Senate Bill No. 884 as amended by the House was read the third time and placed on final passage.

Representatives Smythe and Marsh spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 884 as amended by the House, and the bill passed the House by the following vote: Yeas, 74; nays, 24; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Moon, Morrison, Newhouse, O'Brien, Paris, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Spera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—74.

Voting nay: Representatives Bagnariol, Barden, Bradley, Chatalas, Conway, Eikenberry, Gladder, Goldsworthy, Grant, Hatfield, Hubbard, Kraabel, Lynch, Martinis, McDermott, Merrill, North, Pardini, Perry, Polk, Smith, Spanton, Wanamaker, Wolf—24.

Excused: Representative Johnson—1.

Senate Bill No. 884 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 361, by Representatives Beck, Berentson and Conner:

Relating to evidence of motor vehicle speeds.

Engrossed House Bill No. 361 was read the third time and placed on final passage.

Representative Blair spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Shipoch.

Mr. Shipoch: "Representative Douthwaite, I understand that you observed a demonstration of this device that they are talking about. I have two concerns: One of them is that I understand that there is a certain amount of manual dexterity required; and the other one is the tolerance for error that is in it. Could you answer those two things please?"

Mr. Douthwaite: "Yes, thank you Mr. Shipoch, I would be glad to. I, with three or four other Representatives, went for a ride with the State Patrol to see a demonstration. The first car that went by us looked like it was going perhaps 70 miles per hour, but the device recorded 98.5 miles per hour, which obviously was ridiculous, so we tried again. And we tried again and again. This day, when we tried, I can tell you honestly that we missed about two out of five tries. The results were ridiculous. Now this was a very bad day. It was a rainy, windy, wintery day, and it was hard to operate this machine. But we have a lot of that kind of weather, and I am very apprehensive that such bad results will be foisted off on our citizens—that is, bad tickets will follow.

"Let me speak a bit to the tolerance end of the question which Representative Shipoch asked about. We all know that computers are very accurate. They can read micro-seconds with no problem—that is a millionth of a second. However, the wording here in the bill is very carefully drawn to point out that it is not an altogether automatic system. As Mr. Shipoch said, there is some manual dexterity involved. There are three switches which must be activated to record distance and time. Then the computer divides distance by time and obtains velocity just like we all do with slide rules. Now in order to get the distance and time, there are three switches required. It is somewhat technical. The device can be used in three ways. One way is that the State Patrol car is stopped. A car goes past him, and he, the officer, thinks it's going too fast. He hits the distance switch. When the target vehicle goes down the road at least a tenth of a mile (in the device we saw) he hits another switch. There is an error there because you don't know precisely when he went past the marker down there. Then you take off and you travel down there, and you read exactly how far it was to that marker, and you hit a third switch. So now you have both time and distance, and it computes velocity. Well to get to the point then, if you have ever used a stop watch, you know what the human action time is—if you are really quick, you can get within a tenth of a second. Two people using a stop watch do well to get results within a tenth of a second. Now a tenth of a second at 60 miles per hour, 88 feet per second, gives you an error of 8.8 feet. This is on each end of the trip, so that adds up to 17.6 feet, just from the time element involved. Now when you go on to marking distances, at least a tenth of a mile down the road (528 feet), unless you have beautiful depth perception, I don't see how you can get within 20 feet. So assume another 20 feet there, which is a conservative estimate. You have a total error now of 37.6 feet. Divide that by one-tenth of a mile, and

you have an error of 7.12 percent. According to the specs of this bill, it says that the error shall not exceed five percent, but we already have an error of 7 percent, and this is only according to our two sources, assuming no error at all in the computer.

"Then, of course, the faster you go, the bigger the error gets. If the car goes past you at 90, the error turns out to be over 10 percent. What this will mean is that you couldn't really tell if the person was going 90, or 99, or 81 miles per hour. So I think it is a matter of practical fact that when this thing hits court, if the judge has a rational mind at all and can understand elementary arithmetic, he will throw this device right out because it is so easy to show that the results can vary all over the map and that we do not have a result within five percent, as the result of a human error. Computers find good results, but the human computer is very limited, as we all are. Thank you."

Representatives Shinpoch and Martinis spoke against passage of the bill, and Representative Berentson spoke in favor of it.

Mr. Pardini demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 361, and the bill failed to pass the House by the following vote: Yeas, 49; nays, 49; excused, 1.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Conner, Conway, Copeland, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jones, Jueling, Kirk, Kiskaddon, Kopet, Lynch, McCormick, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman—49.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Costanti, Douthwaite, Eikenberry, Grant, Haussler, Hoggins, Hurley, Jastad, Julin, Kilbury, King, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Mr. Speaker—49.

Excused: Representative Johnson—1.

Engrossed House Bill No. 361 having failed to receive the constitutional majority was declared lost.

#### MOTION FOR RECONSIDERATION

Mr. Beck, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed House Bill No. 361 failed to pass the House.

#### RULING BY THE SPEAKER

The Speaker: "You voted 'aye' Mr. Beck. You were not on the prevailing side."

#### MOTION FOR RECONSIDERATION

Mr. Randall, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed House Bill No. 361 failed to pass the House.

Mr. Bottiger spoke against the motion to reconsider, and Mr. Beck spoke in favor of it.

#### PARLIAMENTARY INQUIRY

Mr. Randall: "Is a motion to hold further consideration until tomorrow's third reading calendar in order now?"

The Speaker: "If the motion to reconsider passes, then such a motion would be in order. The question before the House is the motion to reconsider which must be decided on the same working day after the fiftieth day."

The Speaker recognized Mr. Douthwaite.

Mr. Douthwaite: "Thank you, Mr. Speaker, just one last comment from me on this. There are few items we have to deal with which involve such basic math, science,

engineering data as this item puts in front of us. As I pointed out in my brief analysis of this, the errors are in excess of five percent, which is stipulated."

#### POINT OF ORDER

Mr. Curtis: "I wonder if Representative Douthwaite is confining his remarks to the motion to reconsider."

The Speaker: "Your point is somewhat well taken. He is discussing the merits of the bill. But under imploring the other members of the House to change their minds and reconsider their votes, I have always allowed considerable latitude."

Mr. Douthwaite: "Thank you again, Mr. Speaker. We pointed out there are two arguments against this. One, in a simple engineering way, it is not a reliable machine. You can show very easily that you get errors up to 10 percent with this thing. And the evidence which we have seen from the salesman (who was not a State Patrolman but I assume has had lots of experience with the machines) gave us the result of 98 miles an hour instead of about 70.

"Secondly, as Mr. Martinis pointed out, the costs involved here are more than the cost involved for the far more accurate radar machines which are in existence right now. Therefore the question is, why bother choosing something which costs more and turns out less reliability? We in the computer field have a nice word which covers this sort of thing. It's called 'GIGO.' It stands for 'garbage in, garbage out.' However good your computer is, if you put garbage in, you get garbage out. And what we put in this machine comes by way of a human, not a computer, not automatic, but a fallible human being. As a result, I think we are going to garbage up the courts with a lot of protests which are going to be upheld. Therefore I urge you to vote no."

#### MOTION

Mr. Julin moved that the remarks of Representative Douthwaite be entered in the Journal of the House.

The motion was carried.

The Speaker stated the question before the House to be the motion to reconsider the vote by which Engrossed House Bill No. 361 failed to pass the House.

The motion was lost.

#### MOTIONS

On motion of Mr. Morrison, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House dispensed with further business under the Call of the House.

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m.

The Clerk called the roll and all members were present except Representative Johnson who was excused.

#### MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 4, 1971.

HOUSE BILL NO. 1022, relating to state government, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1 following the enacting clause strike the remainder of the bill and insert the following:

"NEW SECTION. Section 1. The changing economic conditions and growing

population of the state demand the highest order of effectiveness and efficiency in the administration of certain laws relating to the investment of public funds, and management of financial activities which can be administratively related in a single department. It is of major public importance that the administration of these critical state affairs be conducted by a state agency which will attract the services of qualified, talented administrators and will merit the confidence of the general public.

The purpose of this 1971 amendatory act is to establish a department of state government to be known as the department of finance vested with the power and charged with the responsibility for efficiently administering certain laws relating to financial interests in the state.

**NEW SECTION.** Sec. 2. As used in this 1971 amendatory act, unless the context indicates otherwise:

(1) 'Bond' means any state indebtedness including but not limited to bonds or other evidence of indebtedness.

(2) 'Commission' means the state finance commission.

(3) 'Committee' means the finance advisory committee.

(4) 'Department' means the department of finance.

(5) 'Director' means the director of the department of finance.

**NEW SECTION.** Sec. 3. There is created a department of state government to be known as the department of finance and a commission which shall be composed of the governor, the lieutenant governor, and the state treasurer, ex officio. The chairman of the commission shall be the state treasurer.

**NEW SECTION.** Sec. 4. The commission shall select and appoint the director of finance who after appointment shall be an ex officio member of the commission without a vote. He shall be the chief executive officer and appointing authority of the department and shall carry into effect the commission's order and shall be guided by policies laid down by it. As the administrative head, he shall direct all activities and supervise the work of the staff of the department.

The director shall hold office indefinitely but may be dismissed by the commission at any time for incompetence, neglect of duty, malfeasance in office, or failure to carry out the commission's policies. Before a motion for dismissal shall be acted upon by the commission, the director shall be granted a hearing on formal written charges before the full commission.

The salary of the director shall be as fixed by the governor in accordance with the provisions of RCW 43.04.040.

**NEW SECTION.** Sec. 5. The commission shall:

(1) Invest the funds over which the commission has supervision under the laws of this state in securities authorized by law and dispose of or convert securities when, in his judgment, it is to the best interest of the funds to do so;

(2) Establish such policies deemed necessary to govern the methods, practices, or procedures for investment, reinvestment, purchase, sale, or exchange of securities;

(3) Provide for the issuance and sale of bonds over which the commission has supervision;

(4) Adopt such rules and regulations as are necessary to carry out the powers, duties, and functions of the department.

The commission may delegate such of its powers, duties, and functions to the director as it deems necessary to promote the effective administration of the department.

**NEW SECTION.** Sec. 6. The director shall:

(1) Perform all powers, duties, and functions delegated to him by the commission;

(2) Have free access to all files and records of various funds assigned to the department for investment purposes and shall inspect and audit the files and records as he deems necessary;

(3) Prepare written monthly reports summarizing the investment and bond management activities of the department which shall be sent to the commission, to members of the advisory committee, to all agencies having a direct financial interest in the investment of funds or issuance and sale of bonds by the department, and to other persons on request;

(4) Review quarterly investments with the board of trustees of the Washington state teachers' retirement system and board of trustees of the Washington public employees' retirement system;

(5) Employ personnel to carry out the general administration of the department subject to the provisions of chapter 41.06 RCW, the state civil service law.

**NEW SECTION.** Sec. 7. The director may delegate the performance of such of his powers, duties, and functions as he deems necessary to employees of the department but the director shall be responsible for the official acts of the employees of the department.

**NEW SECTION.** Sec. 8. There is created a finance advisory committee which shall consist of seven members. Five members shall be appointed by the governor which members shall be knowledgeable in financial matters, one member shall be appointed by the board of trustees of the Washington public employees retirement system and serve at the pleasure of said board, and one member shall be appointed by the board of trustees of the Washington state teachers retirement system and serve at the pleasure of said board. The five members appointed by the governor shall serve for terms of three years or until their successors are appointed. The terms of the first five members appointed by the governor shall be staggered so that one member shall be appointed to serve until July 1, 1972, two members until July 1, 1973, and two members until July 1, 1974. In case of a vacancy among the governor's

designees it shall be filled by appointment by the governor for the unexpired portion of the term in which the vacancy occurs.

**NEW SECTION.** Sec. 9. The finance advisory committee shall:

(1) Advise the commission and director on the investment and bond management policies, practices, and procedures of the department.

(2) Review the actions of the department relating to investments and bond management at least quarterly, and may meet sooner when called by the chairman or by a majority of the committee.

(3) Submit written reports of its activities to the commission and the legislature which shall include recommendations for changes in administrative procedures and statutes relating to investments and bond management which are deemed desirable by the members of the committee.

(4) Have access to all files and records of the department and may require any officer or employee therein to provide such information as it may deem necessary in the performance of its functions.

(5) Inspect the respective accounts and funds administered through the department.

**NEW SECTION.** Sec. 10. On the effective date of this 1971 amendatory act, there is transferred to the department of finance:

(1) All the powers, duties, and functions now vested in the state finance committee by chapter 43.33 RCW or otherwise;

(2) Powers, duties, and functions of the state board for volunteer firemen relating to the management of funds available for investment as provided in this 1971 amendatory act;

(3) Powers, duties, and functions of the Washington law enforcement officers' and fire fighters' retirement system and the retirement board therefor relating to the management of funds available for investment as provided in this 1971 amendatory act;

(4) Powers, duties, and functions of the Washington state teachers' retirement system and the board of trustees thereof relating to the management of funds available for investment as provided in this 1971 amendatory act;

(5) Powers, duties, and functions of the Washington public employees' retirement system and the retirement board thereof relating to the management of funds for investment as provided in this 1971 amendatory act;

(6) Certain administrative duties and functions of the Washington state building authority as provided in this 1971 amendatory act.

**NEW SECTION.** Sec. 11. This 1971 amendatory act shall not affect the manner for selecting members of the boards affected by subsections (2), (3), (4), and (5) of section 10 of this 1971 amendatory act. Nor shall this 1971 amendatory act affect the terms of any members serving on such boards nor the management of staff and performance of necessary administrative and clerical functions of such retirement systems and boards.

**NEW SECTION.** Sec. 12. In addition to the exemptions set forth in RCW 41.06.070, the provisions of chapter 41.06 RCW, the state civil service law, shall not apply in the department to the director, his administrative assistant for personnel and administration, his confidential secretary, and the assistant directors which shall not exceed three in number.

The officers appointed pursuant to this section shall be paid salaries to be fixed by the governor in accordance with the procedure established by law for the fixing of salaries for officers exempt from the operation of the state civil service law.

All employees and personnel classified under chapter 41.06 RCW, the state civil service law, and engaged in duties pertaining to the functions transferred by this 1971 amendatory act, shall be assigned to the department to perform their usual duties upon the same terms as formerly, without any loss of rights, subject to any action that may be appropriate thereafter in accordance with the laws and rules governing the state merit system.

**NEW SECTION.** Sec. 13. The commission shall invest all funds available for investment in the state treasury or under the custody of the state treasurer unless otherwise specified by law including funds of the Washington public employees' retirement system, the teachers' retirement system, and the Washington law enforcement officers' and fire fighters' retirement system and shall issue and sell all bonds that are financed by funds within the state treasury or under the custody of the state treasurer.

**NEW SECTION.** Sec. 14. Any state college or university, community college, the state board for community college education, or public agency as defined by RCW 39.34.020 may request technical advice and assistance from the department or may contract for services from the department concerning their investments and the issue and sale of bonds. Agreements and contracts shall conform to the requirements of chapter 39.34 RCW.

**NEW SECTION.** Sec. 15. The state board for volunteer firemen and the Washington law enforcement officers' and fire fighters' retirement system and the retirement board therefor, the Washington state teachers' retirement system and the board of trustees thereof, and the Washington public employees' retirement system and the retirement board thereof shall each continue to exercise all powers, duties, and functions provided for by law without approval or control of the department except, the powers, duties, and functions relating to the management of funds available for investment which shall be exercised by the department and the department shall consult with such retirement systems and boards thereof in regard to the investment policies and practices which pertain to their respective investment funds.

**NEW SECTION.** Sec. 16. If apportionments of budgeted funds are required because of the transfers herein authorized, the director of the office of program planning and fiscal management shall certify such apportionments to the agencies affected, the state auditor,

and the state treasurer. Each of these shall make the appropriate transfer and adjustments in funds and appropriation accounts and equipment records in accordance with such certification.

**NEW SECTION.** Sec. 17. Nothing in this 1971 amendatory act shall be construed to affect any existing rights acquired under the sections amended or repealed herein except as to the governmental agencies referred to and their officials and employees, nor as affecting any actions, activities, or proceedings validated thereunder, nor as affecting any civil or criminal proceedings instituted thereunder, nor any rule, regulation, or order promulgated thereunder, nor any administrative action taken thereunder; and neither the abolition of any agency or division thereof nor any transfer of powers, duties, and functions as provided herein, shall affect the validity of any act performed by such agency or division thereof or any officer thereof prior to the effective date of this 1971 amendatory act.

**NEW SECTION.** Sec. 18. Nothing contained in this 1971 amendatory act shall be construed to alter any existing collective bargaining unit or the provisions of any existing collective bargaining agreement until any such agreement has expired or until any such bargaining unit has been modified by action of the personnel board as provided by law.

**NEW SECTION.** Sec. 19. On the effective date of this 1971 amendatory act, all rules and regulations, and all pending business before the committees, boards, and other agencies of the state abolished or transferred by the provisions of this 1971 amendatory act shall be continued and acted upon by the department.

All existing contracts and obligations pertaining to the functions herein transferred shall remain in full force and effect, and shall be performed by the department. Neither the abolition of the state finance committee nor any of the transfers authorized in this 1971 amendatory act shall affect the validity of any act performed by such agencies, or by any official or employee thereof, prior to the effective date of this 1971 amendatory act.

None of the transfers involving bond management including but not limited to the issue and sale of bonds by the state finance committee, the state capitol committee, the state board for community college education, the governing boards for the state colleges and universities, the Washington toll bridge authority, and the state building authority shall affect the validity of any act performed by such agencies or by any official or employee thereof prior to the effective date of this 1971 amendatory act.

None of the transfers involving investment of funds by the state finance committee, the public employees' retirement board, the board of trustees of the teachers' retirement system, and the retirement board for the Washington law enforcement officers' and fire fighters' retirement system shall affect the validity of any act performed by such agencies or by any official or employee thereof prior to the effective date of this 1971 amendatory act.

**NEW SECTION.** Sec. 20. All reports, documents, surveys, books, records, files, papers, or other writings relating to the administration of the powers, duties, and functions transferred by this 1971 amendatory act shall be made available to the department.

All funds, credits, or other assets held in connection with powers, duties, and functions herein transferred shall be assigned to the department.

Any appropriations made to any committee, board, or any other state agency for the purpose of carrying out the powers, duties, and functions herein transferred shall on the effective date of this 1971 amendatory act be transferred and credited to the department for the purpose of carrying out such transferred powers, duties, and functions.

**NEW SECTION.** Sec. 21. The disclosure or use of names and addresses of persons entitled to or receiving benefits from the retirement systems transferred to the department by the provisions of this 1971 amendatory act by any person other than authorized personnel of the department for purposes directly related to the administration of such retirement systems is prohibited except upon application to and approval by the superior court of Thurston county. Violation of this section by any person including any unauthorized public official shall be a gross misdemeanor punishable by either a year in county jail or a fine of one thousand dollars or by both.

Sec. 22. Section 1, chapter 11, Laws of 1971 and RCW 43.17.010 are each amended to read as follows:

There shall be departments of the state government which shall be known as (1) the department of social and health services, (2) the department of ecology, (3) the department of labor and industries, (4) the department of agriculture, (5) the department of fisheries, (6) the department of game, (7) the department of highways, (8) the department of motor vehicles, (9) the department of general administration, (10) the department of commerce and economic development, [and] (11) the department of revenue, and (12) the department of finance which shall be charged with the execution, enforcement, and administration of such laws, and invested with such powers and required to perform such duties, as the legislature may provide.

Sec. 23. Section 2, chapter 11, Laws of 1971 and RCW 43.17.020 are each amended to read as follows:

There shall be a chief executive officer of each department to be known as: (1) The secretary of social and health services, (2) the director of ecology, (3) the director of labor and industries, (4) the director of agriculture, (5) the director of fisheries, (6) the director of game, (7) the director of highways, (8) the director of motor vehicles, (9) the director of general administration, (10) the director of commerce and economic development [and] (11) the director of revenue, and (12) the director of finance.

Such officers except the director of highways and the director of game, shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of

the governor. If a vacancy occurs while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate, when he shall present to that body his nomination for the office. The director of highways shall be appointed by the state highway commission, [and] the director of game shall be appointed by the game commission, and the director of finance shall be appointed by the state finance commission.

*NEW SECTION.* Sec. 24. There is added to chapter 43.75 RCW a new section to read as follows:

The department of finance shall provide all administrative staff for the state building authority and appropriations for the state building authority shall be made to the department. The authority shall issue and sell all bonds and other evidences of indebtedness through the department of finance.

*NEW SECTION.* Sec. 25. The following acts or parts of acts are each hereby repealed:

- (1) Section 43.33.010, chapter 8, Laws of 1965 and RCW 43.33.010;
- (2) Section 43.33.020, chapter 8, Laws of 1965 and RCW 43.33.020;
- (3) Section 43.33.030, chapter 8, Laws of 1965 and RCW 43.33.030; and
- (4) Section 43.33.040, chapter 8, Laws of 1965 and RCW 43.33.040.

*NEW SECTION.* Sec. 26. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

*NEW SECTION.* Sec. 27. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1971."

Strike all of the title and substitute the following:

"An Act relating to state government; creating a department of finance; amending section 1, chapter 11, Laws of 1971 and RCW 43.17.010; amending section 2, chapter 11, Laws of 1971 and RCW 43.17.020; adding a new section to chapter 43.75 RCW; creating new sections; repealing section 43.33.010, chapter 8, Laws of 1965 and RCW 43.33.010; repealing section 43.33.020, chapter 8, Laws of 1965 and RCW 43.33.020; repealing section 43.33.030, chapter 8, Laws of 1965 and RCW 43.33.030; repealing section 43.33.040, chapter 8, Laws of 1965 and RCW 43.33.040; declaring an emergency; and providing an effective date."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Kraabel, Paris, Perry, Swayze.

Passed to Committee on Rules and Administration for second reading.

May 6, 1971.

ENGROSSED SENATE BILL NO. 52, providing changes relating to solid waste and providing for solid waste collection districts, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 26 after "waste" and before the period insert: "": PROVIDED, That no such district shall include any area within the corporate limits of any city or town without the consent of the legislative authority of the city or town"

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Charnley, Cunningham, Gallagher, Gilleland, Hansey, Kraabel, Martinis, Smith, Thompson, Van Dyk, Wanamaker, Wolf.

Passed to Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

#### MOTION

Mr. Litchman moved that the Committee on Education and Libraries be relieved of further consideration of ENGROSSED SENATE BILL NO. 317.

Mr. Litchman spoke in favor of the motion.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. Litchman, your three minutes have expired, if you will conclude your remarks."

#### MOTION

On motion of Mr. Copeland, the rules were suspended and Mr. Litchman was allowed additional time.

Mr. Litchman concluded his remarks in favor of the motion.

Representative Bagnariol spoke in favor of the motion to relieve the Committee on Education and Libraries of Engrossed Senate Bill No. 317, and Representatives Hoggins, Kraabel and Ross spoke against the motion.

Mrs. Hurley spoke in favor of the motion.

#### POINT OF ORDER

Mr. Grant: "Mr. Speaker, the question before us is whether to relieve a committee of the bill. Now we have discussed busing and illness and everything else. I think we are going a little too far."

The Speaker: "Your point is fairly well taken. Mrs. Hurley, if you would confine your remarks to the issue of whether this measure should be brought from the Committee on Education."

Mrs. Hurley concluded her remarks in favor of the motion, and Mr. Smythe spoke against it.

Mr. Newhouse demanded the previous question, and the demand was sustained.

The Speaker stated the question before the House to be the motion to relieve the Committee on Education and Libraries of further consideration of Engrossed Senate Bill No. 317.

The motion was lost on a rising vote.

#### STATEMENT FOR THE JOURNAL

Today I voted in favor of relieving the House Committee on Education from further control of Senate Bill No. 317, which would require the giving of parental consent before school children could be bused, according to school board mandate, from the neighborhood school area in which they live to a distant school. I voted in the affirmative because I believe the citizens and taxpayers of the 36th District feel they have been denied serious opportunity to participate in the school board program, and Senate Bill No. 317 would provide a means for such necessary participation. KENNETH O. EIKENBERRY, 36th District.

#### STATEMENT FOR THE JOURNAL

It has been extremely difficult for the members of the House Education Committee to evaluate the propriety of recommending for passage the bills that we have had to consider relating to neighborhood schools, racial imbalance, integration, and mandatory busing. A great many contradictory and confusing arguments have been attempted in support of and in opposition to these various proposals. But, one overriding principle has not altered, has not been perplexing, and has been the source of no confusion. That is that our Constitution—as interpreted by the courts, prohibits any act of government that would cause our schools to be more segregated or would continue the segregation that presently exists.

Since the famous *Brown v. the Board of Education* decision, rendered in 1954, school districts throughout the nation have been forced to confront the issue of whether or not isolation by race was not only a denial of equal opportunity, not only fostered bad education policy, but was also a direct denial of the constitutional rights of those students so separated. This preplexity has stemmed from the fine line that may be drawn between the types of segregation that have resulted from the direct, conscious act of governments, and those segregations that have resulted from what may be called historic accident. Informed constitutional lawyers and public officials have drawn a line between *de facto* and *de jure* segregation, but through the pronouncements of the United States Supreme Court that line has become more blurred, more inconsistent, and more misunderstood. However, in a recent decision, the court did clarify the borders between these types of segregation to the extent that the state legislature cannot interfere with local attempts to eliminate segregation without clearly violating the fundamental precepts of the American Constitution.

In the *San Francisco Unified School District v. Johnson*, the Supreme Court upheld a decision that specifically declared unconstitutional any "enactment which by flat legislative fiat, prohibits any and all such assignments exercising a method that in many instances is the sole and exclusive means of eliminating racial segregation in the schools, necessarily legislates the preservation of racial imbalance. It therefore violates constitutional imperatives."

By upholding this decision, the United States Supreme Court prohibited any action by this or any other legislature that would interfere with local attempts to eliminate racial

segregation in the schools. Any act by this Legislature that would have such an effect crosses the line between de jure and de facto segregation and becomes an obvious attempt, a direct attempt, to uphold school segregation by a governmental agency. It is, therefore, clearly unconstitutional and is a law that will never be upheld in court. Furthermore it is an encouragement to those citizens who have expressed their opposition to Seattle's school busing program. It does something else to those people who are concerned. It plays a game with their emotions; it tells them that they have found succor; it tells them that they have been successful; it tells them that they have won a fight that they consider to be important, and because it does that, it lies to them.

Anyone who believes that this legislation will prevent the Seattle School District from instituting the program that they have proposed has not understood the differences between segregation that occurs by historical accident and segregation that is caused by governmental activity. Anyone who believes that this legislation will honestly prevent the Seattle busing plan is thoroughly uninformed about the facts of the matter, the decisions of the Supreme Court, and the very fiber of our constitutional system. We, in this Chamber, do have an obligation to understand that Constitution; we are sworn to uphold it; we are sworn to support all of that Constitution, not one part of it, not one amendment, but its totality. The only possible decision we can make, without placing ourselves in opposition to our constitutional structure, is to defeat these bills and to allow local control and local officials to make determinations within our nation's legal structure.

Much has been said in this society about law and about order. If we truly support the law, if we are truly interested in order, then we will defeat these unlawful, unconstitutional acts. To do otherwise would be to lend support to those voices in our society that preach a disillusionment with our Constitution, that allow for radical, violent change at the expense of law. Something as important as a state legislature simply cannot ignore those laws without putting itself on the side of those people. DALE E. HOGGINS, 21st District.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 437,  
SUBSTITUTE HOUSE BILL NO. 561,  
HOUSE BILL NO. 597,  
HOUSE BILL NO. 622,  
HOUSE BILL NO. 707,  
HOUSE BILL NO. 860.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 109 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

May 6, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 168 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

May 6, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 183 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF CONFERENCE COMMITTEE

May 3, 1971.

MR. SPEAKER:  
MR. PRESIDENT:

We, of your Conference Committee, to whom was referred ENGROSSED SECOND

SUBSTITUTE SENATE BILL NO. 146, enacting a Uniform Controlled Substances Act, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Day and Holman, Representatives Eikenberry and Jastad.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute Senate Bill No. 146 was adopted and the committee was granted the powers of Free Conference.

#### SENATE AMENDMENTS TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 106 with the following amendments:

On page 1, line 4 of the title, after "77.08 RCW" insert "adding a new section to .7.12 RCW;" and on line 5 after "77.16 RCW;" insert "adding a new section to 77.32 RCW;"

On page 3, line 12, add the following:

"NEW SECTION. Sec. 5. There is added to chapter 77.08 RCW a new section to read as follows:

As used in this title or any rule or regulation of the commission 'managed marine mammals' shall include all mammals of the order cetacea and the suborder pinnipedia including but not limited to whales, porpoises, dolphins, seals and sea lions.

NEW SECTION. Sec. 6. There is added to chapter 77.12 RCW a new section to read as follows:

The commission shall from time to time, adopt, promulgate, amend, or repeal, and enforce reasonable rules and regulations governing the time, place, and manner or prohibiting the capture or taking of managed marine mammals, the quantities, species, sex and size that may be captured or taken, and the transportation, sale, and confinement of managed marine mammals.

The commission may, acting through the director, issue permits for the taking or capture of managed marine mammals for scientific research, display, or propagation purposes: PROVIDED, That a managed marine mammal may be taken without permit when it constitutes a threat to human life or is causing substantial damage to private property.

NEW SECTION. Sec. 7. There is added to chapter 77.32 RCW a new section to read as follows:

It shall be unlawful for any person to attempt to capture or to capture killer whales, *Orcinus orca*, without first having procured from the commission a permit to be known as a killer whale permit. The fee for retaining a killer whale shall be one thousand dollars for each such whale: PROVIDED, That the commission may waive the permit for any organization capturing a killer whale for scientific purposes and not for profit. Said fees shall be credited to the general fund."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 106.

Mr. Zimmerman spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 106 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 106 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 0; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown,

Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Absent or not voting: Representatives Brouillet, Cunningham, Johnson, Kiskaddon, Kraabel, Lynch, McDermott, Paris, Ross—9.

House Bill No. 106 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate insists on its position on the Senate amendments to ENGROSSED HOUSE BILL NO. 181, and again asks the House to concur in the Senate amendments, and the same is herewith transmitted, SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in Senate amendments to Engrossed House Bill No. 181.

Mr. Julin spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 181 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 181 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Charette—1.

Absent or not voting: Representatives Johnson, Kiskaddon, Kraabel, Paris, Ross—5.

Engrossed House Bill No. 181 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 3, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 213 with the following amendments:

On page 1, section 1, line 13 of the engrossed bill after "donor," strike "If" and insert "[If] *On and after the effective date of this act, if*" and on line 24 after "death," strike "The" and insert "[The] *On and after the effective date of this act, the*"

On page 2, section 2, line 10 after "decendent," insert "*if such death occurred subsequent to December 31, 1970 and within fifteen months after the death of such decedent, if such death occurred on or prior to December 31, 1970,*" and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 213.

Mr. Flanagan spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 213 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 213 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 89; nays, 1; absent or not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representative Curtis—1.

Absent or not voting: Representatives Benitz, Berentson, Harris, Johnson, Kiskaddon, Kraabel, Pardini, Paris, Ross—9.

Engrossed House Bill No. 213 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENT TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 303 with the following amendment:

On page 4, following line 7 of the engrossed bill, being section 3 of the House Committee amendment, strike all of section 3 and insert the following:

"*NEW SECTION. Sec. 3. There is added to chapter 76.04 RCW a new section to read as follows:*

*No person shall dump mill waste from forest products or forest debris of any kind, in quantities that the department of natural resources declares to constitute a forest fire hazard, on or threatening forest lands located in this state, without first obtaining a written permit issued by the department of natural resources on such terms and conditions determined by the department pursuant to rules and regulations enacted to protect forest lands from fire. Said permit must be obtained in addition to any and all other permits required by law. Any person who dumps such mill waste, or forest debris without a required permit, or in violation of a permit shall be guilty of a gross misdemeanor and upon conviction shall be subject to a fine of not less than two hundred fifty dollars and not more than one thousand dollars, and may further be required to remove all materials dumped in violation of this act."*

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 303.

Mr. Zimmerman spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Charette: "I really don't want to slow up the process here, but I would like to have someone explain to me what we have already done, so I will know whether I should do it again or not."

Mr. Zimmerman: "Mr. Charette, the amendment that the Senate put on Engrossed House Bill No. 303 is the amendment that dealt with the dump mill waste burning. They put the wording on that we had placed on Engrossed Senate Bill No. 341. We approved this in the earlier passage through here. It is a good ecological, environmental, air pollution bill, and I would hope that you would approve it."

The motion was carried, and the House concurred in the Senate amendment to Engrossed House Bill No. 303.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 303 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 303 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurlley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Bottiger, Conner, Moon, Van Dyk—4.

Absent or not voting: Representatives Gilleland, Johnson, Kisdaddon, Kraabel, Ross—5.

Engrossed House Bill No. 303 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 307 with the following amendments:

On page 1, in line 1 of the title after "taxation;" and before "amending" insert "amending section 28A.48.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.48.110;"

On page 1, section 1, line 14 after "twenty-two" and before "mills" insert "and one-quarter"

On page 1, section 1, after "and" in line 16 insert "[twenty-one mills on the dollar of assessed valuation with respect to levies made]"

On page 2, section 1, line 12 after "four" and before "mills" insert "and one-quarter"

On page 2, section 1, line 13 after "state" and before "and of" insert "and of which one-quarter of a mill shall be used exclusively for support of a program of revaluation of

property for purposes of taxation and for support of legislative investigations of the property tax."

On page 3, section 2, line 15 after "state" and before "adjusted" insert "and in 1971 and 1972 the state shall levy for collection in 1972 and 1973 respectively for the support of the program of revaluation of property pursuant to chapter 84.41 RCW as now or hereafter amended, and for legislative investigations related to the property tax, a tax of one-quarter of one mill"

On page 3, line 21 insert a new section as follows:

"Sec. 3. Section 28A.48.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.48.110 are each amended to read as follows:

In each calendar year in which the state shall collect a property tax for the support of common schools, the superintendent of public instruction shall distribute the proceeds of such tax to each school district of the state operating a program approved by the state board of education, in the manner provided in this section.

Except as hereinafter provided, the amount to be distributed to each school district in each year shall be a fraction of the total amount available for distribution, the numerator of which fraction shall be the assessed valuation of all taxable property in such school district adjusted to fifty percent of true and fair value thereof in accordance with the ratio of assessed valuation to actual valuation fixed by the state department of revenue, and the denominator of which fraction shall be the aggregate valuation of taxable property in all school districts entitled to a distribution under this section adjusted as to the property in each such district to fifty percent of true and fair value thereof in accordance with the ratio of assessed valuation to actual valuation fixed by the state department of revenue: PROVIDED, That each nonhigh school district shall receive only three-fifths of the amount otherwise distributable to a school district as provided above and the remaining two-fifths of such amount shall be distributed to the high school district fund of the county in which the nonhigh school district is located.

The superintendent of public instruction shall make the distribution of funds authorized in this section on or before the tenth day of each month by prorating the funds available on such distribution dates to the school districts entitled thereto: PROVIDED, That funds otherwise distributed in the month of June of each odd-numbered year shall not be distributed until the tenth day of July of such year and shall be accounted for by the state as expenditures for the ensuing fiscal biennium."

Reumber the remaining section consecutively.

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to House Bill No. 307 and that the Senate be asked to recede therefrom.

Mr. Flanagan spoke in favor of the motion.

The motion was carried.

#### SENATE AMENDMENTS TO HOUSE BILL

April 29, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 313 with the following amendments:

Strike all of the title and insert the following:

"An Act relating to the public health; authorizing the creation of tuberculosis and respiratory disease hospital districts; implementing the law relating to county hospitals and infirmaries; amending section 36.62.252, chapter 4, Laws of 1963 as amended by section 3, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.252; amending section 36.62.270, chapter 4, Laws of 1963 and RCW 36.62.270; adding a new section to chapter 36.62 RCW; repealing section 36.62.280, chapter 4, Laws of 1963 and RCW 36.62.280; repealing section 1, chapter 162, Laws of 1943, section 1, chapter 66, Laws of 1945, section 1, chapter 117, Laws of 1959, section 11, chapter 110, Laws of 1967 ex. sess., section 1, chapter 47, Laws of 1970 ex. sess. and RCW 70.32.010; repealing section 2, chapter 4, Laws of 1953 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.015; repealing section 1, chapter 4, Laws of 1953 ex. sess., section 2, chapter 117, Laws of 1959, section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021; repealing section 4, chapter 162, Laws of 1943, section 4, chapter 66, Laws of 1945, section 15, chapter 54, Laws of 1967 and RCW 70.32.040; repealing section 5, chapter 162, Laws of 1943, section 5, chapter 66, Laws of 1945, section 16, chapter 54, Laws of 1967 and RCW 70.32.050; repealing section 6, chapter 162, Laws of 1943, section 6, chapter 66, Laws of 1945, section 17, chapter 54, Laws of 1967 and RCW 70.32.060; repealing section 3, chapter 4, Laws of 1953 ex. sess., section 18, chapter 54, Laws of 1967, section 1, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.080; repealing section 2, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.085; and repealing section 3, chapter 117, Laws of 1959, section 1, chapter 101, Laws of 1961, section 15, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.090; providing for the levy of certain taxes; and declaring an emergency."

Add new sections following section 4 as follows:

**"NEW SECTION. Sec. 5.** The purpose of sections 5 through 14 of this 1971 amendatory act is to authorize and establish two tuberculosis and respiratory disease hospital districts in the state to operate hospitals and supply hospital service for the residents of such districts and such others as the districts shall deem necessary.

**NEW SECTION. Sec. 6.** There is hereby established a tuberculosis and respiratory disease hospital district in the state, hereinafter in this 1971 amendatory act referred to as the Eastern district, consisting of the following named counties: Okanogan, Chelan, Kittitas, Yakima, Benton, Walla Walla, Franklin, Grant, Douglas, Ferry, Lincoln, Adams, Columbia, Asotin, Garfield, Whitman, Spokane, Stevens and Pend Oreille; the headquarters county of such district shall be Spokane county. Such hospital district is authorized to operate a hospital in the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington.

There is hereby established a tuberculosis and respiratory disease hospital district in the state, hereinafter in this 1971 amendatory act referred to as the Western district, consisting of the following named counties: Clallam, Jefferson, Kitsap, Mason, Grays Harbor, Thurston, Pacific, Lewis, Wahkiakum, Cowlitz, Clark, Skamania, Klickitat, Pierce, King, Snohomish, Skagit, Whatcom, San Juan and Island; the headquarters county of such district shall be King County. Such hospital district is authorized to operate a hospital in the present tuberculosis hospital facilities at Firland, in Seattle, Washington.

**NEW SECTION. Sec. 7.** The Eastern tuberculosis and respiratory disease hospital district in this state shall be governed by a commission consisting of five members, three of whom shall be members of the legislative authority of the headquarter county to be chosen by and to serve at the pleasure of such legislative authority and two of whom shall be elected by and to serve at the pleasure of an advisory committee to the commission made up of the chief health officers of the respective counties within the district. The Western tuberculosis and respiratory disease hospital district in this state shall be governed by a commission consisting of nine members, three of whom shall be members of the legislative authority of the headquarter county and three shall be residents of the headquarter county, said six members to be chosen by and to serve at the pleasure of such legislative authority, and three of whom shall be elected by and to serve at the pleasure of an advisory committee to the commission made up of the chief health officers of the respective counties within the district. If such advisory committee shall fail to fill a vacancy within two weeks, the governor shall fill such vacancy and so notify the commission. Initial members of the commission shall be elected or appointed within ten days of the effective date of sections 5 through 14 of this 1971 amendatory act. Such advisory committee shall counsel the commission with respect to commission powers and duties under sections 5 through 14 of this 1971 amendatory act. Failure of any member to continue in public office shall result in a commission vacancy which shall be filled as in the case of original appointment or election.

**NEW SECTION. Sec. 8.** Each district commission shall appoint and determine the compensation of a hospital superintendent for the district who shall serve at the pleasure of the commission and be a physician duly licensed in this state and qualified in public health and/or specializing in the care of tuberculosis and respiratory diseases. Such superintendent shall act as administrative officer for his respective commission, shall be the tuberculosis and respiratory control officer for his district, and shall be empowered to employ such technical and other personnel as approved by such commission.

**NEW SECTION. Sec. 9.** Each district commission shall have authority:

(1) To lease existing hospital and equipment and/or other property used in connection therewith, and to pay such rental therefor as the commissioners shall deem proper; to provide hospital service for residents of said district in hospitals located outside the boundaries of said district, by contract or in any other manner said commissioners may deem expedient or necessary under the existing conditions; and said commission shall have the power to contract with other communities, corporations or individuals for the services provided by said district; and they may further receive in said hospital and furnish proper and adequate services to all persons not residents of said district at such reasonable and fair compensation as may be considered proper: PROVIDED, That it must at all times make adequate provision for the needs of the district and residents of said district shall have prior rights to the available facilities of said hospitals, at rates set by the district commissioners.

(2) To enter into any contract with the United States government, or any state or municipality for carrying out any of the powers authorized in sections 5 through 14 of this 1971 amendatory act;

(3) To sue and be sued in any court of competent jurisdiction: PROVIDED, That all suits against the district shall be brought in the headquarter county of the district; and

(4) To make contracts, employ superintendents, attorneys, and other technical or professional assistants and all other employees; to make contracts with private or public institutions for employee retirement programs; to print and publish information or literature and to do all those things necessary to carry out the purposes of sections 5 through 14 of this 1971 amendatory act.

(5) To enter into agreements with the other district commission created by this 1971 act for the care and treatment of patients from said other district, when requested and feasible, and to transfer funds to finance such care and treatment.

Commission members shall be reimbursed for reasonable expenses incurred in connection with commission business and meetings, including subsistence and lodging and travel while away from their place of residence. Commission organization and proceedings

shall be in accordance with that for public hospital district commissions under RCW 70.44.050.

*NEW SECTION.* Sec. 10. The commission shall as soon as possible after the effective date of sections 5 through 14 of this 1971 amendatory act enter into those necessary negotiations and agreements to obtain the use of the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington and Firland in Seattle, Washington.

*NEW SECTION.* Sec. 11. Tuberculosis is a communicable disease and tuberculosis control, including hospitalization, case finding, prevention and follow up of known cases of tuberculosis represent the basic step in the conquest of this major health problem. In addition, environmental conditions today make vital the advancement of remedies relating to respiratory diseases. In order to carry on work effectively in these fields there shall be levied for tuberculosis and respiratory disease hospital district purposes in the district annually a tax in a sum equal to the amount which would be raised by a levy of one-eighth of a mill against the actual value of the taxable property in the district, or the equivalent thereof, such levy to be made by the board of county commissioners in each county constituting the district, the receipts therefrom to be forwarded by the treasurers of such county to the treasurer of the headquarters district county, who shall be treasurer for the district. The commission shall return a total of 35% of moneys received from the levy provided under this section to the chief health officers of the counties, other than the headquarters county, which funds are to be allocated to specific counties based on caseload in the counties pursuant to standards promulgated by the district commission. Such returned funds are to be used by the chief health officers to carry out tuberculosis control and respiratory disease treatment on a local county level. The sum herein provided for, and any income that may occur from miscellaneous receipts in connection with the aforesaid programs shall be placed in a special fund in the treasury of the headquarters county and obligations incurred for such programs shall be paid from such fund upon order of the district commissioners by the treasurer in the same manner as general county obligations are paid.

*NEW SECTION.* Sec. 12. Subject to the provisions of section 14 of this 1971 amendatory act, the following acts or parts thereof are hereby repealed:

(1) Section 1, chapter 162, Laws of 1943, section 1, chapter 66, Laws of 1945, section 1, chapter 117, Laws of 1959, section 11, chapter 110, Laws of 1967 ex. sess., section 1, chapter 47, Laws of 1970 ex. sess. and RCW 70.32.010;

(2) Section 2, chapter 4, Laws of 1953 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.015;

(3) Section 1, chapter 4, Laws of 1953 ex. sess., section 2, chapter 117, Laws of 1959, section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021;

(4) Section 4, chapter 162, Laws of 1943, section 4, chapter 66, Laws of 1945, section 15, chapter 54, Laws of 1967 and RCW 70.32.040;

(5) Section 5, chapter 162, Laws of 1943, section 5, chapter 66, Laws of 1945, section 16, chapter 54, Laws of 1967 and RCW 70.32.050;

(6) Section 6, chapter 162, Laws of 1943, section 6, chapter 66, Laws of 1945, section 17, chapter 54, Laws of 1967 and RCW 70.32.060;

(7) Section 3, chapter 4, Laws of 1953 ex. sess., section 18, chapter 54, Laws of 1967, section 1, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.080;

(8) Section 2, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.085; and

(9) Section 3, chapter 117, Laws of 1959, section 1, chapter 101, Laws of 1961, section 15, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.090.

*NEW SECTION.* Sec. 13. The department of social and health services shall have the same authority over any hospital of a tuberculosis and respiratory disease hospital district as its authority over any privately administered hospital in this state.

*NEW SECTION.* Sec. 14. Until January 1, 1972, counties and the state shall continue to pay for the treatment of county patients at Edgecliff in Spokane, Washington, and Firland, at Seattle, Washington, in the same manner as they have during this 1969-1971 fiscal biennium prior to the effective date of sections 5 through 14 of this amendatory act.

*NEW SECTION.* Sec. 15. Sections 4 through 14 of this 1971 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 313.

Representatives Kuehnle, Kopet, Knowles and Smythe spoke in favor of the motion, and Representatives Savage, Haussler and Wolf spoke against it.

#### PERSONAL PRIVILEGE

Mrs. North: "Mr. L. Max Gardner who is Executive Director of the King County

Tuberculosis and Respiratory Association wishes it inserted in the Journal that the Association is totally opposed to this particular proposal. The reason for the objection is the trend all over the United States today away from sanitarium care for tuberculosis."

Representatives North and Brown spoke against the motion.

The Speaker stated the question before the House to be the motion that the House concur in the Senate amendments to House Bill No. 313.

The motion was lost. The House refused to concur in the Senate amendments to House Bill No. 313 and asked the Senate to recede therefrom.

#### MOTION FOR RECONSIDERATION

Mr. Pardini, having voted on the prevailing side, moved that the House do now reconsider the vote by which the House refused to concur in the Senate amendments to House Bill No. 313.

Representatives Pardini and Kuehnle spoke in favor of the motion to reconsider, and Representative Lynch spoke against it.

Mr. Luders demanded the previous question, and the demand was sustained.

The motion by Mr. Pardini to reconsider was lost.

The Speaker stated that the action of the House stands. The motion to concur in the Senate amendments to House Bill No. 313 was lost.

#### SENATE AMENDMENTS TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 411 with the following amendments:

On page 1, line 2 of the title after "pharmacy;" and before "amending" insert "amending section 3, chapter 98, Laws of 1935 as amended by section 16, chapter 38, Laws of 1963 and RCW 18.64.001; amending section 3, chapter 98, Laws of 1935 as amended by section 18, chapter 38, Laws of 1963 and RCW 18.64.005;"

On page 8, line 12, insert the following new sections:

"Sec. 8. Section 3, chapter 98, Laws of 1935 as amended by section 16, chapter 38, Laws of 1963 and RCW 18.64.001 are each amended to read as follows:

There shall be a state board of pharmacy consisting of [three] *four* members, to be appointed by the governor by and with the advice and consent of the senate. *Three of the members shall be designated as pharmacist members and one of the members shall be designated a public member.*

Each *pharmacist* member shall be a citizen of the United States and a resident of this state, and at the time of his appointment shall have been a duly registered pharmacist under the laws of this state for a period of at least five consecutive years immediately preceding his appointment and shall at all times during his incumbency continue to be a duly licensed pharmacist.

*The public member shall be a citizen of the United States and a resident of this state. The public member shall be appointed from the public at large, and shall not be affiliated with any aspect of pharmacy, and shall be a consumer representative.*

Members of the board shall hold office for a term of four years, and the terms shall be staggered so that the [terms] *term* of office of not more than [two members] *one member* will expire simultaneously on the third Monday in January of each year.

Each member shall qualify by taking the usual oath of a state officer, which shall be filed with the secretary of state, and each member shall hold office for the term of his appointment and until his successor is appointed and qualified.

Each member shall be subject to removal at the pleasure of the governor, but no such removal shall be made by the governor unless he furnishes the member with a letter setting forth his reasons for the removal, and files a copy thereof with the secretary of state where it shall remain subject to public inspection.

In case of the resignation or disqualification of a member, or a vacancy occurring from any cause, the governor shall appoint a successor for the unexpired term.

Sec. 9. Section 3, chapter 98, Laws of 1935 as amended by section 18, chapter 38, Laws of 1963 and RCW 18.64.005 are each amended to read as follows:

The board shall:

(1) Regulate the practice of pharmacy, and administer all laws placed under its jurisdiction;

(2) Prepare, grade and administer or determine the nature of and supervise the grading and administration of examinations for applicants for pharmacists' licenses: *PROVIDED, That this power and duty shall be limited to the three pharmacist members of the board;*

(3) Examine, inspect and investigate all applicants for registration as pharmacists or pharmacy interns and to grant certificates of registration to all applicants whom it shall judge to be properly qualified: *PROVIDED, That this power and duty shall be limited to the three pharmacist members of the board;*

(4) Employ an executive officer, inspectors, chemists and other agents to assist it for any purpose which it may deem necessary;

(5) Investigate violations of the provisions of law or regulations under its jurisdiction, and to cause prosecutions to be instituted in the courts upon advice from the attorney general;

(6) Make inspections of all pharmacies and other places including dispensing machines in which drugs or devices are stored, held, compounded, dispensed or sold to the ultimate consumer, to take and analyze any drugs or devices and to seize and condemn any drugs or devices which are adulterated, misbranded or stored, held, dispensed, distributed or compounded in violation or contrary to law;

(7) Have the power to conduct hearings for the revocation or suspension of licenses, permits or registrations and/or to appoint a hearing officer to conduct such hearings;

(8) Assist the regularly constituted enforcement agencies of this state in enforcing all laws pertaining to drugs, narcotics, and practice of pharmacy;

(9) Regulate the distribution of drugs, nostrums, and the practice of pharmacy for the protection and promotion of the public health, safety and welfare by promulgating rules and regulations. Violation of any such rules shall constitute grounds for refusal, suspension or revocation of licenses to practice pharmacy."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTIONS

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 411.

Mr. Charette moved that the House concur in the Senate amendments to Engrossed House Bill No. 411.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Farr spoke against the motion to concur in the Senate amendments, and Mr. Charette spoke in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Charette that the House concur in the Senate amendments to Engrossed House Bill No. 411, and the motion was lost by the following vote: Yeas, 44; nays, 53; absent or not voting, 2.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Barden, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Gallagher, Gilleland, Grant, Kilbury, King, Kirk, Kopet, Litchman, Lysen, Marsh, Marzano, Maxie, McDermott, Merrill, Moon, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Sawyer, Shinpoch, Thompson, Van Dyk, Williams—44.

Voting nay: Representatives Adams, Amen, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kiskaddon, Knowles, Kraabel, Kuehnle, Luders, Lynch, Martinis, McCormick, Mentor, Morrison, Newhouse, North, Polk, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—53.

Absent or not voting: Representatives Johnson, May—2.

The House refused to concur in the Senate amendments to Engrossed House Bill No. 411 and asked the Senate to recede therefrom.

#### MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 540 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Jolly, Matson and Francis.

BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 540.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hansey, Kilbury and Schumaker as members of the Conference Committee on Engrossed House Bill No. 540.

## SENATE AMENDMENTS TO HOUSE BILL

May 5, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 545 with the following amendments:

On page 3, section 3, line 6 after "section" strike "2" and insert "3"

On page 6, line 23 after "state" insert ": PROVIDED, That nothing in this act shall be construed to grant the state auditor the right to perform performance audits. A performance audit for the purpose of this act shall be the examination of the effectiveness of the administration, its efficiency and its adequacy in terms of the programs of departments or agencies as previously approved by the legislature. The authority and responsibility to conduct such an examination shall be vested in the legislative budget committee as prescribed in section 3 of this act"

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Substitute House Bill No. 545.

Mr. Bluechel spoke in favor of the motion.

The motion was carried on a rising vote.

## MOTION FOR RECONSIDERATION

Mr. Grant, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion to concur in the Senate amendments to Substitute House Bill No. 545 was carried.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Grant spoke in favor of the motion to reconsider and Mr. Backstrom spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to reconsider the vote by which the motion to concur in the Senate amendments to Substitute House Bill No. 545 was carried, and the motion to reconsider was lost by the following vote: Yeas, 43; nays, 54; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Flanagan, Gallagher, Grant, Haussler, Hurley, Jastad, Kilbury, King, Knowles, Litchman, Lysen, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—43.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—54.

Absent or not voting: Representatives Johnson, May—2.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 545 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 545 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 68; nays, 28; absent or not voting, 3.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—68.

Voting nay: Representatives Adams, Anderson, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Conner, Douthwaite, Grant, Haussler, Jastad, Kilbury, King, Knowles, Litchman, Lysen, Martinis, Marzano, Maxie, McDermott, Perry, Rosellini, Savage, Sawyer, Shipoch, Thompson, Williams—28.

Absent or not voting: Representatives Chatalas, Johnson, May—3.

Substitute House Bill No. 545 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 584 with the following amendments:

On page 4, section 3, line 13, strike all the material following "vegetation" down to the semicolon on line 15 and insert "as that condition exists on the effective date of this chapter or as it may naturally change thereafter: PROVIDED, That in any area where the ordinary high water mark cannot be found, the ordinary high water mark adjoining saltwater shall be the line of mean higher high tide and the ordinary high water mark adjoining fresh water shall be the line of mean high water"

On page 5, section 3, line 1 after "the" and before "of" strike "Straits" and insert "Strait"

On page 5, section 3, line 14 after "the" and before "ordinary" strike "line of"

On page 6, section 3, beginning on line 20 strike the remainder of the section down to and including the period on line 7, page 7 and insert:

"(e) 'Substantial development' shall mean any development of which the total cost or fair market value exceeds one thousand dollars, or any development which materially interferes with the normal public use of the water or shorelines of the state; except that the following shall not be considered substantial developments for the purpose of this chapter:

(i) Normal maintenance or repair of existing structures or developments, including damage by accident, fire or elements;

(ii) Construction of the normal protective bulkhead common to single family residences;

(iii) Emergency construction necessary to protect property from damage by the elements;

(iv) Construction of a barn or similar agricultural structure on wetlands;

(v) Construction or modification of navigational aids such as channel markers and anchor buoys;

(vi) Construction on wetlands by an owner, lessee or contract purchaser of a single family residence for his own use or for the use of his family, which residence does not exceed a height of thirty-five feet above average grade level and which meets all requirements of the state agency or local government having jurisdiction thereof, other than requirements imposed pursuant to this chapter."

On page 7, section 6, line 18 after "within" and before "days" strike "ninety" and insert "one hundred twenty"

On page 8, beginning on line 12 strike all of section 7.

Remember the remaining sections consecutively.

On page 10, section 10 of the printed bill, line 6 after the period, insert the following:

"If the submission by local government is not approved, the department shall suggest modifications to the local government within ninety days from receipt of the submission. The local government shall have ninety days after it receives said modifications to consider the same and resubmit a master program to the department. Thereafter, the department shall adopt the resubmitted program or, if the department determines that said program does not provide for optimum implementation, it may develop and adopt an alternative as hereinbefore provided."

On page 12, section 11 of the printed bill, following "same." on line 10 insert a new subsection (5) to read as follows:

"(5) Each master program shall contain provisions to allow for the varying of the application of use regulations of the program, including provisions for permits for conditional uses and variances, to insure that strict implementation of a program will not create unnecessary hardships or thwart the policy enumerated in section 2 of this chapter. Any such varying shall be allowed only if extraordinary circumstances are shown and the public interest suffers no substantial detrimental effect. The concept of this subsection shall be incorporated in the rules adopted by the department relating to the establishment of a permit system as provided in section 15(3) of this chapter."

On page 12, section 12 of the printed bill, strike everything after "act." on line 18 down to and including the period on line 25.

On page 13, section 15 of the printed bill, line 33 after "No" and before "development" strike "substantial"

On page 15, section 15 of the printed bill, line 3 after "until" and before the period strike "a permit is finally approved" and insert: "forty-five days from the date of final approval by the local government or until all review proceedings are terminated if such proceedings were initiated within forty-five days from the date of final approval by the local government"

On page 15, section 15 of the printed bill, beginning on line 8 strike all of subsection (6) down to and including the period on line 12 and insert:

"(6) Applicants for permits under this section shall have the burden of proving that a proposed substantial development is consistent with the criteria which must be met before a permit is granted. In any review of the granting or denial of an application for a permit as provided in section 17 (1) of this chapter, the person requesting the review shall have the burden of proof."

On page 15, section 15 of the printed bill, beginning on line 22 strike all of subsection (9) down to and including the period on line 27 and insert the following new subsections:

"(9) No permit shall be required for any development on shorelines of the state included within a preliminary or final plat approved by the applicable state agency or local government prior to April 1, 1971, if:

(a) The final plat was approved after April 13, 1961, or the preliminary plat was approved after April 30, 1969, or

(b) Sales of lots to purchasers with reference to the plat, or substantial development incident to platting or required by the plat, occurred prior to April 1, 1971, and

(c) The development to be made without a permit meets all requirements of the applicable state agency or local government, other than requirements imposed pursuant to this chapter, and

(d) The development does not involve construction of buildings, or involves construction on wetlands of buildings to serve only as community social or recreational facilities for the use of owners of platted lots and the buildings do not exceed a height of thirty-five feet above average grade level, and

(e) The development is completed within two years after the effective date of this chapter.

(10) The applicable state agency or local government is authorized to approve a final plat with respect to shorelines of the state included within a preliminary plat approved after April 30, 1969, and prior to April 1, 1971: PROVIDED, That any substantial development within the platted shorelines of the state is authorized by a permit granted pursuant to this section, or does not require a permit as provided in subsection (9) of this section, or does not require a permit because of substantial development occurred prior to the effective date of this chapter.

(11) Any permit for a variance or a conditional use by local government under approved master programs must be submitted to the department for its approval or disapproval."

On page 15, line 28 insert the following new sections:

"NEW SECTION. Sec. 15. With respect to timber situated within two hundred feet abutting landward of the ordinary high water mark within shorelines of state-wide significance, the department or local government shall allow only selective commercial timber cutting, so that no more than thirty percent of the merchantable trees may be harvested in any ten year period of time: PROVIDED, That other timber harvesting methods may be permitted in those limited instances where the topography, soil conditions or silviculture practices necessary for regeneration render selective logging ecologically detrimental: PROVIDED FURTHER, That clear cutting of timber which is solely incidental to the preparation of land for other uses authorized by this chapter may be permitted.

NEW SECTION. Sec. 16. Surface drilling for oil or gas is prohibited in the waters of Puget Sound north to the Canadian boundary and the Strait of Juan de Fuca seaward from the ordinary high water mark and on all lands within one thousand feet landward from said mark."

Renumber the remaining sections consecutively.

On page 15, section 16 of the printed bill, line 28, after "board" and before "is" insert "sitting as a quasi judicial body"

On page 16, section 17 of the printed bill, beginning on line 9, strike all of subsection (1) down to and including the period on line 18 and insert:

"(1) Any person aggrieved by the granting or denying of a permit on shorelines of the state, or rescinding a permit pursuant to section 15 of this chapter may seek review from the shorelines hearings board by filing a request for the same within thirty days of receipt of the final order. Concurrently with the filing of any request for review with the board as provided in this section pertaining to a final order of a local government, the requestor shall file a copy of his request with the department and the attorney general. If it appears to the department or the attorney general that the requestor has valid reasons to seek review, either the department or the attorney general may certify the request within thirty days after its receipt to the shorelines hearings board following which the board shall then, but not otherwise, review the matter covered by the requestor: PROVIDED, That the failure to obtain such certification shall not preclude the requestor from obtaining a review in the superior court under any right to review otherwise available to the requestor."

On page 17, section 17 of the printed bill, strike all of subsections (4), (5) and (6) down to and including the period on line 22 and insert:

"(4) Local government may appeal to the shorelines hearing board any rules, regulations, guidelines, designations or master programs for shorelines of the state adopted or approved by the department within thirty days of the date of the adoption or approval. The board shall make a final decision within sixty days following the hearing held thereon.

(a) In an appeal relating to a master program for shorelines, the board, after full consideration of the positions of the local government and the department, shall determine the validity of the master program. If the board determines that said program:

(i) is clearly erroneous in light of the policy of this chapter; or

(ii) constitutes an implementation of this chapter in violation of constitutional or statutory provisions; or

(iii) is arbitrary and capricious; or

(iv) was developed without fully considering and evaluating all proposed master programs submitted to the department by the local government; or

(v) was not adopted in accordance with required procedures; the board shall enter a final decision declaring the program invalid, remanding the master program to the department with a statement of the reasons in support of the determination, and directing the department to adopt, after a thorough consultation with the affected local government, a new master program. Unless the board makes one or more of the determinations as hereinbefore provided, the board shall find the master program to be valid and enter a final decision to that effect.

(b) In an appeal relating to a master program for shorelines of state-wide significance the board shall approve the master program adopted by the department unless a local government shall, by clear and convincing evidence and argument, persuade the board that the master program approved by the department is inconsistent with the policy of section 2 of this chapter and the applicable guidelines.

(c) In an appeal relating to rules, regulations, guidelines, master programs of state-wide significance and designations, the standard of review provided in RCW 34.04.070 shall apply.

(5) Rules, regulations, designations, master programs and guidelines shall be subject to review in superior court, if authorized pursuant to RCW 34.04.070: PROVIDED, That no review shall be granted by a superior court on petition from a local government unless the local government shall first have obtained review under subsection (4) of this section and the petition for court review is filed within three months after the date of final decision by the shorelines hearing board."

On page 17, section 20 of the printed bill, line 33 after "government" and before "bring" strike "is authorized to" and insert "shall"

On page 18, section 21 of the printed bill, line 11 after "one" and before "dollars" strike "hundred" and insert "thousand"

On page 20, section 26 of the printed bill, line 6 after "to" and before "and" strike "May 1, 1971," and insert "December 4, 1969,"

On page 21, section 31, line 26 of the engrossed bill after "building" insert "or structure"

On page 23, section 40 of the printed bill, on line 19 after "on" and before the period strike "May 1, 1971" and insert "June 1, 1971"

On page 23, section 41, line 25 after "next" insert "ensuing regular" and on line 28 before "general" insert "ensuing regular", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 584.

Mr. Julin spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Luders.

Mr. Luders: "Some question has been raised as to the meaning of the words 'water areas of the state' as used in the definition of 'shorelines' on page 4, section 3, line 19. Does 'water areas' include those areas such as tidelands and shorelands which are periodically, but not at all times, covered by water?"

Mr. Julin: "Representative Luders, the answer is in the affirmative—very definitely it does."

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Juelling.

Mr. Juelling: "As I understand it, with the passage of this bill, it would drastically negate the effect of House Bill No. 1030. Is that correct, sir?"

Mr. Julin: "Representative Juelling, the bill itself declares the Nisqually Delta area an area of statewide significance and covered by the provisions of this shorelines act. It is exactly the same area that is now covered by House Bill No. 1030 insofar as it deals with the Nisqually Delta. To that extent it does cover the same area that would be dealt with under the provisions of this act."

Mr. Juelling: "Then in your opinion, it would be of no further value to consider House Bill No. 1030 in Rules Committee?"

Mr. Julin: "Representative Juelling, not being a member of the Rules Committee, I would not like, in absentia, to cast a vote therein."

The motion by Mr. Morrison to concur in the Senate amendments to Engrossed Substitute House Bill No. 584 was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 584 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 584 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 7; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Charnley, McDermott, Mentor, Moon, Ross, Schumaker, Spanton—7.

Absent or not voting: Representatives Bozarth, Johnson—2.

Engrossed Substitute House Bill No. 584 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENT TO HOUSE BILL

May 4, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 762 with the following amendment:

On page 4, section 5, line 3, after "reduced," insert "All fees charged pursuant to this section shall be reasonable and based on time spent conducting the study and preparing the report, and in addition, shall be subject to review by the court upon request." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Substitute House Bill No. 762.

Mr. Farr spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 762 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 762 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Conner—1.

Absent or not voting: Representatives Johnson, Julin—2.

Substitute House Bill No. 762 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to HOUSE BILL NO. 1034 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Donohue, Talley and Murray.

BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on House Bill No. 1034.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Charette, Newhouse and Smith as members of the Conference Committee on House Bill No. 1034.

## MOTION

On motion of Mr. Morrison, the House recessed until 6:00 p.m.

## EVENING SESSION

The Speaker called the House to order at 6:00 p.m.

The Clerk called the roll and all members were present except Representatives Copeland, Hurley and Johnson. Representatives Hurley and Johnson were excused.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

### SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 51, by Committee on Medicine, Dentistry and Health Care, Air and Water Pollution:

Providing for changes in certain licensing regulations.

The House resumed consideration of Engrossed Substitute Senate Bill No. 51 on second reading.

The Speaker stated the question before the House to be the following amendment by Mr. Polk to the committee amendment:

On page 3, section 5, line 14 after "provided," and before "a" strike "to said director" and insert "[to said director]"

(For Committee Amendment see Journal of April 27, 1971, Forty-seventh Day, Ex. Sess.)

Mr. Polk spoke in favor of the amendment to the amendment.

The amendment by Mr. Polk to the committee amendment was not adopted.

With the consent of the House, Mr. Polk withdrew the remainder of his amendments to the committee amendment to Engrossed Substitute Senate Bill No. 51.

On motion of Mr. Curtis, the following amendment by Representatives Curtis and Farr to the committee amendment to Engrossed Substitute Senate Bill No. 51 was adopted:

On page 6, section 9, line 22 strike "seventy-five" and insert "fifty"

Mrs. Wojahn moved adoption of the following amendment to the committee amendment to Engrossed Substitute Senate Bill No. 51:

On page 13, following section 21, insert a new section as follows:

"NEW SECTION. Sec. 22. There is added to Title 18 RCW, a new section to read as follows:

No person shall be eligible to serve as a member of a statutory professional licensing board unless such person is licensed to practice the profession over which the board exercises authority."

Mrs. Wojahn spoke in favor of the amendment to the committee amendment.

The amendment by Mrs. Wojahn to the committee amendment was adopted on a rising vote.

The Speaker stated the question before the House to be adoption of the amended committee amendment.

The committee amendment as amended by Representatives Curtis, Farr and Wojahn was adopted.

On motion of Mr. Curtis, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 51 as amended by the House was placed on final passage.

Mr. Curtis spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 51 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 6; absent or not voting, 5.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown,

Ceccarelli, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Adams, Charette, Curtis, Grant, Julin, Mentor—6.

Absent or not voting: Representatives Bledsoe, Copeland, Hurley, Johnson, Pardini—5.

Engrossed Substitute Senate Bill No. 51 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 487, by Representatives Goldsworthy and Kopet (by Departmental request):

Repealing the requirement that one-half of each county prosecutor's salary be paid by the state.

#### MOTION

Mr. Charette moved that the House defer consideration of House Bill No. 487, and that the bill be ordered placed on today's calendar immediately following Engrossed Senate Bill No. 512.

Representatives Charette and Smythe spoke in favor of the motion.

The motion was carried.

SUBSTITUTE SENATE BILL NO. 849, by Committee on Ways and Means:

Relating to forest taxation.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 1, line 24 strike everything after "only" and before the period insert "as provided in this 1971 amendatory act"

On page 14, section 12, line 1 after "determinative." and before "NEW SECTION." on line 2 insert:

"(4) The assessor may in any year commencing with 1972 discontinue assessing and valuing pursuant to the procedures set forth in section 11 of this 1971 amendatory act and subsections (1) and (2) of this section any land, except designated forest land, for which a higher and better use exists than growing and harvesting timber. The owner of such land shall thereupon have the right to apply for designation of such land as forest land pursuant to subsection (3) of this section or section 13 of this 1971 amendatory act."

On page 17, section 16, line 20 after "Land" and before "prior" strike "classified" and insert "approved for classification pursuant to RCW 84.28.020 or RCW 84.32.030"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendments were adopted.

Mr. Moon moved adoption of the following amendment by Representatives Moon and Backstrom:

On page 4, section 5, line 3 after "roll," and before "except" insert "except that if a revised schedule of such values and valuation factors was applied to some but not all timber in a county for the January 1, 1970 assessment roll, such revised schedule shall be used by the assessor for any timber revalued for the 1971 or 1972 assessment rolls, and"

Representatives Moon and Benitz spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Julin.

Mr. Julin: "Representative Benitz, as one of the prime sponsors of this measure and one who has worked on the interim committee on forest taxation, could you tell me whether or not this proposed amendment would result in some distortion or increase in the amount of the contribution made by the state under the provisions of this bill resulting from higher assessments growing out of the activities of the Snohomish County Assessor, or would this just maintain the equal status quo as provided and contemplated by this bill?"

Mr. Benitz: "Representative Julin, it will maintain the equal status quo as is the intention of the bill."

The amendment by Representatives Moon and Backstrom was adopted.

Mr. Moon moved adoption of the following amendment by Representatives Moon and Backstrom:

On page 13, section 12, beginning with "(2)" in line 13 strike all of the matter down to and including the period after "land" in line 16 and insert:

"(2) In preparing the assessment rolls as of January 1, 1971 for taxes payable in 1972, the assessor shall list each parcel of forest land either at the value used on the 1970 assessment roll for such land, or at the value determined and placed upon the 1971 assessment roll on or before May 15, 1971, whichever value is greater."

Representatives Moon and Flanagan spoke in favor of adoption of the amendment, and Representatives Benitz, Marzano, Pardini and Charette spoke against the amendment.

Mr. Moon closed debate, speaking in favor of the amendment.

The amendment by Representatives Moon and Backstrom was lost on a rising vote.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 849 as amended by the House was placed on final passage.

Representatives Bledsoe, Haussler, Benitz and Savage spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Benitz, as Representative Bledsoe has said, this is a very complicated bill. At various times during the committee discussions of this bill, when we came to certain issues that were somewhat hard to explain, and the people who were supporting the bill didn't have a good answer, they said that the Forest Tax Interim Committee, during the next interim will study this and make changes in the bill to take care of that particular situation. I would like to ask you now, in regard to the section of the bill which deals with the valuation of property that is under the timber and is classified as forest land (therefore not subject to 'highest and best use' as the basis for taxation) if in your study during the next interim (you are a member of this committee) you will consider this problem. It is obvious that the property under this classification has a demand which creates a value much, much higher than the property is worth for growing timber. Are you going to make that a part of your study during the next interim?"

Mr. Benitz: "Representative Flanagan, I think that the interest shown by the members of the Revenue and Taxation Committee on this subject—this was the one single issue on which the most questions were raised. I believe that is a mandate for this committee to study that situation much further and to come up with recommendations which will help to satisfy you."

Mr. Bledsoe demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 849 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 2; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnie, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Grant, Shinpoch—2.

Absent or not voting: Representatives Blair, Bottiger, Hurley, Johnson, Sawyer-5.

Substitute Senate Bill No. 849 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### PERSONAL PRIVILEGE

Mr. Moon: "I would like at this time to compliment the Forest Tax Committee for the work that they have done in this area during the last interim. Particularly I want to compliment the chairman and committee staff for a job well done."

ENGROSSED SENATE BILL NO. 485, by Senators Washington, Greive, Bailey, Francis, Wilson and Murray (by Lieutenant Governor request):

Enacting an open public meetings act.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 20, 1971, Fortieth Day, Ex. Sess.)

The bill was read the second time.

Mr. Smythe moved adoption of the committee amendment.

Mr. Charnley moved adoption of the following amendment by Representatives Charnley and Shinpoch to the committee amendment:

On page 1, section 2, line 20 beginning with "(a) Any state board," on line 20, strike all of subsection (a) down to and including "legislature," on line 22, and insert:

"(a) The state legislature and any state board, commission, committee, department, educational institution or other state agency which is created by or pursuant to statute, other than courts."

Representatives Charnley and Shinpoch spoke in favor of the amendment to the amendment, and Representatives Smythe and Thompson spoke against it.

The amendment by Representatives Charnley and Shinpoch was lost on a rising vote.

Mr. Randall moved adoption of the following amendment by Representatives Randall and Kuehnle to the committee amendment:

On page 2, section 2, line 7 after "body" strike all material down to and including "decision," on line 10

Mr. Randall spoke in favor of the amendment to the committee amendment.

#### ADMONITION BY THE SPEAKER

The Speaker: "Your time has expired, Mr. Randall. Please conclude your remarks."

Mr. Randall concluded his remarks in favor of the amendment to the committee amendment, and Mr. Smythe spoke against the amendment to the amendment.

Mr. Grant demanded the previous question, and the demand was sustained.

The amendment by Representatives Randall and Kuehnle to the committee amendment to Engrossed Senate Bill No. 485 was not adopted.

#### MOTION

Mr. Mentor moved that the remarks of Mr. Smythe in opposition to the amendment by Representatives Randall and Kuehnle be entered in the Journal.

The motion was lost.

The Clerk read the following amendment by Mr. Kuehnle:

On page 2, section 2, line 17 following "transacted" strike "or deliberated"

With the consent of the House, Mr. Kuehnle withdrew the amendment. Mr. Kuehnle also withdrew the amendment to page 2, section 5, which he had placed on the desk.

Mr. Hoggins moved adoption of the following amendment by Representatives Hoggins and Randall to the committee amendment to Engrossed Senate Bill No. 485:

On page 6, section 14, line 25 after "act" strike the period and insert: ";

(4) negotiations between public agencies and their employees or recognized employee organizations."

## POINT OF ORDER

Mr. Douthwaite: "I believe that amendment relates to the Engrossed Senate Bill rather than the House committee amendment."

The Speaker: "It appears to fit the committee amendment, Mr. Douthwaite—page 6, section 14, line 25, after the word 'act.'"

## MOTION

Mr. Charnley moved that the House revert to page 2, section 5, for the purpose of consideration of the amendment by Mr. Kuehnle.

The motion was carried.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, section 5, line 29 following "session" insert "or may adjourn the meeting and reconvene at another location selected by majority vote of the members"

Representatives Kuehnle and Thompson spoke in favor of the amendment to the committee amendment.

The amendment by Mr. Kuehnle to the committee amendment to Engrossed Senate Bill No. 485 was adopted.

The House resumed consideration of the following amendment by Representatives Hoggins and Randall to the committee amendment:

On page 6, section 14, line 25 after "act" strike the period and insert: "; or (4) negotiations between public agencies and their employees or recognized employee organizations."

Representatives Hoggins and Luders spoke in favor of the amendment to the amendment, and Representatives Thompson and Smythe spoke against it.

## POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Randall.

Mr. Randall: "If our school board has hired three people to work with them as negotiators, would you consider them a committee?"

Mr. Thompson: "The act would not apply to this group under my interpretation of the act and my discussions with interested Senators."

Mr. Randall spoke in favor of the amendment to the committee amendment.

The amendment by Representatives Hoggins and Randall to the committee amendment to Engrossed Senate Bill No. 485 was not adopted.

The Speaker stated the question before the House to be the committee amendment as amended.

Representatives Smythe and Thompson spoke in favor of the committee amendment.

The committee amendment to Engrossed Senate Bill No. 485 as amended was adopted.

On motion of Mr. Smythe, the committee amendment to the title was adopted.

Engrossed Senate Bill No. 485 as amended by the House was passed to Committee on Rules and Administration for third reading.

## MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Friday, May 7, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-SEVENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, May 7, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Copeland, Hurley and Johnson. Representatives Hurley and Johnson were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend John N. Bratt of the Presbyterian Church of Puyallup.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate has passed SENATE BILL NO. 291, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 6, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED HOUSE BILL NO. 77,  
 ENGROSSED HOUSE BILL NO. 82,  
 HOUSE BILL NO. 416,  
 HOUSE BILL NO. 477,  
 HOUSE BILL NO. 486,  
 SECOND SUBSTITUTE HOUSE BILL NO. 594,  
 HOUSE BILL NO. 738,  
 ENGROSSED HOUSE BILL NO. 798,  
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 915,  
 ENGROSSED HOUSE BILL NO. 1046,  
 and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 6, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 38,  
 HOUSE BILL NO. 84,  
 HOUSE BILL NO. 125,  
 HOUSE BILL NO. 144,  
 HOUSE BILL NO. 172,  
 HOUSE BILL NO. 254,  
 HOUSE BILL NO. 305,  
 HOUSE BILL NO. 357,  
 HOUSE BILL NO. 394,  
 HOUSE BILL NO. 397,  
 HOUSE BILL NO. 414,  
 HOUSE BILL NO. 642,  
 HOUSE BILL NO. 643,  
 HOUSE BILL NO. 727,  
 HOUSE BILL NO. 765,  
 HOUSE BILL NO. 800,  
 HOUSE BILL NO. 841,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 6, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 553 and passed the bill as amended by the House.  
 BILL GLEASON, Assistant Secretary.

May 6, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 629 and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 6, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 755 and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 6, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 314 and has passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-77, by Representatives Hurley, May and Gallagher:

WHEREAS, Miss Judith Anne Likarish, a student at Marycliff High School in Spokane, and daughter of Mr. and Mrs. N. D. Likarish, was recently named as first-place winner in the Governor's Committee on Employment of the Handicapped "Ability Counts" writing contest; and

WHEREAS, Miss Likarish's entry subsequently received Honorable Mention in the national contest sponsored by the President's Committee; and

WHEREAS, As a result of winning the state contest, she received in April an all-expense-paid trip sponsored by the Washington State Labor Council, AFL-CIO, to Washington D. C., to attend the annual meeting of the President's Committee; and

WHEREAS, Miss Likarish's winning entry is titled "Employment of the Handicapped: Community Attitudes," in which she states: "This report and the interviews I have held revealed to me that through the cooperation of business, interested citizens, and community leaders, Spokane attitudes toward hiring the handicapped are becoming those of awareness, concern and action"; and

WHEREAS, Her successful entry in itself represents a significant contribution towards the better understanding of the handicapped and serves as a reassurance to the Representatives of this State of the concern, maturity, and intelligence of today's youth;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives congratulates Miss Judith Anne Likarish upon her accomplishments in the state and national "Ability Counts" writing contests and commends Miss Likarish for contributing towards the better understanding of the handicapped.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared by the Chief Clerk of the House of Representatives for presentation to Miss Likarish to mark this accomplishment.

On motion of Mr. May, the resolution was adopted.

## SPEAKER'S PRIVILEGE

The Speaker recognized in the south gallery Miss Judith Anne Likarish, the award winner who was honored in House Resolution No. 71-77, and asked her to stand and be recognized.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 77,  
 HOUSE BILL NO. 82,  
 HOUSE BILL NO. 106,  
 HOUSE BILL NO. 181,  
 HOUSE BILL NO. 213,  
 HOUSE BILL NO. 303,  
 HOUSE BILL NO. 416,  
 HOUSE BILL NO. 477,  
 HOUSE BILL NO. 486,  
 SUBSTITUTE HOUSE BILL NO. 545,  
 SUBSTITUTE HOUSE BILL NO. 584,  
 SECOND SUBSTITUTE HOUSE BILL NO. 594,  
 HOUSE BILL NO. 738,

SUBSTITUTE HOUSE BILL NO. 762,  
HOUSE BILL NO. 798,  
SUBSTITUTE HOUSE BILL NO. 915,  
HOUSE BILL NO. 1046.

### SECOND READING

HOUSE BILL NO. 725, by Representative Brown:  
Providing election laws.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 26, 1971, Forty-sixth Day, Ex. Sess.)

The bill was read the second time.

### POINT OF ORDER

Mr. Kuehnle: "Mr. Speaker, Joint Rule No. 21 provides that no bill shall be introduced by title only. In the event a bill is not complete, at least section one shall be set forth in full before introduction. As regards House Bill No. 725, I wouldn't be so unkind as to say it was title only. But I would call your attention to the fact that section one, in full, says: 'The legislature can make laws concerning elections.' I would suspect therefore that the Rules Committee in their considerations were not considering that bill. They were in effect considering the committee amendment which is House Bill No. 241 and which is a committee amendment to House Bill No. 725. Section 30 of the committee amendment, which I think is what is actually under consideration, contains a direct appropriation of \$84,000. In turn, referring to House Rule No. 81: 'All bills including a direct appropriation must be referred to the Appropriations Committee before appearing on the second reading calendar.' It would therefore appear to me that House Bill No. 725 inappropriately appears before us on the second reading calendar."

### MOTION

Mr. O'Brien moved that House Rule No. 81 be suspended for the purpose of consideration of House Bill No. 725.

With the consent of the House, Mr. O'Brien withdrew his motion.

### RULING BY THE SPEAKER

The Speaker: "Ruling on the point of order raised by Mr. Kuehnle, Rule 21 states:

"No bill shall be introduced by title only, and, in the event a bill is not complete, at least section 1 shall be set forth in full before the bill may be accepted for introduction."

"Even though, Mr. Kuehnle, you may argue that section one of the bill is meaningless, or unnecessary legislation, the bill at least as printed does contain section one, and the wisdom of that particular language is up to the legislature, and not up to the Speaker, to rule as frivolous. It does contain a section one.

"As far as House Rule 81 is concerned, which reads in part:

"All bills including a direct appropriation must be referred to the Appropriations Committee before appearing on the second reading calendar."

"This bill, as printed, as a so-called 'title only' with section one, does not contain an appropriation. The appropriation is contained only in the committee amendment to this bill. The Speaker cannot presuppose at this particular point that that amendment is going to be adopted and shunt the measure off to Appropriations Committee under a point of order. If in fact the committee amendment is adopted, which is at this point unclear, then because of an appropriation and a fiscal impact, a motion could be entertained to refer the bill at that point to Appropriations Committee. It would then be subject to the majority decision of this House."

Mr. Brown moved adoption of the committee amendment.

Mr. Knowles moved adoption of the following amendment to the committee amendment:

On page 6, section 8, line 30 following "violation" and before the period, insert " PROVIDED, That the accumulative fine imposed for each such violation shall not exceed the sum of two hundred and fifty dollars"

Representatives Knowles and Brown spoke in favor of the amendment to the committee amendment.

The amendment by Mr. Knowles to the committee amendment to House Bill No. 725 was adopted.

Mr. Kuehnle moved adoption of the following amendment to the committee amendment:

On page 8, section 11, line 28 after "person" and before "funds" strike "contributing the" and insert "making a contribution in excess of one hundred dollars to"

Representative Kuehnle spoke in favor of adoption of the amendment, and Representatives Brown and Blair spoke against it.

The amendment by Mr. Kuehnle to the committee amendment to House Bill No. 725 was adopted on a rising vote.

The Clerk read the following amendment by Representative Shinpoch to the committee amendment:

On page 8, section 11, line 28 following "person" strike "contributing" and insert "making a contribution in excess of fifty dollars to"

With the consent of the House, Mr. Shinpoch withdrew the amendment to the amendment.

Mr. Lysen moved adoption of the following amendment by Representatives O'Brien, Sawyer and Lysen to the committee amendment to House Bill No. 725:

On page 9, section 12, line 16, following "commission," insert:

"The total of expenditures made by, for, or on behalf of any candidate in relation to any campaign shall not exceed the larger of the following amounts:

(a) Five thousand dollars; or

(b) A sum equal to the public salary which will be paid to the occupant of the office which the candidate seeks, during the term for which the successful candidate will be elected; or

(c) With respect to candidates for the office of Governor of the State of Washington only, a sum equal to the public salary which will be paid the governor during the term sought, multiplied by two.

Any candidate who violates the provisions of this section, and any person who aids or abets such a violation, shall be subject to the provisions and penalties of sections 8 and 22 of this act."

Representatives Lysen and Bledsoe spoke in favor of the amendment to the committee amendment.

## MOTION

On motion of Mr. Brown, the House deferred further consideration of House Bill No. 725 on second reading until after consideration of Engrossed Senate Bill No. 179.

## PERSONAL PRIVILEGE

Mr. Douthwaite: "Today a subpoena was delivered to me addressed to the State of Washington, House of Representatives. This subpoena comes from our guests who are in the gallery from the University District. They are here partly to advertise the Sidewalk Fair coming up on May 22 and 23, to which you are all cordially invited. Come if you can and meet a very interesting group of people selling lots of interesting trinkets. It is a delightful time to meet a lot of interesting students and residents from all over the world."

HOUSE BILL NO. 865, by Representative Bluechel:

Relating to the operation and administration of state government.

The House resumed consideration of House Bill No. 865 on second reading.

The Speaker stated the question before the House to be the committee amendment as amended by Mr. Bluechel.

(For previous action on House Bill No. 865 see Journal of May 1, 1971, Fifty-first Day, Ex. Sess.)

The amended committee amendment was adopted.

On motion of Mr. Bluechel, the committee amendment to the title was adopted.  
House Bill No. 865 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 865 was placed on final passage.

Mr. Randall spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 865, and the bill passed the House by the following vote: Yeas, 78; nays, 18; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Jastad, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—78.

Voting nay: Representatives Amen, Bagnariol, Barden, Benitz, Eikenberry, Flanagan, Gladder, Hatfield, Hubbard, Kirk, Kuehne, Mentor, Merrill, Polk, Schumaker, Smith, Spanton, Wolf—18.

Absent or not voting: Representatives Copeland, Hurley, Johnson—3.

Engrossed House Bill No. 865, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I wish my vote on Engrossed House Bill No. 865 to be changed from yea to nay. I was off the floor dealing with a Senate amendment, and my vote was recorded incorrectly. MARJORIE LYNCH, 14th District.

ENGROSSED SUBSTITUTE SENATE BILL NO. 446, by Committee on Agriculture and Horticulture:

Regulating custom meat facilities.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 2, 1971, Twenty-second Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Amen, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 446 as amended by the House was placed on final passage.

Representatives Amen, Moon and Hubbard spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 446 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick,

McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Rosellini—1.

Absent or not voting: Representatives Copeland, Hurley, Johnson—3.

Engrossed Substitute Senate Bill No. 446 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 179, by Senators Whetzel and Francis (by Departmental request):

Providing for recovery by the department of social and health services of assistance furnished to an injured public assistance recipient.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 27 of the engrossed bill, being line 4 of the Senate Committee amendment, after "initiated" insert "by or"

On page 2, section 1, line 9 of the engrossed bill, being line 14 of the Senate Committee amendment after "matter" and before the period insert ": PROVIDED, That if the attorney's fees conform to the applicable minimum bar fee schedule, court approval for such fees shall not be necessary"

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 179 as amended by the House was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Savage.

Mr. Savage: "In reference to recovery of the amount assisted to a client in this case, does that mean that they could withhold the amount that it costs for attorneys' fees, etc.? Or does this mean that they could recover from the amount he received for any benefits he had been given prior to that time on assistance?"

Mr. Farr: "My understanding is that this particular bill speaks to the legal assistance given, and not to the other area. I may be wrong, but I believe there is another bill we have taken care of which gives them the lien rights to the recovery of assistance given as public assistance in that case. In this bill though I believe we are speaking only to the assistance legally that is given."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 179 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 4; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Lysen, Maxie, Ross, Williams—4.

Absent or not voting: Representatives Copeland, Hurley, Johnson, Pardini—4.

Engrossed Senate Bill No. 179 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 725, by Representative Brown:  
Providing election laws.

The House resumed consideration of House Bill No. 725 on second reading. The Speaker stated the question before the House to be the amendment by Representatives O'Brien, Sawyer and Lysen to the committee amendment.

With the consent of the House, Representatives O'Brien, Sawyer and Lysen withdrew the amendment.

Mr. O'Brien moved adoption of the following amendment by Representatives O'Brien, Sawyer, Lysen, Brown, Ceccarelli and Litchman:

On page 9, section 12, line 22 following "commission," insert:

"The total of expenditures made by, for, or on behalf of any candidate in relation to any campaign shall not exceed the larger of the following amounts:

(a) Five thousand dollars; or

(b) A sum equal to the public salary which will be paid to the occupant of the office which the candidate seeks, during the term for which the successful candidate will be elected; or

(c) With respect to candidates for the office of Governor and Lt. Governor the State of Washington only, a sum equal to the public salary which will be paid the governor during the term sought, multiplied by two.

Any candidate who knowingly and wilfully violates the provisions of this section, and any person who aids or abets such a violation, shall be subject to the provisions and penalties of sections 8 and 22 of this act.

The total of expenditures made by, for or on behalf of any ballot proposition shall not exceed one hundred thousand dollars."

Mr. O'Brien spoke in favor of adoption of the amendment to the committee amendment.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Kiskaddon.

Mr. Kiskaddon: "Representative O'Brien, just to be sure I understand the amendment—when we speak about a campaign, would this mean that the candidate would be able to expend, say the \$5,000, for the primary campaign and then the general election campaign following would be considered separate? Do you consider a primary a separate campaign from the general election to follow? Or do you consider them all one with respect to this amendment?"

Mr. O'Brien: "For the winning candidates, you would be limited to this amount of money that is set forth in this amendment—total expenditures for both primary and general. You would have to use reasonable judgment before you got involved. If you over-expended in the primary, you would probably have to limit your expenditures in the general. Your total campaign expenses could not exceed the amount of money that you would earn during your term of office."

Mr. Kiskaddon: "The last sentence states: 'The total of expenditures made by, for or on behalf of any ballot proposition shall not exceed one hundred thousand dollars.' Does 'on behalf of' imply that if I am working against the ballot proposition, I am also limited to one hundred thousand dollars?"

Mr. O'Brien: "That it true—it would be for or against. 'Behalf' certainly implies for or against."

Representatives Lysen and Ceccarelli spoke in favor of adoption of the amendment, and Representative Eikenberry spoke against it.

Mr. Jueling demanded the previous question, and the demand was sustained.

Mr. King demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives O'Brien, Sawyer, Lysen, Brown, Ceccarelli and Litchman to the committee amendment to House Bill No. 725, and the amendment was adopted by the following vote: Yeas, 74; nays, 19; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Haussler, Hoggins, Jastad, Kilbury, King, Kirk,

Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman—74.

Voting nay: Representatives Amen, Barden, Benitz, Bluechel, Douthwaite, Eikenberry, Goldsworthy, Harris, Hatfield, Jones, Jueling, Julin, Kuehnle, Polk, Rabel, Schumaker, Spanton, Wanamaker, Mr. Speaker—19.

Absent or not voting: Representatives Copeland, Hubbard, Hurley, Johnson, Newhouse, Ross—6.

#### MOTION

Mr. Kraabel moved that the remarks of Mr. Lysen pertaining to the amendment to the amendment be entered in the Journal.

The motion was lost.

The Clerk read the following amendment by Mr. Barden to the committee amendment: On page 9, section 12, line 16 after "commission" strike the period and insert the following: "PROVIDED, HOWEVER, It shall be deemed a violation of this act for any candidate to expend or have expended on his behalf in any combined primary and general election campaigns a sum exceeding an amount equal to fifteen cents per registered voter in the area encompassed by the office which said candidate is seeking. Of the aforementioned amount, no more than two-thirds thereof shall be spent in a primary election."

With the consent of the House, Mr. Barden withdrew the amendment to the amendment.

Mrs. Wojahn moved adoption of the following amendment to the committee amendment to House Bill No. 725:

On page 11, section 13, line 4, following subsection (3) insert a new subsection to read as follows:

"(4) Every candidate shall be required to report every appearance on radio or television as a campaign contribution. The amount of such contribution shall be computed as the fair market value to a commercial advertiser of an equal amount of time under the same or similar circumstances on the same station. This subsection shall not apply to paid political advertisements or to radio or television coverage of news of general public interest."

Mrs. Wojahn spoke in favor of the amendment to the amendment.

#### POINT OF INQUIRY

Mrs. Wojahn yielded to question by Mr. Wolf.

Mr. Wolf: "If the state treasurer were to appear on television as a guest on KING, KOMO, KIRO—to an amount equal to \$40,000—he would have no money left. He wouldn't have any money to campaign on. Is that true?"

Mrs. Wojahn: "It would depend on how much time he was on the air, and also if he were appearing in his official capacity. I don't think it would necessarily interfere with this amendment."

#### POINT OF INQUIRY

Mrs. Wojahn yielded to question by Mr. Curtis.

Mr. Curtis: "Mrs. Wojahn, as a retailer, I run an advertising program for my business. Some of the radio commercials utilize my voice. I cut the commercial, and this is a paid radio commercial for my business. Would I then as a candidate at campaign time come under this rule?"

Mrs. Wojahn: "No, you wouldn't, Representative Curtis, unless you announced your name was Curtis and you were speaking on behalf of this advertisement. I would say there is no problem."

Mr. Curtis: "If I may continue—you said unless I say my name is Curtis and I am speaking on behalf of the advertisement—the name of my store is 'Curtis Thriftway' and I would be speaking for it. Does that make me liable to report that as a campaign expenditure if it is a paid commercial advertisement? I can sing you the jingle if you'd like."

Mrs. Wojahn: "I would say this would not. I would like to yield to one of the attorneys—perhaps Representative Charette would answer this. I don't believe it would, Representative Curtis."

## POINT OF INQUIRY

Mr. Bluechel: "Would Mrs. Wojahn yield to another question, please?"

Mrs. Wojahn declined to yield to question.

The amendment by Mrs. Wojahn to the committee amendment to House Bill No. 725 was lost on a rising vote.

Mr. Thompson moved adoption of the following amendment to the committee amendment:

On page 11, section 13, line 4 insert a new subsection to read as follows:

"(4) Notwithstanding any other provision of this act, each candidate shall report the number of hours spent each normal working day which is spent some place other than his normal place of business and which is spent in furtherance of his campaign effort, directly or indirectly. Each such candidate shall apportion the amount of salary or wages received for such hours and declare such salary or wages as a campaign contribution."

Mr. Thompson spoke in favor of the amendment to the amendment.

## POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Bagnariol.

Mr. Bagnariol: "How would this affect a person who is perhaps in the real estate sales business or insurance sales and who, in his normal course of business activity, goes out to solicit accounts and he solicits his accounts in the area he is also campaigning in. The way your amendment reads 'directly or indirectly,' would they have to charge this time off as campaign time?"

Mr. Thompson: "Everyone around me is saying 'no,' but I think this language would oblige each candidate in good faith to make this determination and make a report accordingly."

## POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Wanamaker.

Mr. Wanamaker: "I am thinking of my own case in particular, Mr. Thompson, where I am retired, not on any salary or the employee of any company. Yet if I go down into Kitsap County and casually drive through looking at the scenery and I drop in to visit with Adele Ferguson—we go to lunch, but don't talk politics. How would I handle this situation?"

Mr. Thompson: "Will Mrs. Ferguson yield to a question? This clearly doesn't apply in those instances."

Representatives Bledsoe and Bottiger spoke against adoption of the amendment by Mr. Thompson to the committee amendment.

The amendment by Mr. Thompson to the committee amendment to House Bill No. 725 was not adopted.

On motion of Mr. Kuehnle, the following amendment to the amendment was adopted: On page 11, section 14, line 10 after "in excess of" and before "dollars" strike "ten" and insert "one hundred"

The Clerk read the following amendment by Mr. Shinpoch:

On page 11, section 14, line 10 following "excess of" strike "ten" and insert "fifty"

With the consent of the House, Mr. Shinpoch withdrew the amendment.

On motion of Mrs. North, the following amendment by Representatives North and Charette to the committee amendment was adopted:

On page 14, line 16 strike all of section 20 and insert:

"NEW SECTION. Sec. 20. FORBIDS USE OF PUBLIC OFFICE FACILITIES IN CAMPAIGNS. No incumbent public elective office holder nor any employee of his office may use or authorize the use of any of the facilities of his public office, directly or indirectly, for the purpose of assisting his campaign for renomination or reelection to the office he holds, or for nomination or election to any other office, or for nomination or election of any other person to any office. Facilities of public office include the use of machines and equipment, employees of the office during working hours, vehicles, and office space.

The provisions of this section shall not prohibit the mailing of questionnaires or informational bulletins or newsletters by members of the legislature to their constituents during or immediately after a legislative session."

Mr. Luders moved adoption of the following amendment to the committee amendment:

On page 15, section 22, line 29 following "occurred" and before the period insert "PROVIDED, That no action shall be filed to enforce the provisions of this act during the period of time commencing with the date of filing and ending with the date of the general election"

Representatives Luders and Curtis spoke in favor of the amendment to the amendment.

The amendment by Mr. Luders to the committee amendment to House Bill No. 725 was adopted.

Mr. King moved adoption of the following amendment by Representatives King and Berentson to the committee amendment to House Bill No. 725:

On page 16, following section 24 insert a new section to read as follows:

"NEW SECTION. Sec. 25. Every candidate for an elective office in this state including federal, state, county, city, town, and district offices whether such election is partisan or nonpartisan, except a candidate for precinct committeeman and judges of the supreme court, shall simultaneously with filing a declaration of candidacy file with the same officer at the same time a signed copy of the following code of fair campaign practices:

CODE OF FAIR CAMPAIGN PRACTICES

There are basic principles of decency, honesty and fair play which every candidate for public office in the United States and the state of Washington has a moral obligation to observe and uphold, in order that, after vigorously contested but fairly conducted campaigns, our citizens may exercise their constitutional right to a free and untrammelled choice and the will of the people may be fully and clearly expressed on the issues before the country and this state.

Therefore:

I shall conduct my campaign in the best American tradition, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and criticizing without fear or favor the record and policies of my opponent and his party which merit such criticism.

I shall defend and uphold the right of every qualified American voter to full and equal participation in the electoral process.

I shall condemn the use of personal vilification, character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his personal or family life.

I shall condemn the use of campaign material of any sort which misrepresents, distorts, or otherwise falsifies the facts regarding any candidate, as well as the use of malicious or unfounded accusations against any candidate which aim at creating or exploiting doubts, without justification, as to his loyalty and patriotism.

I shall condemn any appeal to prejudice based on race, creed, or national origin.

I shall condemn any dishonest or unethical practice which tends to corrupt or undermine our American system of free elections or which hampers or prevents the full and free expression of the will of the voters.

I shall immediately and publicly repudiate support deriving from any individual or group which resorts, on behalf of my candidacy or in opposition to that of my opponent, to the methods and tactics which I condemn.

I, the undersigned, candidate for election to public office in the United States of America and the state of Washington, hereby endorse, subscribe to, and solemnly pledge myself to conduct my campaigns in accordance with the above principles and practices, so help me God.

.....  
Date

.....  
Signature."

Renumber the remaining sections consecutively

Representatives King, Berentson and Ceccarelli spoke in favor of adoption of the amendment to the amendment, and Representative Douthwaite spoke against it.

The amendment by Representatives King and Berentson to the committee amendment was adopted.

The Speaker stated the question before the House to be the committee amendment to House Bill No. 725 as amended.

The amended committee amendment was adopted.

On motion of Mr. Brown, the committee amendment to the title was adopted.

House Bill No. 725 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 725 was placed on final passage.

Representatives Brown, Ceccarelli and Luders spoke in favor of passage of the bill, and Representative Zimmerman spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 725, and the bill passed the House by the following vote: Yeas, 82; nays, 13; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hausser, Hoggins, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wolf—82.

Voting nay: Representatives Beck, Benitz, Copeland, Hatfield, Kopet, Kuehne, Mentor, Pardini, Schumaker, Thompson, Wojahn, Zimmerman, Mr. Speaker—13.

Absent or not voting: Representatives Hubbard, Hurley, Johnson, Morrison—4.

Engrossed House Bill No. 725, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, Engrossed House Bill No. 725 was ordered transmitted immediately to the Senate.

#### STATEMENT FOR THE JOURNAL

On this day I have voted in favor of Engrossed House Bill No. 725 relating to disclosure of campaign contributions. I strongly favor public disclosure of the *amount* and *source* of campaign contributions, so that the voters may vote advisedly. At the same time I oppose one of the amendments to this bill which would limit campaign expenditures. I believe this is an unconstitutional invasion of our right of political expression, and places a great disadvantage on the candidate running against an entrenched incumbent, newspaper backing, union backing, business backing, etc. Because I do favor the most important disclosure provisions, I voted for the bill. KENNETH O. EIKENBERRY, 36th District.

ENGROSSED SENATE BILL NO. 231, by Senators Newschwander, Day and McDougall:

Expanding duties of dental hygienists.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

The bill was read the second time.

Mr. Farr moved adoption of the committee amendment, and spoke in favor of its adoption.

The Speaker: "Dr. Farr, your three minutes have expired, if you will conclude your remarks please."

Representative Farr concluded his remarks in favor of the committee amendment, and Representatives Gladder and Charnley spoke against it.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Rabel.

Mr. Rabel: "Dr. Farr, on this subject I talked to many dentists with whom I am acquainted and who I respect. In each case they entirely supported your position. I wondered if you have any other comments you would like to make on this subject."

Mr. Farr: "Thank you. The comments I would like to make would be to continue a bit in support of the view that you have experienced. Many of the dentists have been in support of the aspect that I have been talking about. I think if you look in the particular handout that I distributed, you will find that . . ."

#### POINT OF ORDER

Mr. Charette: "Mr. Speaker, I respectfully suggest that Representative Farr is not yielding to a question—he is trying to get around the three-minute rule."

The Speaker: "I think your point is well taken."

Mr. Barden spoke against adoption of the committee amendment.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Eikenberry.

Mr. Eikenberry: "Dr. Farr, I would like to ask a question prompted by conversations had with dentists who reside in the 36th district who support your position, and also prompted by this letter from the Assistant Attorney General, indicating that the way the bill now reads, a hygienist could place, condense or carve silver fillings in prepared teeth. My question is, are hygienists trained to put silver fillings in teeth?"

Mr. Farr: "No, Mr. Eikenberry, the hygienists are not trained to put those fillings into the teeth, nor are they trained to do the other items that have been listed today as prohibitions. Contrary to many of the arguments put forth by my opponents on this particular matter (who I note are not dentists), this is not an area that the schools teach at this time and I have been assured will not be taught until such time as the law is changed. Though it is possible under certain exploratory types of training—certainly with a two-year course, as done in the state of Georgia, it is possible to teach technicians, or girls, or dental hygienists to do these particular types of operations that take a dental student—really he spends four years in a dental school to do that and a lot of other operations."

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Ross.

Mr. Ross: "Dr. Farr, my conflict in this bill is that I have gotten letters from various dentists throughout the state supporting your position, but I have also received a great number of letters from the association. There seems to be an apparent conflict. My question very specifically is: Does the association represent the dentists, or do the dentists represent themselves? This raises a big question with me, because in the hearings in judiciary committee, the representative for the State Bar Association supposedly speaks for all attorneys in the state. If you could settle that for me, I would appreciate it."

Mr. Farr: "Mr. Ross, you have really, I think, hit one of the nut problems in this particular case. Any of you who belong to professional organizations, or even other organizations, probably can see the picture as I draw it for you the way this has developed. This started originally as an idea some two or three years ago. It was taken to the political group of the dental society, called the House of Delegates. At that time a survey was made, interest was expressed, and an outgoing president pointed it up as a program that should be considered. At this time it was studied and the bill was produced in the form you see it now. When the House of Delegates approved this, the officers are the only ones who can make any change in the position that they have received from the House of Delegates. The thing that has happened is that the way the bill is worded, the dentists did not understand until the circulation of this information sheet that has been referred to, and you have a copy with the Attorney General's opinion—the information was not given to the man in the street or the grass-roots dentists in words he was used to. I personally found it difficult to look at the words of the law and say to myself: 'Is this a good law for the people of the state of Washington?' When I listed, as you see on the sheet, the steps that we do in operations that I know you probably can't understand or appreciate fully—I listed those down the side, keyed in whether or not they were possible now, and in the second column applied the steps against the proposed law. I found there were great gapping openings that I am sure the composers of this bill did not intend to leave. They are good men—there is no question, but this is the way the law came out. Once the law was formed, the officers and others in the association had one purpose, and that was to continue pushing for this particular bill in the form that it was without amendment. It is the result of the survey . . ."

The Speaker: "Dr. Farr, Mr. Ross's three minutes have expired."

Mr. Juelsing demanded the previous question, and the demand was sustained.

Mr. Farr closed debate, speaking in favor of adoption of the committee amendment.

## POINT OF INQUIRY

Mr. Beck: "Mr. Speaker, I would like to ask the lady from Yakima a question. Could I submit a question to her?"

The Speaker: "No, you cannot, Mr. Beck."

The Speaker stated the question before the House to be the committee amendment to Engrossed Senate Bill No. 231.

The committee amendment was lost on a rising vote.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on HOUSE BILL NO. 200 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 200, authorizing the relocation of harbor lines in front of Kalama and Everett, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Talley, Lewis and Mardesich; Representatives Cunningham, Martinis and Paris.

## MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on House Bill No. 200 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on HOUSE BILL NO. 1034, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 1034, providing for forest protection, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Donohue, Talley and Murray; Representatives Newhouse, Smith and Charette.

## MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on House Bill No. 1034 was adopted and the committee was granted the powers of Free Conference.

## SECOND READING

ENGROSSED SENATE BILL NO. 231, by Senators Newschwander, Day and McDougall:

Expanding duties of dental hygienists.

The House resumed consideration of Engrossed Senate Bill No. 231 on second reading.

Mr. Farr moved adoption of the following amendment:

Strike all the matter after the enacting clause and insert the following:

“Section 1, Section 27, chapter 16, Laws of 1923 as amended by section 4, chapter 47, Laws of 1969 and RCW 18.29.050 are each amended to read as follows:

Any person licensed as a dental hygienist in this state may remove deposits and stains from the surfaces of the teeth, may apply topical preventive or prophylactic agents, [and] may polish and smooth restorations, [but shall not perform any other operation on the teeth or tissues of the mouth] *may perform root planing and soft-tissue curettage, and may perform other dental operations and services delegated to them by a licensed dentist after fulfilling the training requirements prescribed by the Washington state board of dental examiners: PROVIDED, That licensed dental hygienists shall, in no event, perform the following dental operations or services:*

(1) *Any examination for diagnosis or any diagnosis for treatment or treatment planning;*

(2) *Any prescription of drugs or medications requiring the written order or prescription of a licensed dentist or physician;*

(3) *Any administration of general or block anaesthetic;*

(4) *Any incising, elevating, or suturing of soft tissues;*

(5) *Any removal of or addition to the hard or soft tissue of the oral cavity including, but not limited to placing, condensing, or carving amalgam restorations;*

(6) *Any intra-oral procedure involved in the endodontic treatment of teeth except rubber dam placement and removal;*

(7) *Any intra-oral fitting, occlusal adjustment, margin finishing, or cementing of cast restorations;*

(8) *Any intra-oral procedure leading to fabrication of prosthetic appliances; or*

(9) *The taking of any impressions of the teeth or jaw or the relationships of the teeth or jaws, for the purpose of fabricating any intra-oral restoration, appliance, or prosthesis.*

Such licensed dental hygienists may [operate] *perform dental operations and services only under the [direct] supervision of a licensed dentist, and under such supervision may be employed by hospitals, boards of education of public or private schools, county boards, boards of health, or public or charitable institutions, or in dental offices: PROVIDED, That the number of hygienists so employed in any dental office shall not exceed twice in number the licensed dentists practicing therein.”*

Mr. Farr spoke in favor of adoption of the amendment, and Mrs. Lynch spoke against it.

Mr. Juelsing demanded the previous question, and the demand was not sustained.

Mr. Chatalas spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Conway.

Mr. Conway: “Dr. Farr, a great number of us on the committee were concerned if the bill passed in its natural state that many of the hygienists would be allowed to have many responsibilities that they were not trained for, without any more education. The reason we wished to amend the bill was to take care of that problem that exists, and the amendment that was placed before us and approved by the committee did exactly that without changing the bill too much. I am wondering in regards to your floor amendment if it will help with regard to training these hygienists, or are we going to allow a great number of hygienists to do things that they are not really trained to do, which would happen in the bill?”

Mr. Farr: “Mr. Conway, what it does in effect is leaves to the discretion of the dental examining board (the one board that does the examining for this particular area) the responsibility for setting up the education that is necessary for these particular people to do these extended services. Now the hygienists do go to a school related to the dental area and they in the future (say a year from this June) would be coming out with, I feel, adequate training at that time. The only problem is the girls at the present time who are dental hygienists are under no obligation to do anything—this is the old grandfather clause. But in this bill it leaves it as loose as is possible while still speaking to the question of education, that the board shall be responsible for determining what education and examination requirements the existing girls shall take. A year from now the girls coming out of the hygienists school, I feel, could be adequately trained by the excellent schools we have throughout the state, both in the college, university and community college level.”

Mr. Bledsoe demanded the previous question, and the demand was sustained.

Mr. Farr closed debate, speaking in favor of the amendment.

## POINT OF ORDER

Mr. Beck: "Mr. Speaker, he has indicated that there are 72 percent of the dentists that have indicated they are in his favor on this. This is totally incorrect in Kitsap County. Twenty-nine of the thirty dentists that I have contacted are in disagreement with him."

The Speaker: "That is not a point upon which I can rule, Mr. Beck. Proceed, Mr. Farr."

Mr. Farr continued his remarks in favor of the amendment.

## POINT OF ORDER

Mr. Gladder: "This is the second time that Dr. Farr has closed debate. He has had several times as much time as the opposition has had. My question is: Is he permitted to bring up new information in closing debate as he did the last time he closed debate?"

## RULING BY THE SPEAKER

The Speaker: "The purpose of allowing the mover of the main proposition to close debate is to answer any matter which has arisen in debate after his original statement, and I would permit him to bring in new matter. Proceed, Dr. Farr."

Mr. Farr continued his remarks in favor of the amendment.

The Speaker: "Dr. Farr, your three minutes have expired. The question before the House is the floor amendment."

The amendment by Mr. Farr to Engrossed Senate Bill No. 231 was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 231 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 231, and the bill passed the House by the following vote: Yeas, 73; nays, 22; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Flanagan, Gallagher, Gladder, Goldsworthy, Haussler, Hoggins, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Mr. Speaker—73.

Voting nay: Representatives Conner, Cunningham, Eikenberry, Farr, Grant, Hansey, Harris, Hatfield, Hubbard, Jastad, Kirk, Kopet, Lysen, Moon, Pardini, Paris, Rabel, Shinpoch, Smith, Van Dyk, Wojahn, Zimmerman—22.

Absent or not voting: Representatives Gilleland, Hurley, Johnson, McDermott—4.

Engrossed Senate Bill No. 231, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 2:15 p.m.

## AFTERNOON SESSION

The Speaker called the House to order at 2:15 p.m.

The Clerk called the roll, and all members were present except Representative Hurley who was excused.

## SECOND READING

SENATE BILL NO. 233, by Senators Newschwander, Day and McDougall:  
Relating to the practice of dentistry.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

The bill was read the second time.

Mr. Farr moved adoption of the committee amendment.

Representative Farr spoke in favor of the committee amendment, and Representatives Kiskaddon, Gladder, Ceccarelli and Lynch spoke against the amendment.

Mr. Farr closed debate, speaking in favor of the committee amendment.

The committee amendment to Senate Bill No. 233 was not adopted.

Mr. Farr moved adoption of the following amendments:

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 1, chapter 130, Laws of 1951 as last amended by section 7, chapter 47, Laws of 1969 and RCW 18.32.030 are each amended to read as follows:

The following practices, acts and operations are excepted from the operation of the provisions of this chapter:

(1) The rendering of dental relief in emergency cases in the practice of his profession by a physician or surgeon, licensed as such and registered under the laws of this state, unless he undertakes to or does reproduce lost parts of the human teeth in the mouth or to restore or to replace in the human mouth lost or missing teeth;

(2) The practice of dentistry in the discharge of official duties by dentists in the United States army, navy, public health service, veterans' bureau, or bureau of Indian affairs;

(3) Dental schools or colleges approved by the board, and the practice of dentistry by students in dental schools or colleges approved by the board, when acting under the direction and supervision of registered and licensed dentists acting as instructors;

(4) The practice of dentistry by licensed dentists of other states or countries while appearing as clinicians at meetings of the Washington state dental association, or component parts thereof, or at meetings sanctioned by them;

(5) The use of roentgen and other rays for making radiograms or similar records of dental or oral tissues, under the supervision of a licensed dentist or physician;

(6) The making, repairing, altering or supplying of artificial restorations, substitutions, appliances, or materials for the correction of disease, loss, deformity, malposition, dislocation, fracture, injury to the jaws, teeth, lips, gums, cheeks, palate, or associated tissues or parts; providing the same are made, repaired, altered or supplied pursuant to the written instructions and order of a licensed dentist which may be accompanied by casts, models or impressions furnished by said dentist, and said prescriptions shall be retained and filed for a period of not less than three years and shall be available to and subject to the examination of the director of motor vehicles or his authorized representatives;

(7) The removal of deposits and stains from the surfaces of the teeth, the application of topical preventative or prophylactic agents, and the polishing and smoothing of restorations, when performed or prescribed by a dental hygienist licensed under the laws of this state;

(8) A qualified and licensed physician and surgeon extracting teeth or performing oral surgery;

(9) A legal practitioner of another state making a clinical demonstration before a medical or dental society, or at a convention approved by the Washington state medical or dental association or Washington progressive dental society;

(10) Students practicing or performing dental operations, under the supervision of competent instructors, in any reputable dental college;

(11) *The performing of dental operations or services by persons not licensed under this chapter when performed under the supervision of a licensed dentist after they fulfill the training requirements prescribed by the board: PROVIDED, That such nonlicensed person shall, in no event, perform the following dental operations or services unless permitted to be performed by him under other provisions of this chapter or chapter 18.29 RCW:*

(a) Any oral prophylaxis;

(b) Any examination for diagnosis or any diagnosis of or prescription for treatment of disease, pain, deformity, deficiency, injury, or physical condition of the human teeth or jaws, or adjacent structure;

(c) Any administration of general or injected local anaesthetic of any nature in connection with a dental operation;

(d) Any incising, elevating, or suturing of soft tissues;

(e) Any removal or addition to the hard or soft tissue of the oral cavity including, but not limited to placing, condensing, or carving amalgam restorations;

(f) Any intra-oral procedure involved in endodontic treatment of teeth except rubber dam placement and removal;

(g) Any intra-oral fitting, occlusal adjustment, margin finishing, or cementing of cast restorations;

(h) Any intra-oral procedure leading to fabrication of prosthetic appliances; or

(i) The taking of any impressions of the teeth or jaw or the relationships of the teeth or jaws, for the purpose of fabricating any intra-oral restoration, appliance, or prosthesis.

NEW SECTION. Sec. 2. There is added to chapter 18.32 RCW a new section to read as follows:

The board shall adopt rules and regulations to establish a uniform and reasonable standard of training requirements to be observed by schools or colleges which provide training programs to qualify nonlicensed persons to perform the dental operations and services permitted under RCW 18.32.030(11), as amended. The training program of a school or college may be approved by the board when the board finds the curriculum and operation of such training program satisfies the rules and regulations establishing the standard for such training programs.

No nonlicensed person shall perform any of the dental operations or services permitted under RCW 18.32.030(11), as amended, until such person completes a training program approved by the board as provided in this section. Any nonlicensed person performing such dental operations or services in violation of this section shall be guilty of a misdemeanor."

In line 3 of the title after "RCW 18.32.030" and before the period insert "adding a new section to chapter 18.32 RCW; and prescribing penalties"

Mr. Farr spoke in favor of the amendments, and Representatives Gladder and Chatalas spoke against them.

Mr. Barden demanded the previous question, and the demand was sustained.

The amendments by Mr. Farr to Senate Bill No. 233 were not adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 233 be placed on final passage.

Mr. Farr demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Senate Bill No. 233 to third reading and final passage, and the motion was carried by the following vote: Yeas, 66; nays, 26; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Curtis, Douthwaite, Gilleland, Gladder, Goldsworthy, Grant, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, O'Brien, Paris, Perry, Polk, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Berentson, Blair, Bradley, Conner, Conway, Cunningham, Eikenberry, Farr, Gallagher, Hansey, Harris, Hatfield, Haussler, Jastad, Kirk, Kopet, Kuehnle, Lysen, Moon, North, Pardini, Rabel, Smith, Spanton, Van Dyk, Wojahn—26.

Absent or not voting: Representatives Bozarth, Flanagan, Hurley, Juelling, McDermott, Randall, Savage—7.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 233, and the bill passed the House by the following vote: Yeas, 67; nays, 24; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Curtis, Douthwaite, Gilleland, Gladder, Goldsworthy, Grant, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Perry, Polk, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Mr. Speaker—67.

Voting nay: Representatives Berentson, Conner, Costanti, Cunningham, Eikenberry, Farr, Gallagher, Hansey, Harris, Hatfield, Haussler, Jastad, Kirk, Kopet, Lysen, Moon, Pardini, Paris, Rabel, Shinpoch, Smith, Van Dyk, Wojahn, Zimmerman—24.

Absent or not voting: Representatives Bledsoe, Bozarth, Flanagan, Hurley, Jueling, Marzano, McDermott, Randall—8.

Senate Bill No. 233, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 605, by Representatives Farr, Perry, Berentson and Litchman:  
Providing standards for motor vehicle smoke and odor control.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, beginning on line 14 after "prevent the" beginning with "escape" strike everything down to and including "moving" on line 18 and insert "[escape of excessive fumes or smoke] discharge into the atmosphere any air contaminant other than condensed water vapor for a period of more than ten seconds which is:

(a) As dark or darker in shade as that designated as No. 1 on the Ringlemann chart, as published by the United States Bureau of Mines, or

(b) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in paragraph (a) of this subsection"

On page 1, section 1, beginning on line 25 strike all of subsection (4) and insert the following:

"(4) No person shall operate a motor vehicle engine for a period of time longer than ten minutes when the vehicle is in a stationary position, except that this subsection shall not be taken to prohibit operating an engine in any manner required to accomplish the functional purposes of the vehicle."

On page 2, beginning on line 8 strike all of section 2

On page 1, line 1 of the title after "smoke" strike "and odor"

On page 1, line 2 of the title after "control;" insert "and"

On page 1, line 4 of the title after "46.37.390" insert a period and strike the balance of the title

The bill was read the second time.

On motion of Mr. Newhouse, the committee amendments were not adopted.

Mr. Newhouse moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. (1) No motor vehicle first sold or registered as a new motor vehicle on or after January 1, 1971, shall discharge into the atmosphere at elevation of less than three thousand feet any air contaminant for a period of more than ten seconds which is:

(a) As dark or darker in shade as that designated as No. 1 on the Ringlemann Chart, as published by the United States Bureau of Mines; or

(b) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in paragraph (a) of this subdivision.

(2) No motor vehicle first sold or registered prior to January 1, 1971, shall discharge into the atmosphere at elevation of less than three thousand feet any air contaminant for a period of more than ten seconds which is:

(a) As dark or darker in shade than that designated as No. 2 on the Ringlemann Chart, as published by the United States Bureau of Mines; or

(b) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in paragraph (a) of this subdivision.

(3) For the purposes of this section the following definitions shall apply:

(a) 'Opacity' means the degree to which an emission reduces the transmission of light and obscures the view of an object in the background;

(b) 'Ringlemann Chart' means the Ringlemann smoke chart with instruction for use, as published by the United States Bureau of Mines information circular 7718, in May 1967."

Mr. Newhouse spoke in favor of the amendment.

Mr. Charnley moved adoption of the following amendment to the amendment:

Amend the amendment by Mr. Newhouse as follows:

After section 1 insert the following:

"NEW SECTION. Sec. 2. No person shall operate a motor vehicle engine for a period of time longer than ten minutes when the vehicle is in a stationary position, except that this section shall not be taken to prohibit operating an engine in any manner required to accomplish the functional purposes of the vehicle."

Representatives Charnley and Kraebel spoke in favor of adoption of the amendment to the amendment, and Representative Martinis spoke against it.

Mr. Charnley closed debate, speaking in favor of the amendment to the amendment.

The amendment by Mr. Charnley to the amendment by Mr. Newhouse to House Bill No. 605 was adopted.

The Speaker stated the question before the House to be the amended amendment.

#### POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I haven't taken the trouble to look, and I don't think many people have. How is this amendment of yours an improvement over the amendment which the transportation committee accepted?"

Mr. Newhouse: "As I explained, there are other gradations of color in the Ringlemann Chart, which is the standard used. The newer vehicles which are more efficient must come in accordance with the number 1 color standard in the Ringlemann Chart. Older vehicles can meet the number 2 standard on the chart which allows a slightly darker color."

The amendment by Mr. Newhouse, as amended by Mr. Charnley, was adopted.

On motion of Mr. Newhouse, the following amendment to the title was adopted:

In line 1 of the title after "vehicles;" strike the remainder of the title and insert "providing for exhaust control; and creating a new section."

House Bill No. 605 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 605 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 605, and the bill passed the House by the following vote: Yeas, 92; nays, 3; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansy, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Martinis, Smith, Spanton—3.

Absent or not voting: Representatives Benitz, Hurley, Morrison, Pardini—4.

Engrossed House Bill No. 605, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 263, by Senators Donohue and Knoblauch (by Departmental request):

Changing funding of veterans' bonuses.

The bill was read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 263 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Marzano.

Mr. Marzano: "Mr. Flanagan, it is long overdue that this bond issue is going to be over with. Will the tax that was voted for by the people in 1949 for the original bonus for World War II veterans, and approved again for the Korean veterans, be taken off?"

Mr. Flanagan: "At the present time the tax is earmarked for this bond issue. When the bond issue is repaid, there is no use for it other than to return it to the general fund. If legislation is enacted to use this for some specific purpose, it can be used that way. Otherwise it is in limbo, and should be going into the general fund."

Mr. Marzano: "In other words, the tax will still be there?"

Mr. Flanagan: "Yes."

Representatives Marzano and Anderson spoke against passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 263, and the bill failed to pass the House by the following vote: Yeas, 30; nays, 66; absent or not voting, 3.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Curtis, Farr, Flanagan, Gilleland, Gladder, Harris, Hatfield, Jones, Juelling, Kiskaddon, Kopet, Kraabel, Morrison, Newhouse, North, Rabel, Ross, Shera, Wanamaker, Wolf, Zimmerman, Mr. Speaker—30.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Gallagher, Goldsworthy, Grant, Haussler, Hoggins, Hubbard, Jastad, Johnson, Julin, Kilbury, King, Kirk, Knowles, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn—66.

Absent or not voting: Representatives Hansey, Hurley, Pardini—3.

Engrossed Senate Bill No. 263 having failed to receive the constitutional majority was declared lost.

#### MOTION FOR RECONSIDERATION

Mr. Julin, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed Senate Bill No. 263 failed to pass the House.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Julin.

Mr. Julin: "Representative Flanagan, it is my understanding that this bill in essence says that if there is any money left over after the regular application to provide for the retirement of the present veterans' bonus bonds, that that fund, in excess of that requirement, will then be transferred to the general fund. This bill further provides that the tax imposed on the sale of cigarettes will continue to accrue to the general fund. If my understanding is correct on that, could you tell us what the fiscal implications are of the passage of this bill so far as this biennium and the next biennium is concerned?"

Mr. Flanagan: "Yes, Representative Julin. The impact would be, for this biennium, \$2,930,000, and for the next biennium, \$1,169,000—a little over \$4,000,000. I guess I should have taken a little more time in the explanation of this bill. In the first place, we all know that the cigarette tax is going to continue—it is there, and it is not being repealed. This revenue will accumulate, and when it is no longer earmarked to repay this veterans' bond issue, there isn't any reason why it shouldn't go back into the general fund. It is counted on to balance the budget in this biennium and the next biennium. I really can't understand how anybody could favor just letting it accumulate, and then enacting new taxes to balance the budget."

Representatives Goldsworthy, Bottiger and Julin spoke in favor of the motion to reconsider, and Representatives Anderson, Marzano and Moon spoke against it.

The motion by Mr. Julin to reconsider the vote by which Engrossed Senate Bill No. 263 failed to pass the House was carried on a rising vote.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed Senate Bill No. 263.

Mr. Bledsoe spoke in favor of passage of the bill.

## MOTION

Mr. Charette moved that the House defer further consideration of Engrossed Senate Bill No. 263 and that the bill be placed at the top of tomorrow's third reading calendar.

Representatives Charette and Bottiger spoke in favor of the motion, and Mr. Anderson spoke against it.

The motion was carried on a rising vote.

ENGROSSED SENATE BILL NO. 373, by Senators Durkan, Mardesich and Stender: Providing for bidding on certain public works of state institutions of higher education and port districts.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 373 was placed on final passage.

Mrs. Lynch spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 373, and the bill passed the House by the following vote: Yeas, 94; nays, 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansy, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Ross—1.

Absent or not voting: Representatives Hurley, Julin, O'Brien, Pardini—4.

Engrossed Senate Bill No. 373, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 408, by Senators Newschwander, Knoblauch and Talley:

Defining powers of committee on vendor's rates.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 13 after "during" strike "or contemplated for"

On page 1, section 3, line 27 after "and shall" strike "provide full and adequate allowances for" and insert "give full consideration to the cost of"

On page 2, section 4, line 7 after "and shall" strike "base" and insert "consider in"

On page 2, section 4, line 8 after "rate recommendations" strike "upon"

On page 2, section 5, line 13 beginning with "increases" strike everything down to and including "special" on line 15 and insert "changes in payroll and property taxes"

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 408 as amended by the House was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 408 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Polk—1.

Absent or not voting: Representatives Hurley, Pardini, Randall, Ross, Shera—5.

Senate Bill No. 408 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 512, by Senators McDougall and Bailey:

Setting out salaries of county officials.

The bill was read the second time.

Mr. Beck moved adoption of the following amendment:

On page 2, section 1, line 14 after the comma on line 13 strike "*twenty-one thousand five hundred*" and insert "*twenty-five thousand*"

Mr. Beck spoke in favor of the amendment, and Representatives Smythe and Charette spoke against it.

Mr. Beck closed debate, speaking in favor of the amendment.

The amendment by Mr. Beck was not adopted.

Mr. Wanamaker moved adoption of the following amendment:

On page 2, section 1, line 33 after "dollars" insert the following "*PROVIDED, HOWEVER, The legislative body of such counties may elect to maintain a full time prosecuting attorney, in which case the salary of such prosecuting attorney shall be twenty thousand dollars*"

Representatives Wanamaker and Hubbard spoke in favor of the amendment, and Representatives Smythe and Haussler spoke against it. Mr. Wanamaker closed debate, speaking in favor of the amendment.

The amendment by Mr. Wanamaker was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 512 was placed on final passage.

Representatives Smythe and Haussler spoke in favor of the bill, and Representative Julin spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 512, and the bill passed the House by the following vote: Yeas, 77; nays, 17; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Benitz, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hubbard, Jastad, Johnson, Jones, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Backstrom, Barden, Beck, Bluechel, Brouillet, Conway, Cunningham, Eikenberry, Flanagan, Hatfield, Hoggins, Jueling, Julin, Kirk, Lynch, Moon, Spanton—17.

Absent or not voting: Representatives Berentson, Hurley, Newhouse, Pardini, Randall—5.

Engrossed Senate Bill No. 512, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### PERSONAL PRIVILEGE

Mr. Anderson: "That last vote shows just how easy it is, ladies and gentlemen, to get a few million dollars."

HOUSE BILL NO. 487, by Representatives Goldsworthy and Kopet (by Departmental request):

Repealing the requirement that one-half of each county prosecutor's salary be paid by the state.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of House Bill No. 487 and the bill was ordered placed on the second reading calendar following Engrossed Senate Bill No. 273.

ENGROSSED SENATE BILL NO. 298, by Senators Washington, Peterson (Ted) and Dore:

Requiring certain insurance coverage for employees of school districts and institutions of higher learning.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 8 after "[employee covered]" strike "[.] , *except the*" and insert ". The"

On page 2, section 2, line 12 after "student." and beginning with "*All*" strike all of the material down to and including "*RCW.*" on line 17

On page 2, section 3, line 33 after "[employee covered]" strike ". , *except the*" and insert ". The"

On page 3, section 3, line 4 after "student." and beginning with "*All*" strike all of the material down to and including "*RCW.*" on line 9

The bill was read the second time.

On motion of Mr. Hoggins, the first and third committee amendments were adopted.

Mr. Hoggins moved adoption of the second and fourth committee amendments.

Representatives Hoggins, Farr and Shera spoke in favor of the amendments, and Representatives Brouillet and Adams spoke against them.

The second and fourth committee amendments were lost on a rising vote.

#### MOTION FOR RECONSIDERATION

Mr. McDermott, having voted on the prevailing side, moved that the House do now reconsider the vote by which the second and fourth committee amendments to Engrossed Senate Bill No. 298 were not adopted.

Mr. McDermott spoke in favor of the motion to reconsider, and Mr. Chatalas spoke against it.

Mr. Anderson demanded an electric roll call, and the demand was sustained.

Mr. Kiskaddon spoke in favor of the motion, and Mr. Savage spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. McDermott to reconsider the vote by which the second and fourth committee amendments were not adopted, and the motion to reconsider failed by the following vote: Yeas, 44; nays, 49; absent or not voting, 6.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bluechel, Brown, Charnley, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Jones, Juelling, Kirk, Kiskaddon, Kopet,

Kraabel, Lynch, McDermott, Mentor, Moon, Morrison, Newhouse, North, Polk, Rabel, Ross, Shera, Smith, Smythe, Spanton, Wanamaker, Williams, Wolf, Zimmerman—44.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Gallagher, Gladder, Grant, Haussler, Hoggins, Jastad, Johnson, Julin, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, O'Brien, Paris, Randall, Rosellini, Savage, Sawyer, Schumaker, Thompson, Van Dyk, Wojahn, Mr. Speaker—49.

Absent or not voting: Representatives Bledsoe, Hurley, Kuehnle, Pardini, Perry, Shinpoch—6.

On motion of Mr. Brouillet, the following amendments by Representatives Wolf and Brouillet were adopted:

On page 2, section 2, line 7 after "dependents" strike everything down to and including "the" on line 9 and insert "in an amount not to exceed [ten] twenty dollars per month per employee covered. The"

On page 2, section 3, line 32 after "dependents" strike everything down to and including "the" on page 3, line 1 and insert "in an amount not to exceed [ten] twenty dollars per month per employee covered. The"

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 298 as amended by the House be placed on final passage

Mr. Shera spoke against the motion.

Mr. Morrison demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed Senate Bill No. 298 as amended by the House to third reading and final passage, and the motion was lost by the following vote: Yeas, 53; nays, 40; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Gallagher, Gilleland, Gladder, Grant, Harris, Haussler, Hoggins, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker—53.

Voting nay: Representatives Amen, Backstrom, Barden, Berentson, Blair, Bluechel, Brown, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Jueling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Lynch, McDermott, Mentor, Morrison, Newhouse, North, Paris, Polk, Rabel, Ross, Shera, Smith, Smythe, Spanton, Wanamaker, Zimmerman—40.

Absent or not voting: Representatives Bledsoe, Bozarth, Hurley, Martinis, May, Pardini—6.

SUBSTITUTE SENATE BILL NO. 678, by Committee on Cities, Towns and Counties: Amending the optional municipal code.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Substitute Senate Bill No. 678, and the bill was ordered placed on the second reading calendar following House Bill No. 487.

ENGROSSED SENATE BILL NO. 273, by Senators Elicker, Odegaard and Gardner (by Joint Committee on Governmental Cooperation request; and by Departmental request): Authorizing for consent for drug and alcohol abuse care by minors.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 6 of the printed and engrossed bills, after "give consent" insert "for himself"

On page 1, section 1, line 6 of the engrossed bill after "to" strike "any qualified person for" thus striking the Senate amendment

On page 1, section 1, line 8 of the printed and engrossed bills after "abuse" and before the period insert ": PROVIDED, That such counseling and care shall meet standards set by the department of social and health services"

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 273 as amended by the House was placed on final passage.

Representatives Conway and Farr spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 273 as amended by the House and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Hatfield—1.

Absent or not voting: Representatives Anderson, Hurley, Kuehnle, May, Pardini—5.

Engrossed Senate Bill No. 273 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 487, by Representatives Goldsworthy and Kopet (by Departmental request):

Repealing the requirement that one-half of each county prosecutor's salary be paid by the state.

The bill was read the second time.

On motion of Mr. Wanamaker, the following amendment was adopted:

On page 2, section 1, line 7 after "dollars" insert ": PROVIDED FURTHER, The legislative body of such counties may elect to maintain a full time prosecuting attorney, in which case the salary of such prosecuting attorney shall be twenty thousand dollars."

Mr. Marsh moved adoption of the following amendment by Representatives Marsh, Hubbard and Rosellini:

On page 3, after section 1 add a new section as follows:

"Sec. 2. Section 1, chapter 210, Laws of 1951 as last amended by section 1, chapter 95, Laws of 1969 and RCW 2.32.210 are each amended to read as follows:

Each official reporter shall be paid compensation as follows:

(1) In judicial districts comprised of class AA counties, such salary as shall be fixed by the judges of said counties and approved by the board of county commissioners of said class AA counties;

(2) In [all judicial districts having a total population of one hundred thousand or over, excluding class AA counties, eleven thousand dollars per annum; in the judicial district containing the state capitol, eleven thousand dollars per annum regardless of population] judicial districts having a total population of thirty-nine thousand or more, excluding class AA counties, twelve thousand five hundred dollars per annum;

(3) In judicial districts having a total population of [forty thousand or more and less than one hundred thousand, ten thousand five] twenty-five thousand and under thirty-nine thousand, eight thousand one hundred dollars per annum;

[(4) In judicial districts having a total population of twenty-five thousand and under forty thousand, six thousand six hundred dollars per annum.]

Said compensation shall be paid out of the current expense fund of the county where court is held.

In judicial districts comprising more than one county the judge or judges thereof shall, on the first day of January of each year, or as soon thereafter as may be convenient, apportion the amount of the salary to be paid to the reporter by each county according and in proportion to the number of criminal and civil actions entered and commenced in superior court of the constituent counties in the preceding year. In addition to the salary above provided, in judicial districts comprising more than one county, the reporter shall receive his actual and necessary expenses of transportation and living expenses when he goes on official business to a county of his judicial district other than the county in which he resides, from the time he leaves his place of residence until he returns thereto, said expense to be paid by the county to which he travels. If one trip includes two or more counties, the expense may be apportioned between the counties visited in proportion to the amount of time spent in each county on the trip. If an official reporter uses his own automobile for the purpose of such transportation, he shall be paid therefor at the same rate per mile as county officials are paid for use of their private automobiles. The sworn statement of the official reporter, when certified to as correct by the judge presiding, shall be a sufficient voucher upon which the county auditor shall draw his warrant upon the treasurer of the county in favor of the official reporter.

The salaries of official court reporters shall be paid upon sworn statements, when certified as correct by the judge presiding, as state and county officers are paid."

Re-number the remaining section consecutively.

Mr. Marsh spoke in favor of the amendment.

The amendment was adopted on a rising vote.

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

On line 1 of the title after "officers;" and before "amending" insert "amending section 1, chapter 210, Laws of 1951 as last amended by section 1, chapter 95, Laws of 1969 and RCW 2.32.210;"

House Bill No. 487 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 487 was placed on final passage.

Representatives Goldsworthy and Brouillet spoke in favor of passage of the bill and Representative Smith spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 487 and the bill passed the House by the following vote: Yeas, 73; nays, 21; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Haussler, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Shinpoeh, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—73.

Voting nay: Representatives Anderson, Blair, Bozarth, Conway, Costanti, Eikenberry, Farr, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jones, Julin, Kuehnle, Moon, North, Savage, Schumaker, Smith, Van Dyk—21.

Absent or not voting: Representatives Berentson, Hurley, Jastad, May, Pardini—5.

Engrossed House Bill No. 487, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 678, by Committee on Cities, Towns and Counties:  
Amending the optional municipal code.

The bill was read the second time.

Mr. Grant moved adoption of the following amendment.

On page 1, line 26 strike section 1 in its entirety and renumber the remaining sections consecutively

Mr. Grant spoke in favor of the amendment, and Mr. Smythe spoke against it.

Mr. Grant closed debate, speaking in favor of the amendment.

The amendment by Mr. Grant was not adopted.

Mr. Grant moved adoption of the following amendment:

On page 4, line 26 strike section 5 in its entirety and renumber the remaining sections consecutively

Mr. Grant spoke in favor of the amendment, and Mr. Smythe spoke against it.

The amendment was not adopted.

Mr. Grant moved adoption of the following amendment:

On page 12, line 15 strike section 13 in its entirety and renumber the remaining sections consecutively

Representatives Grant and Shinpoch spoke in favor of adoption of the amendment, and Representative Smythe spoke against it.

The amendment by Mr. Grant was lost on a rising vote.

On motion of Mr. Smythe, the following amendment was adopted:

On page 13, section 14, line 9 after "fund" insert ": PROVIDED, That this section shall not apply to any special assessments due in behalf of such property"

Mr. Grant moved adoption of the following amendment:

On page 13, following section 16, insert the following new sections:

"NEW SECTION. Sec. 17. There is added to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.11 RCW a new section to read as follows:

The qualified electors of a noncharter code city may exercise the powers of initiative and referendum, upon electing so to do in the manner provided for changing the classification of a city or town in RCW 35A.02.020, 35A.02.025, 35A.02.030, and 35A.02.035, as now or hereafter amended.

The exercise of such powers may be restricted or abandoned upon electing so to do in the manner provided for abandoning the plan of government of a noncharter code city in RCW 35A.06.030, 35A.06.040, 35A.06.050, and 35A.06.060, as now or hereafter amended.

NEW SECTION. Sec. 18. There is added to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.11 RCW a new section to read as follows:

Ordinances of noncharter code cities the qualified electors of which have elected to exercise the powers of initiative and referendum shall not go into effect before thirty days from the time of final passage and are subject to referendum during the interim except:

- (1) Ordinances initiated by petition;
- (2) Ordinances necessary for immediate preservation of public peace, health, and safety or for the support of city government and its existing public institutions which contain a statement of urgency and are passed by unanimous vote of the council;
- (3) Ordinances providing for local improvement districts;
- (4) Ordinances appropriating money;
- (5) Ordinances providing for or approving collective bargaining;
- (6) Ordinances providing for the compensation of or working conditions of city employees; and
- (7) Ordinances authorizing or repealing the levy of taxes; which excepted ordinances shall go into effect as provided by the general law or by applicable sections of Title 35A RCW as now or hereafter amended.

NEW SECTION. Sec. 19. There is added to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.11 RCW a new section to read as follows:

Except as provided in section 2 of this 1971 act, and except that the number of registered voters needed to sign a petition for initiative or referendum shall be fifteen percent of the votes cast for mayor at the last preceding city election, the powers of initiative and referendum in noncharter code cities shall be exercised in the manner set forth for the commission form of government in RCW 35.17.240 through 35.17.360, as now or hereafter amended."

Renumber the remaining sections consecutively

Representatives Grant and Zimmerman spoke in favor of adoption of the amendment, and Representatives Smythe and Haussler spoke against it.

The amendment by Mr. Grant was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the

third, and Substitute Senate Bill No. 678 as amended by the House was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 678 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 5; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—91.

Voting nay: Representatives Bottiger, Grant, Lysen, Shinpoch, Zimmerman—5.

Absent or not voting: Representatives Hurley, Pardini, Spanton—3.

Substitute Senate Bill No. 678 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 752, by Representatives Luders and Charnley (by Executive request):

Enacting the environmental protection act of 1971.

#### MOTION

On motion of Mr. Wolf, House Bill No. 752 was rereferred to the Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 690, by Senators Greive, Andersen, Durkan, Holman, Connor, Murray, Whetzel, Washington and Scott:

Pertaining to metropolitan municipal corporations.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 3, 1971, Fifty-third Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. O'Brien.

Mr. O'Brien: "You mentioned the fact that the metropolitan authority would be prohibited from charging their equipment for private transportation. I wondered if this has been taken care of?"

Mr. Smythe: "Yes, Mr. O'Brien. The proviso says that they cannot go into the charter business. They can lease their equipment out to a charter company, however, to provide certain charter service in the city. They cannot compete in any way with the private charter companies."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 690 as amended by the House was placed on final passage.

Representatives Bledsoe, Chatalas, Kuehnle, Bradley, Cunningham, Berentson and Douthwaite spoke in favor of passage of the bill.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 690 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 4; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Bottiger, Flanagan, Grant, Jueling—4.

Absent or not voting: Representatives Hurley, Pardini, Sawyer—3.

Engrossed Senate Bill No. 690 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE GOVERNOR

Office of the Governor, May 7, 1971.

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON

LADIES AND GENTLEMEN:

I have the honor to advise that on May 7 Governor Evans approved the following House Bill, entitled:

HOUSE BILL NO. 270: Exempting agency vendors of liquor from civil service.

Sincerely,

CHARLES B. WIGGINS  
Legislative Counsel.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The President has signed:

SENATE BILL NO. 314,

~~SUBSTITUTE SENATE BILL NO. 553,~~

SENATE BILL NO. 629,

SENATE BILL NO. 755,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 7, 1971.

Mr. Speaker: The President has signed:

HOUSE BILL NO. 77,

HOUSE BILL NO. 82,

HOUSE BILL NO. 106,

HOUSE BILL NO. 181,

HOUSE BILL NO. 213,

HOUSE BILL NO. 303,

HOUSE BILL NO. 416,

HOUSE BILL NO. 477,

HOUSE BILL NO. 486,

SUBSTITUTE HOUSE BILL NO. 545,

SUBSTITUTE HOUSE BILL NO. 584,

SECOND SUBSTITUTE HOUSE BILL NO. 594,

HOUSE BILL NO. 738,

SUBSTITUTE HOUSE BILL NO. 762,

HOUSE BILL NO. 798,

SUBSTITUTE HOUSE BILL NO. 915,

HOUSE BILL NO. 1046,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 7, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 437,  
 SUBSTITUTE HOUSE BILL NO. 561,  
 ENGROSSED HOUSE BILL NO. 597,  
 ENGROSSED HOUSE BILL NO. 622,  
 HOUSE BILL NO. 707,  
 HOUSE BILL NO. 860,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the conference committee on ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 314,  
 SUBSTITUTE SENATE BILL NO. 553,  
 SENATE BILL NO. 629,  
 SENATE BILL NO. 755.

#### MOTIONS

On motion of Mr. Bledsoe, HOUSE BILL NO. 1022 and HOUSE JOINT RESOLUTION NO. 3 were advanced to the top of today's second reading calendar.

On motion of Mr. Bledsoe, ENGROSSED HOUSE BILL NO. 747 was advanced to the top of today's third reading calendar.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### SECOND READING

HOUSE BILL NO. 1022, by Representatives Eikenberry and Polk:

Relating to state government.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 6, 1971, Fifty-sixth Day, Ex. Sess.)

The bill was read the second time.

Mr. Bluechel moved adoption of the committee amendment, and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Eikenberry.

Mr. Eikenberry: "Representative Bluechel, one important item to my being able to vote for the bill, based on the fact that my name was on the original title only and that I had no participation in the study or preparation of the amendment (although I have had quite a discussion with you on this)—could you advise this House as to whether the Education Association has agreed to the concept contained in this amendment?"

Mr. Bluechel: "Yes, we had testimony from Mr. Broderick of the Education Association, and while he was not completely familiar with the details of the bill, his testimony was that it was highly advisable to have the functions of investment under the Finance Committee."

The committee amendment was adopted.

On motion of Mr. Bluechel, the committee amendment to the title was adopted.

House Bill No. 1022 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 1022 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1022, and the bill passed the House by the following vote: Yeas, 72; nays, 23; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Curtis, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Zimmerman, Mr. Speaker—72.

Voting nay: Representatives Amen, Bagnariol, Bauer, Beck, Bradley, Charnley, Conway, Cunningham, Douthwaite, Grant, Haussler, Hubbard, Johnson, Kilbury, King, Knowles, Kuehnle, Merrill, Moon, Savage, Shinpoch, Wojahn, Wolf—23.

Absent or not voting: Representatives Backstrom, Flanagan, Hurley, Pardini—4.

Engrossed House Bill No. 1022, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT RESOLUTION NO. 3, by Representatives Amen, Benitz, Bledsoe, Bozarth, Curtis, Farr, Gladder, Goldsworthy, Haussler, Lynch, Paris, Shera, Smythe, Spanton, Wanamaker and Wolf:

Limiting property taxes to one percent of true value.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendment see Journal of May 5, 1971, Fifty-fifth Day, Ex. Sess.)

The resolution was read the second time.

Mr. Flanagan moved adoption of the committee amendment.

Mr. Flanagan spoke in favor of adoption of the committee amendment.

## POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Chatalas.

Mr. Chatalas: "Mr. Flanagan, as I understand it, this only applies to the first forty mills. What happens on the special levies and other millage?"

Mr. Flanagan: "This would provide an exemption for any property taxes in excess of that amount. If you paid more than seven percent, anything above seven percent of your income would be exempted."

Mr. Chatalas: "As an example, if someone makes \$10,000 a year, he will pay no more than \$700.00 a year taxes?"

Mr. Flanagan: "If a person made \$10,000 a year, then anything above \$700 he could be exempt from paying."

Mr. Chatalas: "That's not much of an exemption as far as I am concerned, for a person making \$10,000 to be paying \$700.00 in property taxes."

Mr. Flanagan: "Representative Chatalas, as I said, this is merely the limit established in the Constitution. If the legislature wishes, the implementing bill could go down to five percent or four percent. This is just the constitutional limitation."

Representatives Amen and Hubbard spoke against the committee amendment to House Joint Resolution No. 3.

## POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Haussler.

Mr. Haussler: "Will the state make up the loss in taxes which ordinarily would go to the counties? This will not be a county loss, as we are now on the \$50 exemption?"

Mr. Flanagan: "At the present time, Representative Haussler, this is just a constitutional provision and there has to be implementing legislation to put it into effect. I don't know just what legislation we would pass to put it into effect. We could pass legislation that would allow the impact to all come at the local level, or we could pass legislation that would require the state to fund it. We have to have additional legislation to put this into effect."

Mr. Haussler spoke against the committee amendment to House Joint Resolution No. 3.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Spanton.

Mr. Spanton: "What happens if Senate Joint Resolution No. 1 passes? Is there any relationship here?"

Mr. Flanagan: "Of course, if Senate Joint Resolution No. 1 passes (I hope it does—it is a pretty effective total tax limitation), this could be an additional limitation. You could pay a lower property tax if you were the owner of a residence under this provision even if Senate Joint Resolution No. 1 does pass."

Mr. Spanton spoke against adoption of the committee amendment.

The committee amendment to House Joint Resolution No. 3 was adopted.

House Joint Resolution No. 3 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 3 was placed on final passage.

Mr. Chatalas demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 3, and the resolution failed to pass the House by the following vote: Yeas, 61; nays, 37; absent or not voting, 1.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Barden, Bauer, Blair, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Jastad, Julin, King, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, McDermott, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smith, Smythe, Van Dyk, Williams, Wolf, Zimmerman, Mr. Speaker—61.

Voting nay: Representatives Adams, Amen, Beck, Benitz, Berentson, Bluechel, Bozarth, Copeland, Costanti, Curtis, Gladder, Goldsworthy, Hatfield, Haussler, Hoggins, Hubbard, Johnson, Jones, Juelling, Kilbury, Kirk, Knowles, Lynch, Lysen, May, McCormick, Mentor, Morrison, Newhouse, Polk, Rabel, Savage, Schumaker, Spanton, Thompson, Wanamaker, Wojahn—37.

Absent or not voting: Representative Hurley—1.

#### STATEMENT FOR THE JOURNAL

I wish to change my vote from "nay" to "yea" on final passage of Engrossed House Joint Resolution No. 3. KING LYSEN, 31st District.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the tenth order of business.

#### THIRD READING

ENGROSSED HOUSE BILL NO. 747, by Representatives Brown and Morrison: Reapportioning and redistricting the legislature.

Engrossed House Bill No. 747 was read the third time and placed on final passage.

Representatives Brown and Morrison spoke in favor of the bill and Representative Grant spoke against it.

The Speaker recognized Mr. Bottiger:

Mr. Bottiger: "Mr. Speaker, ladies and gentlemen of the House: One of the services we have here is a computer. We have done some checking (I hope I have the right draft this time) and according to the computer, in those districts where you used the same

descriptions in the bill as we have available for us in the computer (and that isn't all of the districts), we have found variations of in excess of 6,000 people from those numbers that are printed in the bill. I would like to have had a chance to offer each one of those as an amendment, so that the bill could be factually correct, but I would like to bring this out to you now so that if there ever is a court decision that tries to make a finding that this is accurate, we will have in the Journal that we acknowledged that it was not accurate."

#### MOTION

Mr. Williams moved that the preceding remarks of Representative Bottiger be inserted in the Journal.

#### POINT OF ORDER

Mr. Perry: "Since when is a member denied putting his remarks in the Journal?"

The Speaker: "If he wants to write them out and put them in, he can put them in."

The motion by Mr. Williams was carried on a rising vote.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Litchman.

Mr. Litchman: "Mr. O'Brien, it is my understanding that in drawing up a fair and equitable redistricting bill, one should take into consideration the political differences of the House, which are basically even at this time. It is my understanding the way this bill is designed, it is substantially out of balance. I wonder if you could answer that question."

Mr. O'Brien: "Mr. Litchman, I am very happy to answer your question. As I understand it, with forty-six percent of the Republican vote, they were able to achieve fifty-six seats in the House of Representatives to our forty-three. So I think it is way out of balance and it apparently has been a masterpiece in gerrymandering."

Mr. Litchman spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Brown.

Mr. Brown: "Mr. Bottiger, you spoke about a computer. I assume you mean that you have checked this on the Legislative Information System. Is that correct?"

Mr. Bottiger: "That is correct."

Mr. Brown: "Does the Legislative Information System data contain individual block information?"

Mr. Bottiger: "No, Mr. Brown, it doesn't, but not every one of your districts uses block counts. Many of them use E.D. and block groups which are in the information system. That is why in my remarks I said we weren't able to check all of them because those using single block figures are not on that computer."

Mr. Brown spoke in favor of passage of the bill.

#### STATEMENT FOR THE JOURNAL

The Legislative Information System which Representative Bottiger used to check populations of legislative districts in Engrossed House Bill No. 747 does not include individual block data. This data, however, is available both to me and to Representative Bottiger who could have checked it. We have checked the populations in Engrossed House Bill No. 747 with the Legislative Information System, and in addition have checked individual block data furnished this legislature by the U.S. Census Bureau. This check shows the populations in Engrossed House Bill No. 747 to be accurate. I would also like to point out that district populations in Engrossed House Bill No. 747 can be verified by the U.S. Census Bureau at any time. ARTHUR C. BROWN, 1st District.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 747, and the bill passed the House by the following vote: Yeas, 51; nays, 47; absent or not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—47.

Absent or not voting: Representative Hurley—1.

Engrossed House Bill No. 747, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### RECONSIDERATION

ENGROSSED SENATE JOINT RESOLUTION NO. 22, as amended by the House, by Senators Greive, Knoblauch, Talley, Lewis, Keefe, Sandison, Ridder, McCutcheon, Fleming, Connor, Peterson (Lowell), Peterson (Ted), Gardner, Francis, Herr, Day, Odegaard, Washington and Cooney (by Executive and Legislative Council request):

Providing a constitutional amendment concerning loaning the credit of the state.

The Speaker stated the question before the House to be reconsideration of final passage of Engrossed Senate Joint Resolution No. 22 as amended by the House.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Representatives Bledsoe and Perry spoke in favor of the resolution, and Representatives Gladder and King spoke against it.

Mr. Bledsoe demanded the previous question, and the demand was not sustained.

Representative Lysen spoke against passage of the resolution and Representatives O'Brien, Kraabel and Bottiger spoke in favor of it.

The Speaker: "Mr. Bottiger, your three minutes have expired. Please conclude your remarks."

Mr. Bottiger concluded his remarks in favor of the resolution.

Mr. Beck demanded the previous question, and the demand was sustained.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 22, as amended by the House, and the resolution passed the House by the following vote: Yeas, 68; nays, 29; absent or not voting, 2.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Gallagher, Gilleland, Goldsworthy, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lynch, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Williams, Zimmerman, Mr. Speaker—68.

Voting nay: Representatives Amen, Anderson, Barden, Bauer, Bozarth, Bradley, Conway, Eikenberry, Farr, Flanagan, Gladder, Grant, Hansey, Hatfield, King, Kuehnle, Luders, Lysen, Marsh, Merrill, Polk, Randall, Schumaker, Shinpoch, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf—29.

Absent or not voting: Representatives Hurley, Jueling—2.

Engrossed Senate Joint Resolution No. 22 as amended by the House, having received the constitutional majority, was declared passed.

#### MOTIONS

On motion of Mr. Bledsoe, Engrossed Senate Joint Resolution No. 22 as amended by the House was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House reverted to the ninth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 464, by Senators Washington and Huntley:  
Implementing law relating to school district organization.

Mr. Hoggins moved adoption of the following amendment by Representatives Hoggins and Brouillet:

On page 1 after section 1 strike section 2 and insert the following sections:

*“NEW SECTION. Sec. 2. Notwithstanding any other provision of law, after the effective date of this 1971 act boards of directors of all school districts shall provide their employees with insurance protection covering those employees while engaged in the maintenance of order and discipline and the protection of school personnel and students and the property thereof when that is deemed necessary by such employees. Such insurance protection must include as a minimum, liability insurance covering injury to persons and property, and insurance protecting those employees from loss or damage of their personal property incurred while so engaged.*

*Sec. 3. Section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 8, Laws of 1971 and RCW 28A.58.420 are each amended to read as follows:*

*The board of directors of any of the state's school districts may make available liability, life, health, health care, accident, disability and salary protection or insurance or any one of, or a combination of the enumerated types of insurance, or any other type of insurance or protection, for the members of the boards of directors, the students, and employees of the school district, and their dependents. Whenever funds shall be available for these purposes the board of directors of the school district may contribute [toward] all or a part of the cost of such [life, health, accident, disability and salary] protection or insurance [, including hospitalization and medical aid] for the employees of their respective school districts and their dependents in an amount not to exceed [ten] twenty dollars per month per employee covered. The premiums on such liability insurance shall be borne by the school district. The premiums due on such [life, health, accident, or disability and salary] protection or insurance shall be borne by the assenting school board member or student.*

*Sec. 4. Section 28B.10.660, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 237, Laws of 1969 ex. sess. and RCW 28B.10.660 are each amended to read as follows:*

*The regents or trustees of any of the state's institutions of higher education may make available liability, life, health, health care, accident, disability and salary protection or insurance or any one of, or a combination of, the enumerated types of insurance, or any other type of insurance or protection, for the regents or trustees, students and employees of the institution, and their dependents. Whenever funds shall be available for these purposes, the regents or trustees of any of the state's institutions of higher education may contribute [toward] all or a part of the cost of such [life, health, accident, disability and salary] protection or insurance [, including hospitalization and medical aid,] for the employees of their respective institutions and their dependents in an amount not to exceed [ten] twenty dollars per month per employee covered. The premiums due on such liability insurance shall be borne by the university or college. The premiums due on such [life, health, accident, or disability and salary] protection or insurance shall be borne by the assenting regent, trustee or student.*

*NEW SECTION. Sec. 5. Section 1 of this 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

*NEW SECTION. Sec. 6. If any provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.”*

The Clerk read the following amendment by Mr. Randall to the amendment by Representatives Hoggins and Brouillet:

On page 1, section 1, line 34 of the amendment, following “or student.” insert “All contracts for insurance or protection written to take advantage of the provisions of this section shall provide that the beneficiaries of such contracts may utilize on an equal

*participation basis the services of those practitioners licensed pursuant to chapter 18.22, 18.25, 18.53, 18.57 and 18.71 RCW."*

## POINT OF ORDER

Mr. Shera: "I don't believe copies of this amendment have been distributed."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 124 and passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 354 and passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

May 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 849 and has passed the bill as amended.

BILL GLEASON, Assistant Secretary.

May 6, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 69 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Foley, Whetzel and Bailey.

SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 69.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Haussler, Newhouse and Wolf as members of the Conference Committee on Engrossed Substitute House Bill No. 69.

## REPORT OF FREE CONFERENCE COMMITTEE

May 5, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 109, providing for modifiable basic school building plans, have had the same under consideration, and we recommend that Engrossed Substitute Senate Bill No. 109 do pass with the following amendments:

Amend the House Committee amendment as follows:

On page 2, section 2, line 8 of the House Committee amendment, after "mechanical" and before "contractor)" on line 9, insert "engineer), three contractors, (one mechanical, one electrical and one general"

On page 2, line 9 of the amendment, after the comma strike "and one representative" and insert "two manufacturers and two representatives"

Signed by Senators Washington, McDougall and Gardner; Representatives Smythe, Bagnariol and Hatfield.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Substitute Senate Bill No. 109.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 109 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 109 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 88; nays, 6; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Blair, Kuehnle, May, Mentor, Ross, Smith—6.

Absent or not voting: Representatives Bauer, Bradley, Eikenberry, Hoggins, Hurley—5.

Engrossed Substitute Senate Bill No. 109 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

My vote in favor of Engrossed Substitute Senate Bill No. 109 as recommended by the Free Conference Committee was in error. My vote is "no" on the bill. PEGGY JOAN MAXIE, 37th District.

## REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 168, permitting tentative school district preliminary budgets when awaiting appropriations by legislature as to amount of state aid available, have had the same under consideration, and we recommend that Engrossed Senate Bill No. 168 be amended as follows:

Beginning on line 3 of the title, after "as" and before "and" in line 4 strike "amended by section 25, chapter 119, Laws of 1969 ex. sess." and insert "last amended by section 38, chapter 48, Laws of 1971"

On line 8 of the title after "RCW" insert "; amending section 28A.58.530, chapter 223, Laws of 1969 ex. sess. as amended by section 142, chapter 1176, Laws of 1969 ex. sess. and RCW 28A.58.530; and declaring an emergency"

Beginning on page 1, line 23 of the engrossed bill, strike all of section 2 and insert the following:

"Sec. 2. Section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 38, chapter 48, Laws of 1971 and RCW 28A.65.080 are each amended to read as follows:

On the date given in said notice the board of directors shall meet at the time and place designated. Any taxpayer may appear thereat and be heard for or against any part of such budget. Such hearing may be continued not to exceed a total of two days.

Upon the conclusion of the hearing, the board of directors shall fix and determine each item or class of the budget separately and shall by resolution adopt the preliminary budget as so finally determined and enter the same in detail in the official minutes: PROVIDED, That the estimates for the expenditures depending directly upon the prospective September enrollment or appropriations yet to be made by the legislature for the support of the common schools shall be adopted tentatively subject to revision: PROVIDED FURTHER, That in all second and third class districts five copies of said preliminary budget shall be forwarded to the intermediate school district superintendent within five days after the adoption of said preliminary budget for review, alteration, and approval by the preliminary budget review committee. Members of the preliminary budget review committee shall consist of the intermediate school district superintendent, a member of the local board of directors, a member of the intermediate school district board of education, and a representative of the state superintendent of public instruction. The preliminary budget review committee shall fix and approve the amount of the preliminary budget on or before the thirtieth day of June. A copy of said preliminary budget shall within ten days after adoption by first class districts or approval by the preliminary budget review committee in second and third class districts be filed with the intermediate school district superintendent, the state superintendent of public instruction, and the county auditor."

On page 3, line 28 of the engrossed bill strike "wilful" and insert "done knowingly"  
On page 3, line 29 of the engrossed bill strike "knowingly" and after "such" strike "wilful"

On page 4, line 2 of the engrossed bill insert two sections as follows:

"Sec. 4. Section 28A.58.530, chapter 223, Laws of 1969, ex. sess. as amended by section 142, chapter 176, Laws of 1969 ex. sess. and RCW 28A.58.530 are each amended to read as follows:

For the purpose of obtaining information on school organization, administration, operation, finance and instruction, school districts and intermediate school districts [superintendents] may contract for or purchase information and research services from public universities, colleges and other public bodies, or from private individuals or agencies. For the same purpose, school districts and intermediate school superintendents may become members of any nonprofit organization whose principal purpose is to provide such services. Charges payable for such services and membership fees payable to such organizations may be based on the cost of providing such services, on the benefit received by the participating school districts measured by enrollment, or on any other reasonable basis, and may be paid before, during, or after the receipt of such services or the participation as members of such organizations.

**NEW SECTION.** Sec. 5. This 1971 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Senators Wilson, Stender and Odgaard; Representatives Hoggins, Bottiger and Kuehnle.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 168.

Mr. Hoggins spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 168 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 168 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 97; nays, 0 absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland,

Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Harris, Hurley—2.

Engrossed Senate Bill No. 168 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 183, requiring a claim for mechanics' and materialmen's liens to contain the address of claimant, have had the same under consideration, and we recommend that Engrossed Senate Bill No. 183 as amended by your conference committee in the form attached hereto be adopted and approved.

An Act relating to liens; amending section 1, chapter 24, Laws of 1893 as last amended by section 1, chapter 279, Laws of 1959 and RCW 60.04.010; amending section 3, chapter 24, Laws of 1893 as last amended by section 3, chapter 279, Laws of 1959 and RCW 60.04.040; amending section 5, chapter 24, Laws of 1893 as last amended by section 5, chapter 279, Laws of 1959, and RCW 60.04.060; and declaring an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 5, chapter 24, Laws of 1893 as last amended by section 5, chapter 279, Laws of 1959, and RCW 60.04.060 are each amended to read as follows:

No lien created by this chapter shall exist, and no action to enforce the same shall be maintained, unless within ninety days from the date of the cessation of the performance of such labor, the furnishing of such materials, or the supplying of such equipment, a claim for such lien shall be filed for record as hereinafter provided, in the office of the county auditor of the county in which the property, or some part thereof to be affected thereby, is situated. Such claim shall state, as nearly as may be, the time of the commencement and cessation of performing the labor, furnishing the material, or supplying the equipment, the name of the person who performed the labor, furnished the material, or supplied the equipment, the name of the person by whom the laborer was employed (if known) or to whom the material was furnished, or equipment supplied, a description of the property to be charged with the lien sufficient for identification, the name of the owner, or reputed owner if known, and if not known, that fact shall be mentioned, the amount for which the lien is claimed, and shall be signed by the claimant, or by some person in his behalf, and be verified by the oath of the claimant, or some person in his behalf, to the effect that the affiant believes the claim to be just; in case the claim shall have been assigned the name of the assignee shall be stated; and such claim of lien may be amended in case of action brought to foreclose the same, by order of the court, as pleadings may be, insofar as the interests of third parties shall not be affected by such amendment. A claim of lien shall also state the address of the claimant. A claim for lien substantially in the following form shall be sufficient:

....., claimant, vs. ....  
Notice is hereby given that on the ..... day (date of commencement of performing labor or furnishing material or supplying equipment) ..... at the request of ..... commenced to perform labor (or to furnish material or supply equipment to be used) upon ..... (here describe property subject to the lien) of which property the owner, or reputed owner, is ..... (or if the owner or reputed owner is not known, insert the word "unknown"), the performance of which labor (or the furnishing of which material or supply of which equipment) ceased on the ..... day of .....; that said labor performed (or material furnished or equipment supplied) was of the value of ..... dollars, for which labor (or material) (or equipment) the undersigned claims a lien upon the property herein described for the sum of ..... dollars. (In case the claim has been assigned, add the words "and ..... is assignee of said claim", or claims, if several are united.)

....., Claimant.  
.....  
.....

(Address, city, and state of claimant)

STATE OF WASHINGTON, COUNTY OF . . . . . ss.  
. . . . . being sworn, says: I am the claimant (or attorney of the claimant)  
above named; I have heard the foregoing claim read and know the contents thereof, and  
believe the same to be just.

Subscribed and sworn to before me this . . . . . day of . . . . .

Any number of claimants may join in the same claim for the purpose of filing the same and enforcing their liens, but in such case the amount claimed by each original lienor, respectively, shall be stated: PROVIDED, It shall not be necessary to insert in the notice of claim of lien provided for by this chapter any itemized statement or bill of particulars of such claim.

Sec. 2. Section 1, chapter 24, Laws of 1893 as last amended by section 1, chapter 279, Laws of 1959 and RCW 60.04.010 are each amended to read as follows:

Every person performing labor upon, furnishing material, or renting, leasing or otherwise supplying equipment, to be used in the construction, alteration or repair of any mining claim, building, wharf, bridge, ditch, dyke, flume, tunnel, well, fence, machinery, railroad, street railway, wagon road, aqueduct to create hydraulic power or any other structure or who performs labor in any mine or mining claim or stone quarry, has a lien upon the same for the labor performed, material furnished, or equipment supplied by each, respectively, whether performed, furnished, or supplied at the instance of the owner of the property subject to the lien or his agent; and every registered or licensed contractor, registered or licensed subcontractor, architect, [builder] or person having charge, of the construction, alteration or repair of any property subject to the lien as aforesaid, shall be held to be the agent of the owner for the purposes of the establishment of the lien created by this chapter: PROVIDED, That whenever any railroad company shall contract with any person for the construction of its road, or any part thereof, such railroad company shall take from the person with whom such contract is made a good and sufficient bond, conditioned that such person shall pay all laborers, mechanics, materialmen, and equipment suppliers, and persons who supply such contractors with provisions, all just dues to such person or to any person to whom any part of such work is given, incurred in carrying on such work, which bond shall be filed by such railroad company in the office of the county auditor in each county in which any part of such work is situated. And if any such railroad company shall fail to take such bond, such railroad company shall be liable to the persons herein mentioned to the full extent of all such debts so contracted by such contractor. *Contractors or subcontractors required to be registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW shall be deemed the agents of the owner for the purposes of establishing the lien created by this chapter only if so registered or licensed. Persons dealing with contractors or subcontractors may rely, for the purposes of this section, upon a certificate of registration issued pursuant to chapter 18.27 RCW or license issued pursuant to chapter 19.28 RCW covering the period when the work or material shall be furnished, and lien rights shall not be lost by suspension or revocation of registration or license without their knowledge.*

Sec. 3. Section 3, chapter 24, Laws of 1893 as last amended by section 3, chapter 279, Laws of 1959 and RCW 60.04.040 are each amended to read as follows:

Any person who, at the request of the owner of any real property, or his agent, [contractor or subcontractor,] clears, grades, fills in or otherwise improves the same, or any street or road in front of, or adjoining the same, and every person who, at the request of the owner of any real property, or his agents, [contractor, or subcontractor,] rents, leases, or otherwise supplies equipment, or furnishes materials, including blasting powder, dynamite, caps and fuses, for clearing, grading, filling in, or otherwise improving any real property or any street or road in front of or adjoining the same, has a lien upon such real property for the labor performed, the materials furnished, or the equipment supplied for such purposes.

NEW SECTION. Sec. 4. This 1971 amendatory act shall take effect on January 1, 1972.

Signed by Senators Gissberg, Holman and Francis; Representatives Kuehnl, Julin and Knowles.

MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 183.

Mr. Julin spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 183 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 183 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Knowles—1.

Absent or not voting: Representative Hurley—1.

Engrossed Senate Bill No. 183 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred SENATE BILL NO. 522, providing for transfer of certain funds to the Washington public employees' retirement system, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Fleming, Woodall and Gissberg; Representatives Shera, Pardini and Moon.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Senate Bill No. 522 was adopted and the committee was granted the powers of Free Conference.

## SECOND READING

ENGROSSED SENATE BILL NO. 464, by Senators Washington and Huntley:  
Implementing law relating to school district organization.

The House resumed consideration of Engrossed Senate Bill No. 464. The Speaker stated the question before the House to be the amendment by Representatives Hoggins and Brouillet.

## POINT OF ORDER

Mr. Randall: "Mr. Speaker, there is another amendment on the desk which refers to line 20. The amendment by Representatives Hoggins and Brouillet begins on line 25. Therefore the amendment just distributed by Representatives Charette and Haussler should precede it."

The Speaker: "That is correct."

Mr. Charette moved adoption of the following amendment:

On page 1, section 1, line 20 strike "was created" and insert "after this amendatory act becomes law"

Representatives Charette and Haussler spoke in favor of adoption of the amendment, and Representatives Hoggins, Bledsoe and Newhouse spoke against it.

The amendment by Representatives Charette and Haussler was not adopted.

The House resumed consideration of the amendment by Representatives Hoggins and Brouillet to Engrossed Senate Bill No. 464.

#### POINT OF ORDER

Mr. Randall: "I would direct the chair's attention to Rule 32 relating to scope and object of the bill. The bill actually pertains to joint school districts created by consolidation. The amendment refers to health care and types of insurance. Although it fits into the title (an act relating to education) I would ask you to rule as to whether it is germane to the question."

#### RULING BY THE SPEAKER

The Speaker: "It does appear that the terms of Engrossed Senate Bill No. 464 are very narrow indeed, amending one section of chapter 28A.57 of the Revised Code of Washington, pertaining only to school districts created by consolidation, made up of parts of three or more separate counties. The proposed floor amendment by Representatives Hoggins and Brouillet pertains to a different chapter of the Code—28A.58. It deals with powers of boards of directors; it deals with insurance coverage of employees. I do believe it expands the scope and object of Engrossed Senate Bill No. 464."

On motion of Mr. Ross, the following amendment by Representatives Ross, Maxie, Douthwaite and Polk was adopted:

On page 1, after section 1, insert the following:

**'NEW SECTION.** Sec. 2. It is the intent of this 1971 act to encourage innovation in methods of education, so that the children of this state have access to excellent educational facilities using the most modern and effective techniques. It is the further intent of this 1971 act to demonstrate the merits of schools operated by a community controlled corporation with full powers to devise a program of education appropriate for that particular community. To carry out the intentions of this 1971 act, it shall be liberally interpreted to grant community controlled educational service corporations a high degree of freedom in the methods and techniques employed.

**NEW SECTION.** Sec. 3. For the purposes of this 1971 act, the following definitions shall apply:

(1) 'Superintendent' means the state superintendent of public instruction;

(2) 'State board' means the state board of education;

(3) 'School board' means the board of directors of a school district;

(4) 'Educational service corporation' means a public corporation organized to provide educational services, and with the board of directors elected from the members of the community served by the corporation.

(5) 'Demonstration school' means a school operated by an educational service corporation, and using innovative educational techniques designed to best serve the community within which it operates.

**NEW SECTION.** Sec. 4. (1) Any school district with a total enrollment exceeding eighty thousand students is hereby authorized to designate any public school facilities within such district as demonstration school facilities.

(2) Such school district may then negotiate with an educational service corporation for the operation of such demonstration school. The school district may make contracts with the educational service corporation to carry out the operation of such demonstration schools.

(3) Such contracts shall obligate the school district to pay to the educational service corporation a certain sum for each pupil who attends the demonstration school. Such contracts shall be for a minimum term of one year, the contract year to correspond with the school year as defined by RCW 28A.01.020.

**NEW SECTION.** Sec. 5. (1) Moneys paid an educational service corporation under section 4 of this 1971 act may come from any revenue source the school district may have.

(2) The expenditure of such payments under the contract between the school district and the educational service corporation shall be at the discretion of the corporation, subject to existing municipal, state and federal laws governing accountability for public funds, including, but not limited to the provisions of chapter 28A.65 RCW.

**NEW SECTION.** Sec. 6. In addition to the powers and duties provided in RCW 28A.04.120, the state board shall:

(1) Examine and approve demonstration schools carrying out a program for any or all of the grades kindergarten through twelve;

(2) Waive the requirements for teachers in demonstration schools of certification by the state superintendent as provided by RCW 28A.65.010.

*NEW SECTION.* Sec. 7. (1) The teachers from the school district contracting with the educational service corporation who are employed to teach in a demonstration school shall continue to accumulate tenure while employed by the educational service corporation.

(2) Teachers in a demonstration school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by a demonstration school, even though not certified by the state superintendent, shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members.

(3) The employment of teachers in a demonstration school shall not be subject to the contract provisions of RCW 28A.67.070: PROVIDED, That teachers employed from the contracting school district shall still be employed under the provisions of RCW 28A.67.070.

*NEW SECTION.* Sec. 8. Any demonstration school or an educational service corporation operating such school shall have the authority to make necessary contracts with any school district, community college, college, university, business, industry, labor organization or person to provide goods and services to be used in the operation of the demonstration school.

*NEW SECTION.* Sec. 9. (1) Demonstration schools shall have the status of regular school districts for the purpose of direct requisition of surplus state and federal properties.

(2) Demonstration schools shall have the status of tax exempt educational institutions.

*NEW SECTION.* Sec. 10. Demonstration schools shall operate according to federal and state laws and regulations or requirements of racial integration and according to federal and state court decisions on requirements of racial integration.

*NEW SECTION.* Sec. 11. This 1971 act may be known and cited as the 'Educational Service Corporation Act of 1971'.

*NEW SECTION.* Sec. 12. The provisions of sections 2 through 12 of this act shall have no force or effect after September 1, 1976."

Mr. Smythe moved adoption of the following amendment by Representatives Brown and Smythe:

On page 1 of the printed bill after section 1 strike the balance of the bill and insert the following new sections:

"Sec. 2. Section 28A.57.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.020 are each amended to read as follows:

As used in this chapter:

(1) 'Change in the organization and extent of school districts' means the formation and establishment of new school districts, the dissolution of existing school districts, the alteration of the boundaries of existing school districts, or all of them.

(2) ['County committee' means the county committee on school district organization created by this chapter] 'State hearing examiner' means the person acting for and appointed by the state board of education to perform the duties prescribed for the state hearing examiner under the provisions of this 1971 amendatory act, with such assistants and staff as the board shall deem necessary, to be furnished by the superintendent of public instruction.

(3) 'State board' means the state board of education.

(4) 'School district' means the territory under the jurisdiction of a single governing board designated and referred to as the board of directors.

(5) ['County or] Intermediate school district superintendent' means the [county] intermediate school district superintendent [of schools] as provided for in RCW [28A.19.010 or the intermediate district superintendent as provided for in RCW 28A.19.350, as the case may be. When a county has property both within and without an intermediate district or districts, the state board of education shall determine whether the county superintendent or an intermediate district superintendent shall carry out the functions assigned to the county or intermediate district superintendent under this chapter and be secretary to the county committee as provided for in RCW 28A.57.040, said appointee to serve at the pleasure of the state board] 28A.21.070.

Sec. 3. Section 28A.57.050, chapter 223, Laws of 1969 ex. sess. as amended by section 120, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.050 are each amended to read as follows:

The powers and duties of the [county committee] state hearing examiner shall be:

(1) To initiate, on [its own] motion [and] of the state board of education whenever it deems such action advisable, proposals or alternate proposals for changes in the organization and extent of school districts in [the] a county; to receive, consider, and revise, whenever in [its] the judgment of the state hearing examiner revision is advisable, proposals initiated by petition or presented to the [committee] state hearing examiner by the intermediate school district superintendent as provided for in this chapter; to prepare and submit to the state board any of the aforesaid proposals that are found by the [county committee] state hearing examiner to provide for satisfactory improvement in the school district system of [the] a county and state; to prepare and submit with the aforesaid proposals, a map showing the boundaries of existing districts affected by any proposed change and the boundaries, including a description thereof, of each proposed new district or of each existing district as enlarged or diminished by any proposed change, or both, and a summary of the reasons for the proposed change; and such other reports, records, and

materials as the state board may request. The [committee] *state board and the state hearing examiner* may utilize as a basis of [its] *such* proposals and changes that comprehensive plan for changes in the organization and extent of the school districts of [the] a county prepared and submitted to the state board prior to September 1, 1956, or, if [the] any county committee on school district organization found, after considering the factors listed in RCW 28A.57.055, that no changes in the school district organization of [the] a county were needed, the report to this effect submitted to the state board.

(2) (a) To make an equitable adjustment of the property and other assets and of the liabilities, including bonded indebtedness, as to the old school districts and the new district or districts, if any, involved in or affected by a proposed change in the organization and extent of the school districts; and (b) to make an equitable adjustment of the bonded indebtedness outstanding against any of the aforesaid districts whenever in [its] *the state hearing examiner's* judgment such adjustment is advisable, as to all of the school districts involved in or affected by any change heretofore or hereafter effected; and (c) to submit to the state board for approval the proposed terms of adjustment and a statement of the reasons therefor in each case. In making the adjustments herein provided for, the [county committee] *state hearing examiner* shall consider the number of children of school age resident in and the assessed valuation of the property located in each district and in each part of a district involved or affected; the purpose for which the bonded indebtedness of any district was incurred; the value, location, and disposition of all improvements located in the districts involved or affected; and any other matters which in the judgment of the [committee] *state hearing examiner* are of importance or essential to the making of an equitable adjustment.

(3) To hold and keep a record of a public hearing or public hearings (a) on every proposal for the formation of a new district or for the transfer from one existing district to another of any territory in which children of school age reside or for annexation of territory when the conditions set forth in RCW 28A.57.190 as now or hereafter amended prevail; and (b) on every proposal for adjustment of the assets and of the liabilities of school districts provided for in this chapter. [Three members of the county committee or two members of the committee and the intermediate school district superintendent may be designated by the committee to hold any public hearing that the committee is required to hold.] The [county committee] *state hearing examiner* shall cause to be posted, at least ten days prior to the date appointed for any such hearing, a written or printed notice thereof (a) in at least three public places in the territory of each proposed new district or of each established district when such district is involved in a question of adjustment of bonded indebtedness, (b) in at least one public place in territory proposed to be transferred or annexed to an existing school district, (c) on a commonly-used schoolhouse door of each district involved in or affected by any proposed change or adjustment upon which a public hearing is required; and (d) at the place or places of holding the hearing. In addition notice may be given by newspaper, radio, and television, or either thereof, when in the [committee's] *state hearing examiner's* judgment the public interest will be served thereby.

(4) To divide into five school directors' districts all first and second class school districts now in existence and not heretofore so divided and all first and second class school districts hereafter established: PROVIDED, That no first or second class school district not heretofore so divided and no first or second class school district hereafter created containing a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency shall be divided into directors' districts unless a majority of the registered voters acting thereon at an election shall approve a proposition authorizing the division of the district into directors' districts: AND PROVIDED FURTHER, That nothing in this chapter shall authorize the division of any new or existing third class school district into school directors' districts. The boundaries of each directors' district shall be so established that each such district shall comprise as nearly as practicable an equal portion of the population of the school district.

(5) To rearrange at any time the [committee] *state board* deems such action advisable in order to correct inequalities caused by changes in population and changes in school district boundaries, the boundaries of any of the directors' districts of any school district heretofore or hereafter so divided: PROVIDED, That a petition therefor, shall be required for rearrangement in order to correct inequalities caused by changes in population. Said petition shall be signed by at least ten registered voters residing in the aforesaid school district, and shall be presented to the intermediate school district superintendent. A public hearing thereon shall be held by the [county committee] *state hearing examiner*, which hearing shall be called and conducted in the manner prescribed in subsection (3) of this section, except that notice thereof shall be posted in some public place in each directors' district of the school district and on a commonly-used schoolhouse door of the district and at the place of holding the hearing. In addition notice may be given by newspaper, radio, and television, or either thereof, when in the [committee's] *state hearing examiner's* judgment the public interest will be served thereby.

(6) To prepare and submit to the superintendent of public instruction from time to time or, upon his request, reports and recommendations respecting the urgency of need for school plant facilities, the kind and extent of the facilities required, and the development of improved local school administrative units and attendance areas in the case of school districts that seek state assistance in providing school plant facilities.

Sec. 4. Section 28A.57.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.055 are each amended to read as follows:

The [county committee] *state board and state hearing examiner*, in carrying out the purposes of RCW 28A.57.050, shall give due consideration in the preparation of plans and terms of adjustment as provided for therein (a) to equalization of the educational opportunities of pupils and to economies in the administration and operation of schools through the formation of larger units of administration and areas of attendance; (b) to equalization among school districts of the tax burden for general fund and capital purposes through a reduction in disparities in per-pupil valuation; (c) to geographical and other features, including, but not limited to such physical characteristics as mountains, lakes and rivers, waste land, climatic conditions, highways, and means of transportation; (d) to the convenience and welfare of pupils, including but not limited to remoteness or isolation of their places of residence and time required to travel to and from school; (e) to improvement of the educational opportunities of pupils through improvement and extension of school programs and through better instruction facilities, equipment, materials, libraries, and health and other services; (f) to equalization of the burden of financing the cost of high school facilities through extension of the boundaries of high school districts to include within each such district all of the territory served by the high school located therein: PROVIDED, That a nonhigh school district may be excluded from a plan if such district is found by the [county committee] *state hearing examiner* and the state board to be so situated with respect to location, present and clearly foreseeable future population, and other pertinent factors as to warrant the establishment and operation of a high school therein or the inclusion of its territory in a new district formed for the purpose of establishing and operating a high school; (g) to the future effective utilization of existing satisfactory school buildings, sites, and playfields; the adequacy of such facilities located in the proposed new district; and additional facilities required if such proposed district is formed; and (h) to any other matters which in the judgment of the [committee] *state hearing examiner* are related to or may operate to further equalization and improvement of school facilities and services, economies in operating and capital fund expenditures, and equalization among school districts of tax rates for school purposes.

Sec. 5. Section 28A.57.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.060 are each amended to read as follows:

*In addition to the powers and duties otherwise provided in this chapter, the powers and duties of the state board with respect to this chapter shall be [ :*

(1) To aid county committees in the performance of their duties by furnishing them with plans of procedure, standards, data, maps, forms, and other necessary materials and services essential to a study and understanding of the problems of school district organization in the county.

(2) to receive, file, and examine the proposals and the maps, reports, records, and other materials [relating thereto] *essential to a study and understanding of the problems of school district organization* submitted by [county committees] *the state hearing examiner* and to approve such proposals and so notify the [county committees] *state hearing examiner* when said proposals are found to provide for satisfactory improvement in the school district system of the counties and the state and for an equitable adjustment of the assets and liabilities of the districts involved or affected: PROVIDED, That whenever such proposals are found by the state to be unsatisfactory or inequitable, the board shall so notify the [county committee] *state hearing examiner* and, upon request, assist the [committee] *state hearing examiner* in making revisions, which revisions shall be resubmitted within sixty days after such notification.

Sec. 6. Section 28A.57.070, chapter 223, Laws of 1969 ex. sess. as amended by section 121, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.070 are each amended to read as follows:

Upon receipt by the [county committee] *state hearing examiner* of such notice from the state board as is required in RCW [28A.57.060(2)] *28A.57.060*, the intermediate school district superintendent shall make an order establishing all approved changes involving the alteration of the boundaries of an established school district or districts and all approved terms of adjustment of assets and liabilities involving an established district or districts the boundaries of which have been or are hereafter altered in the manner provided by law, and shall certify his action to each county auditor for the board of county commissioners, each county treasurer, each county assessor and the superintendents of all school districts affected by such action. Upon receipt of such certification the superintendent of each school district which is annexed to another district by the action shall deliver to the superintendent of the school district to which annexed all books, papers, documents, records, and other materials pertaining to his office.

Sec. 7. Section 28A.57.075, chapter 223, Laws of 1969 ex. sess. as amended by section 122, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.075 are each amended to read as follows:

Whenever adjustments of bonded indebtedness are made between or among school districts in connection with the alternation of the boundaries thereof, pursuant to the provisions of this chapter, the order of the intermediate school district superintendent establishing the terms of adjustment of bonded indebtedness shall provide and specify:

(1) In every case where bonded indebtedness is transferred from one school district to another school district (a) that such bonded indebtedness is assumed by the school district to which it is transferred; (b) that thereafter such bonded indebtedness shall be the obligation of the school district to which it is transferred; (c) that, if the terms of adjustment so provide, any bonded indebtedness thereafter incurred by such transferee school district through the sale of bonds authorized prior to the date its boundaries were

altered shall be the obligation of such school district including the territory added thereto; and (d) that taxes shall be levied thereafter against the taxable property located within such school district as it is constituted after its boundaries were altered, said taxes to be levied at the times and in the amounts required to pay the principal of and the interest on the bonded indebtedness assumed or incurred as aforesaid, as the same become due and payable.

In computing the debt limitation of any school district from which or to which bonded indebtedness has been transferred, the amount of such transferred bonded indebtedness at any time outstanding (a) shall be an offset against and deducted from the total bonded indebtedness, if any, of the school district from which such bonded indebtedness was transferred and (b) shall be deemed to be bonded indebtedness solely of the transferee school district that assumed such indebtedness.

(2) In every case where adjustments of bonded indebtedness do not provide for transfer of bonded indebtedness from one school district to another school district (a) that the existing bonded indebtedness of each school district the boundaries of which are altered and any bonded indebtedness incurred by each such school district through the sale of bonds authorized prior to the date its boundaries were altered shall be the obligation of the school district in its reduced or enlarged form, as the case may be; and (b) that taxes shall be levied thereafter against the taxable property located within each such school district in its reduced or enlarged form, as the case may be, at the times and in the amounts required to pay the principal of and interest on such bonded indebtedness as the same become due and payable.

In case the aforesaid approval by the state board concerns a proposal to form a new school district or a proposal for adjustment of bonded indebtedness involving an established school district and one or more former school districts now included therein pursuant to a vote of the people concerned, a special election of the voters residing within the territory of the proposed new district or of the established district involved in a proposal for adjustment of bonded indebtedness as the case may be shall be held for the purpose of affording said voters an opportunity to approve or reject such proposals as concern or affect them.

In a case involving both the question of the formation of a new district and the question of adjustment of bonded indebtedness, the questions may be submitted to the voters either in the form of a single proposition or as separate propositions, whichever to the intermediate school district superintendent seems expedient. When the [county committee] *state hearing examiner* has [passed] *formulated* appropriate resolutions for the questions to be submitted and the intermediate school district superintendent has given notice thereof to the county auditor such special election shall be called, conducted, and the returns canvassed as in regular school district elections.

Sec. 8. Section 28A.57.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.100 are each amended to read as follows:

If a proposal for the formation of a new school district and for adjustment of bonded indebtedness, or either, is rejected by the registered voters at a special election, the [county committee] *state hearing examiner* may make such revisions therein as [it deems] *deemed* advisable and submit the revised proposal or proposals to the state board *for approval*. Thereafter such revised proposal or proposals *as approved* shall be subject to the provisions and procedural requirements of this chapter applicable to original proposals submitted to said board.

Sec. 9. Section 28A.57.150, chapter 223, Laws of 1969 ex. sess. as amended by section 126, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.150 are each amended to read as follows:

Each incorporated city or town in the state shall be comprised in one school district: PROVIDED, That nothing in this section shall be construed: (1) To prevent the extension of the boundaries of a school district beyond the limits of the city or town contained therein, or (2) to prevent the inclusion of two or more incorporated cities or towns in a single school district, or (3) to change or disturb the boundaries of any school district organized prior to the incorporation of any city or town, except as hereafter in this section provided.

In case all or any part of a school district that operates a school or schools on one site only or operates elementary schools only on two or more sites is included in an incorporated city or town through the extension of the limits of such city or town in the manner provided by law, the intermediate school district superintendent shall: (1) Declare the territory so included to be a part of the school district containing the city or town and (2) whenever a part of a district so included contains a school building of the district, present to the [county committee] *state hearing examiner* a proposal for the disposition of any part or all of the remaining territory of the district.

In case of the extension of the limits of a *city or town* to include territory lying in a school district that operates on more than one site one or more elementary schools and one or more junior high schools or high schools, the [county committee] *state hearing examiner* shall, [in its] *at the state board's* discretion, prepare a proposal or proposals for annexation to the school district in which the *city or town* is located any part or all of the territory aforesaid which has been included in the *city or town* and for annexation to the school district in which the *city or town* is located or to some other school district or districts any part or all of the remaining territory of the school district affected by extension of the limits of the *city or town*: PROVIDED, That where no school or school site is located within the territory annexed to the *city or town* and not less than seventy-five percent of the registered voters residing within the annexed territory present a petition in writing for annexation and transfer of said territory to the school district in which the *city or town* is

located, the intermediate school district superintendent shall declare the territory so included to be a part of the school district containing said *city or town*: PROVIDED FURTHER, That territory approved for annexation to a city or town by vote of the electors residing therein prior to January 12, 1953, shall not be subject to the provisions herein respecting annexation to a school district or school districts: AND PROVIDED FURTHER, That the provisions and procedural requirements of this chapter as now or hereafter amended not in conflict with or inconsistent with the provisions hereinabove in this section stated shall apply in the case of any proposal or proposals (1) for the alteration of the boundaries of school districts through and by means of annexation of territory as aforesaid, and (2) for the adjustment of the assets and liabilities of the school districts involved or affected thereby.

In case of the incorporation of a city or town containing territory lying in two or more school districts or of the uniting of two or more cities or towns not located in the same school district, the intermediate school district superintendent, except where the incorporation or consolidation would affect a district or districts of the first class, shall: (1) Order and declare to be established in each such case a single school district comprising all of the school districts involved, and (2) designate each such district by name and by a number different from that of any other district in existence in the county.

The intermediate school district superintendent, if he deems such action advisable, may fix as the effective date of any declaration or order required under this section the first day of July next succeeding the date of the issuance of such declaration or order.

Sec. 10. Section 28A.57.170, chapter 223, Laws of 1969 ex. sess. as amended by section 127, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.170 are each amended to read as follows:

For the purpose of forming a new school district a petition in writing may be presented to the intermediate school district superintendent, [as secretary of the county committee,] signed either by ten registered voters or by a majority of the registered voters residing (1) in each whole district and in each part of a district proposed to be included in any single new district, or (2) in the territory of a proposed new district which comprises a part only of one or more districts. The petition shall state the name and number of each district involved in or affected by the proposal to form the new district [and], shall describe the boundaries of the proposed new district, and shall be forwarded to the state hearing examiner.

Sec. 11. Section 28A.57.180, chapter 223, Laws of 1969 ex. sess. as amended by section 128, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.180 are each amended to read as follows:

For the purpose of transferring territory from one school district to another district, a petition in writing to be forwarded to the state hearing examiner may be presented to the intermediate school district superintendent, [as secretary of the county committee,] signed by a majority of the registered voters residing in the territory proposed to be transferred, or by the board of directors of one of the districts affected by a proposed transfer of territory if there is no registered voter resident in the territory, which petition shall state the name and number of each district affected, describe the boundaries of the territory proposed to be transferred, and state the reasons for desiring the change and the number of children of school age, if any, residing in the territory: PROVIDED, That the intermediate school district superintendent, without being petitioned to do so, may present to the [county committee] state hearing examiner for state board action a proposal for the transfer from one school district to another of any territory in which no children of school age reside: PROVIDED FURTHER, That the intermediate school district superintendent shall not complete any transfer of territory pursuant to the provisions of this section which involves ten percent or more of the common school student population of the entire district from which such transfer is proposed, unless he has first called and held a special election of the voters of the entire school district from which such transfer of territory is proposed for the purpose of affording said voters an opportunity to approve or reject such proposed transfer, and has obtained approval of the proposed transfer by a majority of those registered voters voting in said election; and if such proposed transfer is disapproved, the state board of education shall determine whether or not said district is meeting or capable of meeting minimum standards of education as set up by the state board. If the board decides in the negative, the superintendent of public instruction may thereupon withhold from such district, in whole or in part, state contributed funds.

Sec. 12. Section 28A.57.190, chapter 223, Laws of 1969 ex. sess. as amended by section 129, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.190 are each amended to read as follows:

Whenever all or any part of a school district in which no accredited high school is maintained is bounded on three or more sides by a school district in which an accredited high school is situated and maintained, or by a school district in which a high school with a program approved by the state board of education is situated and maintained, the intermediate school district superintendent shall report said fact to the [county committee, which committee] state hearing examiner who, upon approval of the state board, shall consider the question of the annexation to the aforesaid high school district of the territory or district so bounded.

Sec. 13. Section 28A.57.200, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 86, Laws of 1970 ex. sess. and RCW 28A.57.200 are each amended to read as follows:

In case any school district shall have an average enrollment of fewer than two pupils or shall not have maintained, during the preceding school year at least the minimum term of

school required by law, the intermediate school district superintendent shall report said fact to the [county committee, which committee] *state hearing examiner who, upon approval of the state board*, shall dissolve the school district and annex the territory thereof to some other district or districts. In case any territory is not a part of any school district, the intermediate school district superintendent shall present to the [county committee] *state hearing examiner* a proposal for the annexation of said territory to some contiguous district or districts.

Sec. 14. Section 28A.57.342, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.342 are each amended to read as follows:

Whenever an election shall be held for the purpose of securing the approval of the voters for the formation of a new school district that, if formed, will be a district of the first or second class and will contain a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency, there shall also be submitted to the voters at the same election a proposition to authorize the [county committee] *state hearing examiner* to divide the school district, if formed, into directors' districts.

Sec. 15. Section 28A.57.344, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.344 are each amended to read as follows:

The board of directors of every first and second class school district containing a city with a population in excess of seven thousand according to the latest population certificate filed with the secretary of state by the planning and community affairs agency which is not divided into directors' districts may submit to the voters at any regular school district election a proposition to authorize the [county committee] *state hearing examiner* to divide the district into directors' districts. If a majority of the votes cast on the proposition shall be affirmative, the [county committee] *state hearing examiner* shall proceed to divide the district into directors' districts.

Sec. 16. Section 28A.57.370, chapter 223, Laws of 1969 ex. sess. as amended by section 139, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.370 are each amended to read as follows:

Whenever any school district other than a newly established school district is divided into directors' districts by the [county committee] *state hearing examiner* in the discharge of [its] *state hearing examiner's* duties hereunder, the directors thereof shall continue to serve for the terms for which they were elected, unless two or more such directors reside in the same directors' district, in which event the director who shall continue to serve shall be determined by lot. The intermediate school district superintendent shall then appoint the number of additional directors required to constitute a board of five directors for the school district, no two of whom shall be residents of the same directors' district. The additional directors so appointed shall serve until the next regular school election in the district and until their successors are elected and qualified, at which election their successors shall be elected for the unexpired terms of those who were removed from office by virtue of this section or for four year terms in case no unexpired terms exist. Directors thereafter elected and qualified shall serve such terms as provided for in RCW 28A.57.312.

Sec. 17. Section 28A.57.390, chapter 223, Laws of 1969 ex. sess. as amended by section 140, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.390 are each amended to read as follows:

The intermediate school district superintendent shall prepare and keep in his office (1) a map showing the boundaries of the directors' districts of all school districts in or belonging to his intermediate school district that are so divided, and (2) a record of the action taken by the [county committee] *state board and state hearing examiner* in establishing such boundaries.

Sec. 18. Section 9, chapter 131, Laws of 1969 and RCW 28A.57.425 are each amended to read as follows:

Notwithstanding any other provision of law, school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall be divided into seven director districts. The boundaries of such director districts shall be established by the members of the school board and approved by the [county committee on school district organization] *state hearing examiner*, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Boundaries of such director districts shall be adjusted by the school board and approved by the [county committee] *state hearing examiner* after each federal decennial census if population change shows the need thereof to comply with the equal population requirement above. No person shall be eligible for the position of school director in any such director district unless such person resides in the particular director district. Residents in the particular director district desiring to be a candidate for school director shall file their declarations of candidacy for such director district and for the position of director in that district and shall be voted upon in the primary election by the registered voters of that particular director district: PROVIDED, That if not more than one person files a declaration of candidacy for the position of school director in any director district, no primary election shall be held in that district, and such candidate's name alone shall appear on the ballot for the director district position at the general election. The name of the person who receives the greatest number of votes and the name of the person who receives the next greatest number of votes at the primary for each director district position shall appear on the general election ballot under such position and shall be voted upon by all the registered voters in the school district. Except as provided in RCW 28A.57.435, every

such director so elected in school districts divided into seven director districts shall serve for a term of six years as otherwise provided in RCW 29.13.060.

Sec. 19. Section 28A.56.005, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.005 are each amended to read as follows:

High school facilities shall mean buildings for occupancy by grades nine through twelve and equipment and furniture for such buildings and shall include major alteration or major remodeling of buildings and the acquisition of new sites and of additions to existing sites, and improvement of sites but only when included as a part of a general plan for the construction, equipping and furnishing of a building or of an alteration or addition to a building. The term shall also (1) include that portion of any building, alteration, equipment, furniture, site and improvement of site allocated to grade nine when included in a plan for facilities to be occupied by grades seven through nine and (2) includes such facilities for grades seven and eight when included in a plan as aforesaid, if the [county committee] *state hearing examiner* finds that students of these grades who reside in any nonhigh school districts involved are now attending school in the high school district involved under an arrangement which likely will be continued.

Sec. 20. Section 28A.56.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.010 are each amended to read as follows:

Upon receipt of a written request from the board of directors of a high school district or a nonhigh school district that presents to the [county committee on school district organization] *state hearing examiner* satisfactory evidence of a need for high school facilities to be located therein and of ability to provide such facilities, the [county committee] *state hearing examiner* shall prepare a plan for participation by any nonhigh school district or districts in providing capital funds to pay the costs of such school facilities and equipment to be provided for the education of students residing in the school districts. Prior to submission of the aforesaid request the board of directors of the school district concerned therewith shall determine the nature and extent of the high school facilities proposed to be provided, the approximate amount of local capital funds required to pay the cost thereof, and the site or sites upon which the proposed facilities are to be located, and shall submit a report thereon to the [county committee] *state hearing examiner* along with the aforesaid request.

Sec. 21. Section 28A.56.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.020 are each amended to read as follows:

The said [county committee] *state hearing examiner* shall give consideration to:

- (1) The report submitted by the board of directors as stated above;
- (2) The exclusion from the plan of nonhigh school districts because of remoteness or isolation or because they are so situated with respect to location, present and/or clearly foreseeable future population, and other pertinent factors as to warrant the establishment of a high school therein within a period of two years or the inclusion of their territory in some other nonhigh school district within which the establishment of a high school within a period of two years is warranted;
- (3) The assessed valuation of the school districts involved;
- (4) The cash balance, if any, in the building fund of the district submitting the request which is designated for high school building construction purposes, together with the sources of such balance; and
- (5) Any other factors found by the [committee] *state hearing examiner* to have a bearing on the preparation of an equitable plan.

Sec. 22. Section 28A.56.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.030 are each amended to read as follows:

The said [county committee] *state hearing examiner* shall also hold a public hearing or hearings on any proposed plan: PROVIDED, That three members of the committee or two members of the committee and the county or intermediate district superintendent may be designated by the committee to hold such public hearing or hearings and to submit a report thereof to the county committee. The county committee shall *and* cause to be posted, at least ten days prior to the date appointed for any such hearing, a written or printed notice thereof in at least three prominent and public places in the school districts involved and at the place of hearing.

Sec. 23. Section 28A.56.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.040 are each amended to read as follows:

Subsequent to the holding of a hearing or hearings as aforesaid, the [county committee] *state hearing examiner* shall determine the nonhigh school districts to be included in the plan and the amount of capital funds to be provided by every district included therein, and shall submit the proposed plan to the state board of education together with such maps and other materials pertaining thereto as the state board may require. The state board shall review such plan, shall approve any plan which in its judgment makes adequate and satisfactory provision for participation by the nonhigh school districts in providing capital funds to be used for the purpose above stated, and shall notify the [county committee] *state hearing examiner* of such action. Upon receipt by the [county committee] *state hearing examiner* of such notification, the [county or] intermediate school district superintendent shall notify the board of directors of each school district included in the plan, supplying each board with complete details of the plan and shall state the total amount of funds to be provided and the amount to be provided by each district.

If any such plan submitted by [a county committee] *the state hearing examiner* is not approved by the state board, the [county committee] *state hearing examiner* shall be so notified, which notification shall contain a statement of reasons therefor and suggestions for

revision. Within sixty days thereafter the [county committee] *state hearing examiner* shall submit to the state board a revised plan which revision shall be subject to the procedural requirements and provisions of law applicable to an original plan submitted to said board.

Sec. 24. Section 28A.56.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.060 are each amended to read as follows:

In the event that a proposal or proposals for providing capital funds as provided in RCW 28A.56.050 is not approved by the voters of a nonhigh school district a second election thereon shall be held within sixty days thereafter. If the vote of the electors of the nonhigh school district is again in the negative, the high school students residing therein shall not be entitled to admission to the high school under the provisions of RCW 28A.58.230, following the close of the school year during which the second election is held: PROVIDED, That in any such case the [county committee] *state hearing examiner* shall determine within thirty days after the date of the aforesaid election the advisability of initiating a proposal for annexation of such nonhigh school district to the school district in which the proposed facilities are to be located or to some other district where its students can attend high school without undue inconvenience: PROVIDED FURTHER, That pending such determination by the [county committee] *state hearing examiner* and action thereon as required by law the board of directors of the high school district shall continue to admit high school students residing in the nonhigh school district. Any proposal for annexation of a nonhigh school district initiated by [a county committee] *the state hearing examiner* shall be subject to the procedural requirements of this chapter respecting a public hearing and submission to and approval by the state board of education. Upon approval by the state board of any such proposal, the [county or] intermediate *school district* superintendent shall make an order, establishing the annexation.

Sec. 25. Section 28A.56.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.070 are each amended to read as follows:

In case of failure or refusal by a board of directors of a nonhigh school district to submit a proposal or proposals to a vote of the electors within the time limit specified in RCW 28A.56.050 and 28A.56.060, the [county committee] *state hearing examiner* upon *state board approval* may initiate a proposal for annexation of such nonhigh school district as provided for in RCW 28A.56.060.

*NEW SECTION.* Sec. 26. The following acts or parts of acts are hereby repealed:

- (1) Section 28A.57.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.030;
- (2) Section 28A.57.031, chapter 223, Laws of 1969 ex. sess. as amended by section 115, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.031;
- (3) Section 28A.57.032, chapter 223, Laws of 1969 ex. sess. as amended by section 116, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.032;
- (4) Section 28A.57.033, chapter 223, Laws of 1969 ex. sess. as amended by section 117, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.033;
- (5) Section 28A.57.034, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.034;
- (6) Section 28A.57.035, chapter 223, Laws of 1969 ex. sess. as amended by section 118, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.035;
- (7) Section 28A.57.040, chapter 223, Laws of 1969 ex. sess. as amended by section 119, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.040;
- (8) Section 28A.57.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.110;
- (9) Section 28A.57.240, chapter 223, Laws of 1969 ex. sess. as amended by section 131, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.240; and
- (10) Section 28A.57.245, chapter 223, Laws of 1969 ex. sess. as amended by section 132, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.245.

*NEW SECTION.* Sec. 27. If the words 'county committee' or 'county committee on school district organization' is used in Title 28A RCW it shall mean the 'State hearing examiner' as defined in section 1 of this 1971 amendatory act.

*NEW SECTION.* Sec. 28. Sections 1 and 9 of this amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately. All other sections of this amendatory act shall take effect July 1, 1972.

*NEW SECTION.* Sec. 29. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Mr. Smythe spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Wolf.

Mr. Wolf: "Is this amendment the same as the original Senate Bill No. 160, or Senate Bill No. 160 after it was amended on the floor of the House by Representative Pardini?"

Mr. Smythe: "It is as amended only by Representatives Smythe and Brown."

The amendment by Mr. Smythe to Engrossed Senate Bill No. 464 was adopted.

Mr. Hoggins resubmitted the following amendment by Representatives Hoggins and Brouillet:

On page 1 after section 1 strike section 2 and insert the following sections:

*"NEW SECTION. Sec. 2. Notwithstanding any other provision of law, after the effective date of this 1971 act boards of directors of all school districts shall provide their employees with insurance protection covering those employees while engaged in the maintenance of order and discipline and the protection of school personnel and students and the property thereof when that is deemed necessary by such employees. Such insurance protection must include as a minimum, liability insurance covering injury to persons and property, and insurance protecting those employees from loss or damage of their personal property incurred while so engaged.*

Sec. 3. Section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 8, Laws of 1971 and RCW 28A.58.420 are each amended to read as follows:

The board of directors of any of the state's school districts may make available liability, life, health, *health care*, accident, disability and salary *protection or insurance* or any one of, or a combination of the enumerated types of insurance, *or any other type of insurance or protection*, for the members of the boards of directors, the students, and employees of the school district, and their dependents. Whenever funds shall be available for these purposes the board of directors of the school district may contribute [toward] *all or a part* of the cost of such [life, health, accident, disability and salary] *protection or insurance* [, including hospitalization and medical aid] for the employees of their respective school districts and their dependents in an amount not to exceed [ten] *twenty* dollars per month per employee covered. The premiums on such liability insurance shall be borne by the school district. The premiums due on such [life, health, accident, or disability and salary] *protection or insurance* shall be borne by the assenting school board member or student.

Sec. 4. Section 28B.10.660, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 237, Laws of 1969 ex. sess. and RCW 28B.10.660 are each amended to read as follows:

The regents or trustees of any of the state's institutions of higher education may make available liability, life, health, *health care*, accident, disability and salary *protection or insurance* or any one of, or a combination of, the enumerated types of insurance, *or any other type of insurance or protection*, for the regents or trustees, students and employees of the institution, and their dependents. Whenever funds shall be available for these purposes, the regents or trustees of any of the state's institutions of higher education may contribute [toward] *all or a part* of the cost of such [life, health, accident, disability and salary] *protection or insurance* [, including hospitalization and medical aid.] for the employees of their respective institutions and their dependents in an amount not to exceed [ten] *twenty* dollars per month per employee covered. The premiums due on such liability insurance shall be borne by the university or college. The premiums due on such [life, health, accident, or disability and salary] *protection or insurance* shall be borne by the assenting regent, trustee or student.

*NEW SECTION. Sec. 5. Section 1 of this 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

*NEW SECTION. Sec. 6. If any provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."*

Remember the remaining sections consecutively.

Mr. Hoggins moved adoption of the amendment.

The Speaker: "For the enlightenment of the members, this is the same amendment which was ruled out of order previously. This amendment has now been placed on the desk by Mr. Hoggins to add new sections to the end of the bill. You will find it as the Hoggins and Brouillet amendment on your desks."

Mr. Hoggins spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Randall: "Again I rise to a point of order as to the scope and object of the amendment in light of your previous ruling."

#### RULING BY THE SPEAKER

The Speaker: "This bill now has been so enlarged in scope by the adoption of the amendments by Representatives Ross, Maxie, Douthwaite and Polk and Representatives Brown and Smythe that it contains numerous sections dealing with the powers of school boards and powers of the state board. It encompasses many, many sections and changes within not just one section of one chapter of one title of our Revised Code of Washington, but many sections of many chapters of that title. Mr. Hoggins' amendment would now appear to be in order."

## MOTION

Mr. Newhouse moved that the House defer further consideration of Engrossed Senate Bill No. 464 on second reading, and the bill be ordered placed at the top of tomorrow's second reading calendar.

Mr. Newhouse spoke in favor of the motion, and Mr. Bledsoe spoke against it. The motion by Mr. Newhouse was lost on a rising vote.

Mr. Randall moved adoption of the following amendment to the amendment by Representatives Hoggins and Brouillet:

On page 1, at the end of section 3, following "or student." insert "All contracts for insurance or protection written to take advantage of the provisions of this section shall provide that the beneficiaries of such contracts may utilize on an equal participation basis the services of those practitioners licensed pursuant to chapter 18.22, 18.25, 18.53, 18.57 and 18.71 RCW."

Representative Randall spoke in favor of the amendment to the amendment, and Representatives Shera and Julin spoke against it.

Mr. Randall closed debate, speaking in favor of the amendment to the amendment.

The amendment by Mr. Randall to the amendment by Mr. Hoggins was not adopted.

The Speaker stated the question before the House to be the amendment by Mr. Hoggins and Brouillet.

Representatives Hoggins and Brouillet spoke in favor of the amendment, and Representatives Curtis and Randall spoke against it.

The amendment by Representatives Hoggins and Brouillet was adopted on a rising vote.

## POINT OF ORDER

Mr. Eikenberry: "I question the propriety of the school teachers voting on this particular amendment."

The Speaker: "Your point is not well taken."

Mr. Randall moved adoption of the following amendment to the amendment by and Polk:

On page 1, line 24, following section 1, add new sections as follows:

"Sec. 2. Section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010 are each amended to read as follows:

It is the purpose of this chapter to strengthen methods of administering employer-employee relations through the establishment of orderly methods of communication and procedures for resolving disputes between certificated employees and the school districts by which they are employed.

Sec. 3. Section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020 are each amended to read as follows:

As used in this chapter:

'Employee organization' means any organization which includes as members certificated employees of a school district and which has as one of its purposes the representation of the employees in their employment relations with the school district.

'Certificated employee' means any employee holding a regular teaching certificate [of the state] authorized by state law of the state board of education and who is employed by any school district with the exception of the chief administrative officers of each local district.

'Chief administrative officers' shall mean the superintendent, deputy superintendents, administrative assistants to the superintendent, assistant superintendents, the business manager, the director of personnel and board negotiators as provided for in section 5 of this 1971 amendatory act.

'Established administrative channels' shall mean those procedures adopted by the board of directors of a school district under section 5 of this 1971 amendatory act for utilizing chief administrative officers of the district to meet and confer with representatives of the employee organization prior to the meeting, conferring or negotiating with the board of directors, or a committee thereof, or its designated representatives.

Sec. 4. Section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030 are each amended to read as follows:

Representatives of an employee organization, which organization shall by secret ballot have won a majority in an election to represent the certificated employees within its school district, [shall have the right,] after using established administrative channels, shall have the right to meet, confer and negotiate with the board of directors of the school district or [a committee thereof] its designated representatives [to communicate the considered professional judgment of the certificated staff] prior to [the] final adoption by the board

or chief administrative officers of proposed school board policies and administrative procedures relating to [, but not limited to, curriculum, textbook selection,] in-service training, student teaching programs, [personnel] grievance procedures, hiring and assignment practices, fringe benefits, leaves of absence, personnel contract provisions, hours to be worked, salaries and salary schedules [and] , noninstructional duties, procedures for curriculum development, and, except as otherwise provided by law, the selection of instructional materials: *PROVIDED, That any other definite course or method of action or program adopted or to be adopted or selected for the respective school district including the procedures used or to be used to implement such course or method of action or program, only by mutual consent of the board of directors and the employee organization, may become a matter subject to the negotiations procedures established in this chapter: PROVIDED FURTHER, That the employee organization shall have the right to communicate, but not negotiate, its professional judgment on other matters prior to final action by the school board of chief administrative officers.*

Sec. 5. Section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070 are each amended to read as follows:

Boards of directors of school districts or any chief administrative officers thereof shall not discriminate against certificated employees or applicants for such positions because of their membership or nonmembership in employee organizations or their exercise of other rights under this chapter.

Sec. 6. Section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080 are each amended to read as follows:

Boards of directors of school districts shall adopt reasonable rules and regulations for the administration of employer-employee relations under this chapter, *which rules and regulations shall be subject to negotiation with any employee organization duly chosen to represent the certificated employees. Any such board may employ individuals to serve as negotiators on behalf of the board with representatives of any employee organization chosen to represent the certificated employees prior to meetings between such representatives and such boards, or committees of such boards, pursuant to RCW 28A.72.030: PROVIDED, That an agreement by the negotiators shall be reduced to writing and submitted in such form to the respective parties for final action. A board's negotiator may be given authority to reach agreement on behalf of the board within limits established by the board.*

*NEW SECTION.* Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

There is hereby established, under the authority of the superintendent of public instruction, an educational mediation, conciliation, and fact-finding service, hereinafter in this 1971 amendatory act referred to as the service. The service shall be under the direction of a Washington state education conciliation director, hereinafter in this 1971 amendatory act referred to as the director, who shall have had substantial experience in the field of fact-finding, conciliation, and mediation of disputes involving employee relations, and who shall be appointed by the superintendent of public instruction and shall be exempt from the provisions of chapter 41.06 RCW, the state civil service law. The director shall appoint the staff for the service, subject to the approval of the superintendent of public instruction.

The state board of education is empowered and directed to adopt, with the advice of the superintendent of public instruction and the director, rules and regulations necessary for the administration of sections 7 and 8 of this 1971 amendatory act, the same to be in conformity with such sections' intent and purpose.

*NEW SECTION.* Sec. 8. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

If agreement is not reached between the board of directors of a school district and an employee organization on any matter to which the employee organization has negotiating rights, either party to the negotiations, forty-eight hours after serving written notice of its intended action to the other party, may request that the director appoint either a fact-finder or mediator to assist in the resolution of the disagreement. The director shall forthwith appoint a fact-finder or mediator, as requested, to enter the negotiations process in that school district. In the case of conflicting requests, the director shall decide whether a fact-finder or mediator shall be appointed.

If a fact-finder is appointed, the parties shall furnish all information and documents relevant to the negotiations dispute requested by the fact-finder and shall attend as requested all hearings scheduled by him. Any party refusing to produce any such information or documents, unless privileged, or to attend such hearings as requested shall be deemed to be in bad faith. Neither party shall be bound in their subsequent negotiations by the findings of the fact-finder respecting the facts or law related to the dispute.

If a mediator is appointed, any party to negotiations which fails to attend, after reasonable notice, the first meeting scheduled by a mediator appointed under this section shall be deemed to be in bad faith. The meaning of the term 'bad faith' is not limited to the definitions contained herein. Any party held or deemed to be in bad faith in negotiations shall be subject to judicial process by the other party for which the court may grant such injunctive or other relief as the court deems appropriate.

From the time of the written notice of intent to invoke the procedures of this section until seventy-two hours after the receipt by both parties of the written decision of the fact-finder or until five days after the first conference of the mediator with both parties, neither party shall take any action adverse to the position of the other party or its members.

*NEW SECTION.* Sec. 9. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

After exhausting the procedures provided in section 7 of this 1971 amendatory act, both parties to the negotiations, through mutual consent and by written agreement, may request the director of the service to appoint, and the director shall appoint, an arbitrator to any dispute arising from employee-employer negotiations in school districts. The costs of such arbitrator shall be paid by the parties as provided in the arbitration agreement.

*NEW SECTION.* Sec. 10. Section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; and section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040 are each hereby repealed.

*NEW SECTION.* Sec. 11. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Renumber the remaining sections consecutively.

Representatives Randall, Newhouse and Polk spoke in favor of the amendment, and Representatives King and Brouillet spoke against it.

#### PERSONAL PRIVILEGE

Mr. Newhouse: "I think some inaccurate and incomplete information has been passed around here. House Bill No. 1094 went through this House with the assurance that it was an agreed bill. I don't think you can dispute that. It went over to the Senate and WEA representatives did not uphold their part of the bargain and defeated the bill in the Senate and asked for amendments to the bill, which disturbs me very much. In addition to a changed version of House Bill No. 1094 being added to the bill which was mentioned, there is also House Bill No. 51—a professional practices act—added, according to my information. I think the complete information should be brought before this House, Mr. Brouillet."

#### PERSONAL PRIVILEGE

Mr. Brouillet: "I am sorry if Mr. Newhouse thinks I have impugned his motives. I was speaking about the Senate and not any House members."

The amendment by Representatives Randall and Polk was adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger and Gallagher:

On page 1, line 24, following section 1, add a new section as follows:

"*NEW SECTION.* Sec. 2. Any school district operating a high school on January 1, 1971, shall be classified as a high school district."

Representatives Bottiger, Hubbard and Charette spoke in favor of the amendment, and Representative Hoggins spoke against it.

The amendment by Representatives Bottiger and Gallagher was lost on a rising vote.

On motion of Mr. Ross, the following amendment to the title was adopted:

On page 1, line 2 after "RCW 28A.57.250;" and before "and" insert the following: "adding new sections;"

On motion of Mr. Smythe, the following amendment to the title was adopted:

On page 1, line 2 of the title after "RCW 28A.57.250;" strike the balance of the title and insert the following: "amending section 28A.57.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.020; amending section 28A.57.050, chapter 223, Laws of 1969 ex. sess. as amended by section 120, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.050; amending section 28A.57.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.055; amending section 28A.57.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.060; amending section 28A.57.070, chapter 223, Laws of 1969 ex. sess. as amended by section 121, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.070; amending section 28A.57.075, chapter 223, Laws of 1969 ex. sess. as amended by section 122, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.075; amending section 28A.57.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.100; amending section 28A.57.150, chapter 223, Laws of 1969 ex. sess. as amended by section 126, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.150; amending section 28A.57.170, chapter 223, Laws of 1969 ex. sess. as amended by section 127, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.170; amending section 28A.57.180, chapter 223, Laws of 1969 ex. sess. as amended by section 128, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.180; amending section 28A.57.190, chapter 223, Laws of 1969 ex. sess. as amended by section 129, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.190; amending section 28A.57.200, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 86, Laws of 1970 ex. sess. and

RCW 28A.57.200; amending section 28A.57.342, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.342; amending section 28A.57.344, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.344; amending section 28A.57.370, chapter 223, Laws of 1969 ex. sess. as amended by section 139, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.370; amending section 28A.57.390, chapter 223, Laws of 1969 ex. sess. as amended by section 140, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.390; amending section 9, chapter 131, Laws of 1969 and RCW 28A.57.425; amending section 28A.56.005, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.005; amending section 28A.56.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.010; amending section 28A.56.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.020; amending section 28A.56.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.030; amending section 28A.56.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.040; amending section 28A.56.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.060; amending section 28A.56.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.070; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; creating new sections; repealing section 28A.57.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.030; repealing section 28A.57.031, chapter 223, Laws of 1969 ex. sess. as amended by section 115, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.031; repealing section 28A.57.032, chapter 223, Laws of 1969 ex. sess. as amended by section 116, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.032; repealing section 28A.57.033, chapter 223, Laws of 1969 ex. sess. as amended by section 117, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.033; repealing section 28A.57.034, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.034; repealing section 28A.57.035, chapter 223, Laws of 1969 ex. sess. as amended by section 118, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.035; repealing section 28A.57.040, chapter 223, Laws of 1969 ex. sess. as amended by section 119, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.040; repealing section 28A.57.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.110; repealing section 28A.57.240, chapter 223, Laws of 1969 ex. sess. as amended by section 131, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.240; repealing section 28A.57.245, chapter 223, Laws of 1969 ex. sess. as amended by section 132, chapter 176, Laws of 1969 ex. sess. and RCW 28A.57.245; making an effective date; providing penalties;"

On motion of Mr. Randall, the following amendment to the title was adopted:

In line 2 of the title, after "RCW 28A.57.250;" insert: "amending section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010; amending section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020; amending section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030; amending section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070; amending section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080; repealing section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; repealing section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW"

On motion of Mr. Hoggins, the following amendment to the title was adopted:

In line 2 of the title after "RCW 28A.57.250;" insert "amending section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 8, Laws of 1971 and RCW 28A.58.420; amending section 28B.10.660, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 237, Laws of 1969 ex. sess. and RCW 28B.10.660;"

Mr. Bledsoe moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 464 as amended by the House be placed on final passage.

The motion was lost on a rising vote.

Engrossed Senate Bill No. 464 as amended by the House was passed to Committee on Rules and Administration for third reading.

#### MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to HOUSE BILL NO. 307, and asks the House for a conference thereon, and the President has appointed as members of the Conference Committee: Senators Donohue, Andersen and Sandison.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on House Bill No. 307.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Flanagan, Pardini and Perry as members of the Conference Committee on House Bill No. 307.

## SENATE AMENDMENT TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 773 with the following amendment:

On page 1, section 1, line 20 insert new paragraph: "The state game commission shall not have either sex elk or deer seasons without approval of the board of county commissioners in the county involved," and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendment to House Bill No. 773 and that the Senate be asked to recede therefrom.

Mr. Schumaker spoke in favor of the motion.

The motion was carried.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 853 and asks the House for a conference thereon, and the President has appointed as members of the Conference Committee: Senators Francis, Elicker and Day. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 853.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Kopet, Martinis and North as members of the Conference Committee on Engrossed House Bill No. 853.

## MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, May 8, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-EIGHTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, May 8, 1971.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Smythe presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend J. Alan Justad of the First United Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

May 4, 1971.

HOUSE BILL NO. 463, providing for annual general elections and prorating costs thereof between state and governmental subdivisions, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010 are each amended to read as follows:

All state, county, city, town, and district general elections for the election of federal, state, legislative, judicial, county, city, town, district and precinct officers, and for the submission to the voters of the state of any measure for their adoption and approval or rejection, shall be held on the first Tuesday after the first Monday of November, in the year in which they may be called. *A state-wide general election shall be held on the first Tuesday after the first Monday of November of each year: PROVIDED, That the state-wide general election held in odd-numbered years shall be limited to (1) the election of city, town and district officers as provided for in RCW 29.13.020, or as otherwise provided by law; (2) the election of state officers for the remainder of any unexpired terms as provided for in Article II, section 15, Article III, section 10, and Article IV, sections 3 and 5 of the state Constitution; (3) the election of county officers in any county governed by a charter containing provisions calling for general county elections at this time; and (4) the approval or rejection of state measures, including proposed constitutional amendments, matters pertaining to any proposed constitutional convention, initiative measures and referendum measures proposed by the electorate, referendum bills, and any other matter provided by the legislature for submission to the electorate: PROVIDED FURTHER, That this section shall not be construed as fixing the time for holding primary elections, or elections for the recall of county, city, town, or district officers; nor special elections to fill vacancies in any state office, or in the membership of either branch of the congress of the United States: PROVIDED [FURTHER], That the board of county commissioners may, if they deem an emergency to exist, call a special county election at any time by presenting a resolution to the county auditor at least forty-five days prior to the proposed election date. Such county special election shall be noticed and conducted in the manner provided by law. Those sections of this act that apply to initiatives to the people shall not be effective until January 1, 1973.*

Sec. 2. Section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030 are each amended to read as follows:

'Election' used alone means a general election except where the context indicates that a special election is meant or included. 'Election' used without qualification never means a primary. ['Election' does not include a municipal election.]

In addition to the above, for the purpose of this chapter, the term 'primary' means the [state] primary elections held on the third Tuesday in September of [the even-numbered] each year. The term 'election' means the [state] general elections held on the first Tuesday following the first Monday in November of [the even-numbered and the odd-numbered years: PROVIDED, HOWEVER, That the absentee ballots for service voters of such odd-numbered year election shall be restricted to state measures being submitted for approval or rejection] each year.

*The purpose of this section is to authorize absentee voters qualifying as service voters as defined by RCW 29.39.010, as now exists or hereafter amended, to cast the same ballots, including those for special elections, as any registered voter would receive under the provisions of RCW 29.36.030 for any September primary or November general election.*

**NEW SECTION.** Sec. 3. There is added to chapter 9, Laws of 1965 and to chapter 29.13 RCW a new section to read as follows:

Whenever state measures are voted upon at a state general election held in November of an odd-numbered year as provided for in section 1 of this 1971 amendatory act, the state of Washington shall assume its prorated share of such election costs. The county auditor shall apportion the state's share of such expenses when prorating election costs as provided under RCW 29.04.020 and 29.13.045 and shall file such expense claims with the state auditor. The state auditor shall compile such claims for presentation to the next succeeding legislature in the same manner as other legislative relief claims.

**NEW SECTION.** Sec. 4. There is added to chapter 9, Laws of 1965 and to chapter 29.13 RCW a new section to read as follows:

Whenever it shall be necessary to hold a special election to fill an unexpired term of any elective state office, elective county office, or elective public utility district office, such special election shall be held in concert with the general election being held on the first Tuesday after the first Monday of November in the next succeeding even-numbered year: PROVIDED, HOWEVER, That nothing contained herein shall apply to counties governed by a home rule charter.

Whenever it shall be necessary to hold a special election to fill an unexpired term of any elective city or town office, and any elective district office (except public utility district offices and those district offices wherein ownership of property is a prerequisite to voting) such special election shall be held in concert with the general election being held on the first Tuesday after the first Monday of November in the next succeeding odd-numbered year.

**NEW SECTION.** Sec. 5. To carry out the provisions of this 1971 amendatory act there is appropriated to the secretary of state from the general fund for the biennium ending June 30, 1973, the sum of two thousand dollars, or so much thereof as shall be necessary."

Strike the title and insert:

"An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010; amending section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030; adding new sections to chapter 9, Laws of 1965 and to chapter 29.13 RCW; and making an appropriation."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Bottiger, Grant, May, North, Smythe.

#### MOTION

Mr. Bledsoe moved that House Bill No. 463 be placed at the top of today's second reading calendar.

Representatives Bledsoe and Chatalas spoke in favor of the motion.

The motion was carried.

#### REPORTS OF STANDING COMMITTEES

May 7, 1971.

ENGROSSED SENATE BILL NO. 17, creating the Washington Life Insurance Guaranty Association, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 12, section 13, line 23 after "SHORT TITLE" strike "This chapter" and insert "Sections 1 through 12"

On page 12, after section 16, insert the following new sections:

"NEW SECTION. Sec. 17. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The purposes of this chapter are:

(1) To protect the public, policyholders and insurers against the adverse effects of excessive, inadequate, or unfairly discriminatory rates;

(2) To encourage, as the most effective way to produce rates that conform to the standards set forth in section 20, reasonable price competition among insurers;

(3) To provide formal regulatory controls for use if price competition fails;

(4) To authorize cooperative action among insurers in the rate making and risk evaluation process, and to regulate such cooperation in order to prevent practices that tend to bring about monopoly or to lessen or destroy competition;

(5) To encourage the most efficient and economic practices in providing insurance protection;

(6) To regulate the business of insurance in a manner that will preclude application of federal antitrust laws.

**NEW SECTION.** Sec. 18. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

In this chapter, unless contrary to context, the following definitions shall apply:

(1) 'Rate determination data' shall mean any manual or plan of rates, rating schedules, rating tariff, rating rule, risk classification for rating purposes, and any other material necessarily used by an insurer or rating bureau in computing the rate to be charged for any policy.

(2) 'Rating organization' shall mean any person, other than an insurer or a direct employee of an insurer, who assists insurers in rate making or filing by:

(a) recommending, making, furnishing or filing rates or information used in rate determination; or by

(b) advising about rate questions, except as an attorney giving legal advice.

(3) 'Market segment' means any grouping or subgrouping of risks separately defined or classed as to loss or expense probability for the purpose of rating with respect to any line or kind of insurance.

**NEW SECTION.** Sec. 19. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The commissioner may by rule exempt any market segment from any or all of the provisions of section 22 of this act, if and to the extent that he finds their application unnecessary to achieve the purposes of this chapter.

**NEW SECTION.** Sec. 20. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Rates shall not be excessive, inadequate, or unfairly discriminatory, nor shall any insurer charge any rate which, if continued, will have or tend to have the effect of destroying competition or creating a monopoly.

(1) No rate shall be held to be excessive unless:

(a) Such rate is unreasonably high for the insurance provided; and

(b) A reasonable degree of competition does not exist in the area with respect to the classification to which such rate is applicable.

(2) No rate shall be held to be inadequate unless:

(a) Such rate is unreasonably low for the insurance provided; and

(b) Continued use of such rate endangers the solvency of the insurer; or unless

(c) Such rate is unreasonably low for the insurance provided and the use of such rate by the insurer has, or if continued will have, the effect of destroying competition or creating a monopoly.

**NEW SECTION.** Sec. 21. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

In determining whether rates comply with the requirements of this chapter, due consideration shall be given to past and prospective loss and expense experience within and outside of this state, to catastrophe hazards and contingencies, to trends within and outside of this state, to loadings for leveling premium rates overtime or for dividends or savings to be allowed or returned by insurers to their policyholders, members or subscribers, and to all other relevant factors, including the judgment of technical personnel.

Risks may be classified or divided into market segments in any reasonable way for the establishment of rates and minimum premiums, except that classifications may not be based on race, color, creed or national origin. Rates thus produced may be modified for individual risks in accordance with rating plans or schedules which establish reasonable standards for measuring probable variations in hazards, expenses, or both.

The expense provisions included in the rates to be used by an insurer may reflect the operating methods of the insurer and, so far as it is credible, its own expense experience.

The rates may contain an allowance permitting a profit that is not unreasonable in relation to the loss probability of the class of business.

**NEW SECTION.** Sec. 22. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Every authorized insurer and every rating organization licensed under RCW 48.19.180 which has been designated by any insurer for the filing of rates on its behalf shall file with the commissioner all rate determination data and all changes and amendments thereof made by it for use in this state and each filing shall become effective immediately on date specified thereon, but not earlier than the date such filing is received by the commissioner. In the event the commissioner requests it, there shall also be filed after demand, statistical and other supporting data showing that the filing meets the requirements of this chapter. If the commissioner determines, after hearing, that any filing does not so comply, he shall order that the same be disapproved and it may not thereafter be used. At such hearing or any appeal therefrom the burden of establishing the validity of a filing shall be upon the filer. All premiums charged by an insurer shall be in accordance with its rate filings.

**NEW SECTION.** Sec. 23. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Each filing and any supporting information filed under this chapter shall, as soon as filed, be open to public inspection at any reasonable time. Copies may be obtained by any person on request and upon payment of a reasonable charge therefor.

**NEW SECTION.** Sec. 24. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Any insurer which is a subscriber or member of a rating organization may designate such rating organization to make rate filings on its behalf. The insurer shall have the complete power of determination as to filings to be made on its behalf and the rating

organization shall act simply as a filing agent. The filings designated by an insurer may coincide with the filings made by the rating organization on behalf of other subscribers or members or they may vary therefrom in any respect requested by the insurer. In making any filing of rates or rate determination data or any amendments thereto, a rating organization shall specifically designate the subscriber or member insurers on whose behalf such filing is made.

**NEW SECTION.** Sec. 25. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

If as to any kind, class or market segment of insurance the commissioner finds, after a hearing, that competition does not exist as a result of which the rates are excessive or that a substantial number of companies are competing irresponsibly as a result of which rates are inadequate, or that there are widespread violations of this chapter, he may promulgate a rule requiring that in such kind, class, or market segment any subsequent changes in the rates or rate determination data be filed with him at least fifteen days before they become effective. He may extend the waiting period to not exceed fifteen additional days by written notice to the filer before the first fifteen day period expires. Changes in rates or rate determination data may become effective at the expiration of such fifteen day period or extended period as the case may be, unless the commissioner within such period or extended period has given written notice to the filer of his intention to disapprove the change. Within fifteen days after the date of such notice the commissioner shall hold a hearing notice of the time and place of which shall have been given the filer at least ten days in advance, to determine whether the change would result in a rate or rates which do not comply with the requirements and standards of this chapter. The commissioner shall render his decision within fifteen days after the close of such hearing. If the decision is to disapprove the change as proposed by the filer, the commissioner in the decision may grant approval to some other change found by the commissioner to be consistent with the requirements and standards of this chapter. In any such hearing the filer shall have the burden of supporting and justifying the change proposed. The time periods specified herein are for the benefit of the filer and may be waived by him. A rule promulgated under this section shall expire no more than one year after issue but the commissioner may renew it after a hearing and appropriate findings to the effect that such renewal is warranted.

**NEW SECTION.** Sec. 26. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

If the commissioner finds, after a hearing, that any rate or rate determination data on file does not meet the requirements of this chapter, he shall order that its use be discontinued for any policy issued or renewed after a date specified in the order, which date shall not be prior to the date of the issuance of the order. For a period of one year after the effective date of such order, no rate promulgated to replace a disapproved one may be used until it has been filed with the commissioner and not disapproved within thirty days thereafter. Whenever an insurer has no legally effective rates as a result of the commissioner's disapproval of rates or other acts, the commissioner shall, on request, specify interim rates for the insurer that are sufficient to protect the interests of all parties and may order that a specified portion of the premiums be placed in an escrow account approved by him. When new rates become legally effective, the commissioner shall order the escrowed funds or any overcharge in the interim rates to be distributed appropriately, except that refunds to policyholders that are de minimis shall not be required.

**NEW SECTION.** Sec. 27. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The commissioner may, by order, require that a particular insurer file any or all of its rates and supplementary rate information fifteen days prior to their effective date, if and to the extent that he finds, after a hearing, that protection of the interests of its insureds and the public in this state require closer supervision of its rates because of the insurer's financial condition.

Sec. 28. Section 19.37, chapter 79, Laws of 1947, and RCW 48.19.370, are each amended to read as follows:

(1) The commissioner shall promulgate reasonable rules and statistical plans, reasonably adapted to each of the rating systems on file with him, which may be modified from time to time and which shall be used thereafter by each insurer in the recording and reporting of its loss and country-wide expense experience, in order that the experience of all insurers may be made available at least annually in such form and detail as may be necessary to aid him in determining whether rating systems comply with the standards set forth in [RCW 48.19.020 and 48.19.030] *this chapter*. Such rules and plans may also provide for the recording and reporting of expense experience items which are specially applicable to this state and are not susceptible of determination by a prorating of country-wide expense experience.

(2) In promulgating such rules and plans, the commissioner shall give due consideration to the rating systems on file with him and, in order that such rules and plans may be as uniform as is practicable among the several states, to the rules and to the form of the plans used for such rating systems in other states.

(3) No insurer shall be required to record or report its loss experience on a classification basis that is inconsistent with the rating system filed by it.

(4) The commissioner may designate one or more rating organizations or other agencies to assist him in gathering such experience and making compilations thereof, and such compilations shall be made available, subject to reasonable rules promulgated by the commissioner, to insurers and rating organizations.

(5) Reasonable rules and plans may be promulgated by the commissioner for the interchange of data necessary for the application of rating plans.

**NEW SECTION.** Sec. 29. Section .19.02, chapter 79, Laws of 1947 and RCW 48.19.020; section .19.03, chapter 79, Laws of 1947 and RCW 48.19.030; section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; section .19.06, chapter 79, Laws of 1947 and RCW 48.19.060; section .19.07, chapter 79, Laws of 1947 and RCW 48.19.070; section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080; section .19.10, chapter 79, Laws of 1947 and RCW 48.19.100; section .19.11, chapter 79, Laws of 1947 and RCW 48.19.110; section .19.12, chapter 79, Laws of 1947 and RCW 48.19.120; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; and section .34.02, chapter 79, Laws of 1947 and RCW 48.19.440 are each repealed."

Renumber the remaining sections consecutively.

On page 1, line 8 of the title after "penalties;" insert "adding new sections to chapter 79, Laws of 1947, and to chapter 48.19 RCW; amending section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370; repealing section .19.02, chapter 79, Laws of 1947 and RCW 48.19.020; section .19.03, chapter 79, Laws of 1947 and RCW 48.19.030; section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; section .19.06, chapter 79, Laws of 1947 and RCW 48.19.060; section .19.07, chapter 79, Laws of 1947 and RCW 48.19.070; section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080; section .19.10, chapter 79, Laws of 1947 and RCW 48.19.100; section .19.11, chapter 79, Laws of 1947 and RCW 48.19.110; section .19.12, chapter 79, Laws of 1947 and RCW 48.19.120; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; and section .34.02, chapter 79, Laws of 1947 and RCW 48.19.440;"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.

Passed to Committee on Rules and Administration for second reading.

May 7, 1971.

**ENGROSSED SENATE BILL NO. 18**, creating the Washington Insurance Guaranty Association, reported by Committee on Financial Institutions and Insurance.

**MAJORITY recommendation:** Do pass with the following amendments:

On page 1, section 3, line 27 of the engrossed bill after "claim" and before "one" strike "including" and insert "excluding" thus striking the Senate amendment

On page 2, section 3, line 1 of the engrossed bill after "out of" and before "is within" strike "or" and insert "and" thus striking the Senate amendment

On page 3, section 6, line 32 of the engrossed bill after "excess of" and before "and is" strike "applicable deductible provisions of the policy" and insert "one hundred dollars" thus striking the Senate amendment

On page 4, section 6, line 1 of the engrossed bill after "amount of" and before "any" strike "unearned premiums of" thus striking the Senate amendment

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.

Passed to Committee on Rules and Administration for second reading.

May 7, 1971.

**ENGROSSED SENATE CONCURRENT RESOLUTION NO. 23**, providing for study of vocational education needs and capabilities, reported by Committee on Education and Libraries.

**MAJORITY recommendation:** Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brown, Conway, Costanti, Hatfield, Lysen, Savage, Smythe.

#### MOTION

On motion of Mr. Bledsoe, Engrossed Senate Concurrent Resolution No. 23 was placed at the bottom of today's second reading calendar.

#### MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 529,

ENGROSSED SENATE BILL NO. 928,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 691, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 7, 1971.

Mr. Speaker: The Senate has passed:  
HOUSE BILL NO. 403,  
ENGROSSED HOUSE BILL NO. 644,  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 655,  
and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 888, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 86 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

May 7, 1971.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 86, reorganizing powers, duties and functions within intermediate school districts, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Francis, Odegaard and Newschwander; Representatives Zimmerman, Brown and Haussler.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 86 was adopted and the committee was granted the powers of Free Conference.

#### MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 151 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, or your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 151, enacting the operating budget, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Durkan, Atwood and Dore; Representatives Goldsworthy, Kopet and Brouillet.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute House Bill No. 151 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 540 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 540, regulating pesticides and establishing a control board, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Jolly, Matson and Francis; Representatives Hansey, Kilbury and Schumaker.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 540 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 853 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, or your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 853, repealing prohibition on sale of contraceptives, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Day, Francis and Elicker; Representatives Kopet, North and Martinis.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 853 was adopted and the committee was granted the powers of Free Conference.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 41, by Representatives Kopet, Shera, Goldsworthy, Chatalas and Marsh:

Requesting the Legislative Budget Committee to study alternative ways of state pension funding.

## MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 41 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the House deferred consideration of House Concurrent Resolution No. 41 on second reading, and the resolution was placed on the second reading calendar following House Bill No. 463.

SENATE BILL NO. 291, by Senators Washington, Huntley, Walgren and McDougall (by Departmental request):

An Act relating to state highways; amending section 10, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.045; amending section 29, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.140; amending section 33, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.160; amending section 42, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.205; amending section 44, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.215; amending section 63, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.310; amending section 64, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.315; amending section 69, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.340; amending section 75, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.370; amending section 85, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.420; amending section 97, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.480; amending section 102, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.505; amending section 111, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.550; amending section 140, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.695; amending section 141, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.700; amending section 151, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.750; amending section 152, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.755; amending section 159, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.790; amending section 167, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.830; amending section 170, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.845; amending section 171, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.850; amending section 14, chapter 96, Laws of 1961 and RCW 47.42.140; amending section 2, chapter 85, Laws of 1967 ex. sess. as last amended by section 177, chapter 51, Laws of 1970 ex. sess. and RCW 47.39.020; creating new sections; repealing section 47.20.370, chapter 13, Laws of 1961 and RCW 47.20.370; repealing section 43, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.210; and repealing section 118, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.585.

#### MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, Senate Bill No. 291 was advanced to second reading and read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 291 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 291, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Smith—1.

Absent or not voting: Representatives Eikenberry, King, Rosellini—3.

Senate Bill No. 291, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 529, by Senators Greive, Cooney and Twigg:

An Act relating to intoxicating liquor; and adding a new section to chapter 62, Laws of 1933 ex. sess. and to Title 66 RCW.

Referred to Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 691, by Senators Greive, Andersen, Holman, Durkan, Connor, Whetzel, Washington, Murray and Scott:

An Act relating to revenue and taxation and public transportation; amending section 2, chapter 111, Laws of 1965 ex. sess. as last amended by section 2, chapter 255, Laws of 1969 ex. sess. and RCW 35.95.020; amending section 4, chapter 111, Laws of 1965 ex. sess. and RCW 35.95.040; amending section 5, chapter 111, Laws of 1965 ex. sess. as amended by section 66, chapter 145, Laws of 1967 ex. sess. and RCW 35.95.050; amending section 6, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.050; amending section 7, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.060; creating new sections; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 928, by Senator Greive:

An Act relating to the legislature; providing for the redistricting and reapportionment of the state and its population into legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 5, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW 44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of 1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430;

repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910.

#### MOTION

Mr. O'Brien moved that the rules be suspended and Engrossed Senate Bill No. 928 be advanced to second reading and read the second time.

Mr. Marsh demanded an electric roll call, and the demand was sustained.

Mr. Bottiger spoke in favor of the motion, and Mr. Brown spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. O'Brien to suspend the rules and advance Engrossed Senate Bill No. 928 to second reading, and the motion was lost by the following vote: Yeas, 47; nays, 51; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipnepoch, Thompson, Van Dyk, Williams, Wojahn-47.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker-51.

Absent or not voting: Representative Bozarth-1.

Engrossed Senate Bill No. 928 was referred to the Committee on Elections and Apportionment.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### SECOND READING

HOUSE BILL NO. 463, by Representatives Brown, Kilbury and Kiskaddon (by Executive request and by Secretary of State request):

Providing for annual general elections and prorating costs thereof between state and governmental subdivisions.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Reports of Standing Committees, today's Journal.)  
The bill was read the second time.

Mr. Brown moved adoption of the committee amendment.

Mr. Brown spoke in favor of the committee amendment.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Brown, I understand that there is a provision in this bill limiting the kind of matters that might be considered on this first annual election."

Mr. Brown: "Yes, that is correct, Mr. Bottiger. On page 2, there is a sentence that says this act would not apply to initiatives to the people until 1973."

Mr. Bottiger: "Could you explain the reason for that, Mr. Brown?"

Mr. Brown: "I think the very logical reason for it is (let me put it this way) by the time this bill is passed and signed into law, there is only going to be a period of about three or four weeks available to file initiatives. It was felt this would prevent any pressure on the secretary of state's office to get this out needlessly."

Mr. Bottiger: "I understand there is an emergency clause on the bill, so it would become effective as soon as the Governor signs it."

Mr. Brown: "I don't think there is an emergency clause."

Mr. Bottiger: "Did you take it off in the committee amendment?"

Mr. Brown: "Yes."

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Haussler.

Mr. Haussler: "What will this cost the state of Washington for the rest of the biennium in lost revenues if it is passed?"

Mr. Brown: "Mr. Haussler, I think you would have to check with one of our appropriations people. I don't have the answer."

Mr. Haussler: "I can tell you—it is about 27 million dollars."

Mr. Charette moved adoption of the following amendment to the committee amendment:

On page 2, section 1, line 11 strike "*Those sections of this act that apply to initiatives to the people shall not be effective until January 1, 1973.*"

Mr. Charette spoke in favor of the amendment to the committee amendment, and Mr. Brown spoke against it.

#### POINT OF INQUIRY

Mr. Sawyer: "Would Mr. Brown yield to another question?"

Mr. Brown declined to yield to question.

Mr. Sawyer: "Then I would like to have someone else answer this question because I was a little confused in Mr. Brown's remarks. Is this a distinction between those initiatives that are yet to be filed and those initiatives that were sent to the legislature but the legislature didn't act? I don't know where there would be such a distinction, but from your remarks, Mr. Brown, I couldn't tell. This was the question I was interested in for clarification."

Mr. Brown: "Yes, I will yield to that question. This makes it very explicit that it doesn't affect any initiative filed prior to the date of this act. And it does not affect initiatives to the legislature. It affects only one thing—initiatives to the people, which would have to be filed and they cannot be filed this year until this bill is signed into law and becomes effective. There would be no time left to get signatures. We would be kidding the people, and we want to make sure they understand this."

The amendment by Mr. Charette to the committee amendment was not adopted.

On motion of Mr. Spanton, the following amendment to the committee amendment was adopted:

On page 4, line 2 of the committee amendment after "of" strike "two" and insert "seven"

The Speaker stated the question before the House to be the committee amendment as amended.

The amended committee amendment was adopted on a rising vote.

Mr. Spanton moved adoption of the following amendment:

On page 3, following section 4, add a new section as follows:

"**NEW SECTION.** Sec. 5. In addition to the material authorized by chapter 29.81 RCW, the secretary of state shall publish in the voters' pamphlet, comparative maps, each occupying a single page and relating to initiative measure number forty-three regulating shoreline use and development, together with appropriate captions and other explanatory materials showing:

(1) The enumeration and location of shorelands which would be subject to federal, state and local regulation as a result of the approval by the voters of initiative measure number forty-three;

(2) The enumeration and location of shorelands which would be subject to federal, state, and local regulation of substantially the same type or effect as that authorized by initiative measure number forty-three, if the voters were to approve instead of initiative measure number forty-three any other measure or measures on the subject of shorelines before them at the same election; and

(3) The enumeration and location of shorelands already under federal and state ownership or federal and state regulation of substantially the same type or effect as that authorized by initiative measure number forty-three, as of the date of publication of the voters' pamphlet."

Renumber the remaining sections consecutively.

Representatives Spanton and Bledsoe spoke in favor of the amendment, and Representatives Julin, Jueling, Charnley and Zimmerman spoke against it.

Mr. Spanton closed debate, speaking in favor of the amendment.

The amendment by Mr. Spanton was adopted on a rising vote.

On motion of Mr. Brown, the committee amendment to the title was adopted.

House Bill No. 463 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 463 was placed on final passage.

Representatives Brown, Wolf and Charette spoke in favor of passage of the bill, and Representative Haussler spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 463, and the bill passed the House by the following vote: Yeas, 81; nays, 18; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hoggins, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraebel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf—81.

Voting nay: Representatives Amen, Benitz, Farr, Flanagan, Gladder, Hatfield, Haussler, Hubbard, Hurley, Jones, Julin, Kuehnle, Newhouse, Pardini, Polk, Schumaker, Zimmerman, Mr. Speaker—18.

Engrossed House Bill No. 463, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bottiger, Engrossed House Bill No. 463 was ordered transmitted immediately to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 41, by Representatives Kopet, Shera, Goldsworthy, Chatalas and Marsh:

Requesting the Legislative Budget Committee to study alternative ways of state pension funding.

The House resumed consideration of House Concurrent Resolution No. 41 on second reading.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 41 was placed on final passage.

Mr. Kopet spoke in favor of the resolution.

## ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 41, and the resolution passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bottiger, Hoggins, Maxie—3.

House Concurrent Resolution No. 41, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 465, by Senators Andersen and Greive (by Departmental request):

Amending certain provisions for pilotage on Puget Sound.

## MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 465, and the bill was ordered placed on the second reading calendar following House Bill No. 776.

ENGROSSED SENATE BILL NO. 559, by Senators Atwood, Mardesich and Newschwander:

Implementing duties of legislative budget committee.

The bill was read the second time.

On motion of Mr. Goldsworthy, the following amendments were adopted:

On page 1, section 1, line 9 of the printed bill, being line 8 of the engrossed bill after "facilities" insert "except institutions of higher learning"

On page 1, line 13 of the printed bill, being line 11 of the engrossed bill after "agencies" insert "except institutions of higher learning"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 559, as amended by the House, was placed on final passage.

Mr. Goldsworthy spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 559 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick,

McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Jones, Maxie, Pardini, Polk—4.

Engrossed Senate Bill No. 559 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12, by Senators Francis, Gardner, Ridder, Metcalf, Holman, Scott and Odegaard:

Providing for a study of ecology curricula.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Concurrent Resolution No. 12 was placed on final passage.

Mr. Hoggins spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 12, and the resolution passed the House by the following vote: Yeas, 87; nays, 11; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—87.

Voting nay: Representatives Amen, Curtis, Eikenberry, Farr, Flanagan, Gladder, Harris, Hatfield, Schumaker, Smith, Mr. Speaker—11.

Absent or not voting: Representative Polk—1.

Engrossed Senate Concurrent Resolution No. 12, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 136, by Senators Henry and Huntley:

Regulating the use of blue lights on emergency vehicles.

The bill was read the second time.

Mr. Smith moved adoption of the following amendments:

On page 2, section 2, line 19, delete "green" and insert "red"

On page 2, section 2, line 22, delete "green" and insert "red"

On page 2, section 3, line 33, delete "green" and insert "red"

On page 3, section 3, line 2, delete "green" and insert "red"

On page 3, section 3, line 5, delete "green" and insert "red"

Representatives Smith and Barden spoke in favor of the amendments and Representatives Berentson and Spanton spoke against them.

The amendments by Mr. Smith were not adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 136 be placed on final passage.

Mr. Wolf spoke against the motion.

#### POINT OF ORDER

Mr. Copeland: "Are we not on a suspension of the rules?"

The Speaker: "We are on a motion to suspend the rules."

Mr. Copeland: "And is this debatable?"

The Speaker: "The rule says that one may briefly explain his motion to suspend the rules, and one person on the other side may briefly so explain."

Mr. Wolf concluded his remarks in opposition to his motion.

Mr. Barden demanded an electric roll call and the demand was not sustained.

Mr. Berentson spoke in favor of the motion to suspend the rules and advance Engrossed Senate Bill No. 136 to third reading and final passage.

The motion of Mr. Wolf was carried on a rising vote.

Representatives Bradley and Douthwaite spoke against passage of the bill, and Representative Berentson spoke in favor of the bill.

Mr. Mentor demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 136, and the bill passed the House by the following vote: Yeas, 56; nays, 43; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Bagnariol, Bauer, Beck, Berentson, Blair, Bluechel, Bozarth, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Gallagher, Gilleland, Gladder, Grant, Harris, Johnson, Jones, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Williams, Wojahn, Mr. Speaker—56.

Voting nay: Representatives Anderson, Backstrom, Barden, Benitz, Bledsoe, Bottiger, Bradley, Brown, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jueling, Julin, Kraabel, Lynch, Lysen, Marzano, Maxie, May, McDermott, Moon, Paris, Rabel, Randall, Ross, Smith, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman—43.

Engrossed Senate Bill No. 136, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 897, by Representatives Perry, Barden and Sawyer:  
Exempting pension benefits to city employees from inheritance tax.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 897 was placed on final passage.

Mr. Perry spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 897, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Conner, Newhouse, Polk, Smythe—4.

House Bill No. 897, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 454, by Senators Francis and Day:  
 Requiring that all prescription medicine be labeled by name and dosage.  
 The bill was read the second time.

Mr. McDermott moved adoption of the following amendment by Representatives McDermott and Wojahn:

In section 1, page 1, line 12 after "prescription" insert the following: "*and the security of the cover or cap on every bottle or jar shall meet safety standards promulgated by the state board of pharmacy*"

Representatives McDermott and Kopet spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Farr.

Mr. Farr: "Mr. Kopet, would these be required by this law, or would they be permissive?"

Mr. Kopet: "It will be entirely up to the ruling of the State Board of Pharmacy which will be in concurrence with the federal act. At the present time we have no regulations, and I don't know what they will be. The rules will be under chapter 18.64 RCW when they are adopted."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 454 as amended by the House was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Moon.

Mr. Moon: "My synopsis of the bill says that it will require that the dosage be on the label. I know that the dose would vary from individual to individual. I would think that perhaps the important thing on this would be the generic name and the milligramage or the strength of it."

Mr. Kopet: "No, you cannot fill a prescription and properly label it under the law without giving adequate directions for use. So the dosage would be within the use of the medicine."

Mr. Moon: "But the strength of the medication will also be there as well?"

Mr. Kopet: "Yes, in other words, if you are taking digitoxin 0.1, or digitoxin 0.2, you will know by looking at the label on the bottle the strength of the medicine."

Mr. Bottiger demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 454 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Bradley, Kuehnle, Morrison—3.

Senate Bill No. 454 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE BILL NO. 403,  
 HOUSE BILL NO. 644,  
 SUBSTITUTE HOUSE BILL NO. 655,  
 HOUSE BILL NO. 888.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The Speaker (Mr. Bledsoe presiding) called the House to order at 1:30 p.m.  
 The Clerk called the roll and all members were present.

The Speaker (Mr. Bledsoe presiding) declared the House to be at ease.  
 The Speaker called the House to order.

## SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 441, by Committee on Judiciary:  
 Making it a crime to interfere with any court.  
 Committee recommendation: Majority, do pass as amended.  
 (For Committee Amendments see Journal of May 4, 1971, Fifty-fourth Day, Ex. Sess.)  
 The bill was read the second time.  
 On motion of Mr. Julin, the first three committee amendments were adopted.  
 Mr. Julin moved adoption of the committee amendment adding new sections 17 and

18.

Mr. Wolf moved adoption of the following amendment to the amendment:

On page 2, section 18 of the xeroxed amendment strike all of section 18 and insert the following:

*"NEW SECTION. Sec. 18. Nothing in this act shall be construed as precluding counties, cities and other political subdivisions of the state of Washington from enacting ordinances or regulations for the control and regulation of outdoor music festivals nor shall this act repeal any existing ordinances or regulations."*

Representatives Wolf and Smythe spoke in favor of the amendment to the amendment, and Representative Ross spoke against it.

## POINT OF ORDER

Mr. Julin: "Mr. Speaker, it was my understanding that the rules of the House indicate and require that we deal with committee amendments first and floor amendments would be dealt with thereafter. There are still two committee amendments yet to be dealt with. I understood the amendment by Representative Wolf is now amending section 18 of Representative Smythe's proposed amendment. I think we ought to deal with the House committee amendments first and then deal with the floor amendments."

The Speaker: "Your point appears to be well taken. Mr. Wolf's amendment referred to section 18, and since the committee amendment added sections 17 and 18, we assumed that was an amendment to the committee amendment. The point is well taken. The question before the House is the adoption of the committee amendment."

Mr. Julin spoke in favor of the committee amendment.

The committee amendment adding new sections 17 and 18 was adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, section 1, line 7 after "control" and before the period insert: "*until five years after the expiration date of the maximum sentence imposed on him by the court for such conviction*"

Mr. Kuehnle spoke in favor of the amendment, and Mr. Julin spoke against it.

The amendment by Mr. Kuehnle was not adopted.

Mr. Schumaker moved adoption of the following amendment by Representatives Schumaker and Luders:

On page 2, section 2, line 18 after "for" and before "from" strike "not more than one year" and insert "[not more than one year] two years"

Representatives Schumaker, Kuehnle and Barden spoke in favor of the amendment, and Representative Julin spoke against it.

The amendment by Representatives Schumaker and Luders was adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, section 2, line 21 after "unless" and before "there" insert "*he is ineligible to own a pistol under the provisions of RCW 9.41.040 as now or hereafter amended or*"

Representatives Kuehnle and Julin spoke in favor of the amendment.

The amendment was adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, line 24, after "institution" and before the period insert "*: PROVIDED, That such permit shall be revoked immediately upon conviction of a crime which makes such a person ineligible to own a pistol*"

Representatives Kuehnle and Julin spoke in favor of the amendment.

The amendment was adopted.

Mr. Schumaker moved adoption of the following amendment by Representatives Schumaker and Luders:

On page 2, section 2, line 32 after "of" strike "such" and insert "[such] a two year"

Representatives Schumaker and Julin spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Schumaker, the following amendments by Representatives Schumaker and Luders were adopted:

On page 2, section 2, line 33 after "treasury]" and before "dollars" on page 3 strike "six" and insert "five"

On page 3, section 2, line 3 after "(b)" strike "Two dollars" and insert "One dollar fifty cents"

On page 3, section 2, line 5 amend the amendment by Senator Durkan as follows: after "(c)" strike "Two dollars" and insert "One dollar fifty cents"

Mr. Kuehnle moved adoption of the following amendment:

On page 5, line 16, insert the following new sections:

"Sec. 7. Section 154, chapter 249, Laws of 1909 and RCW 9.48.170 are each amended to read as follows:

Homicide is also justifiable when committed either

(1) In the lawful defense of the slayer, or his or her husband, wife, parent, child, brother or sister, or of any other person in his presence or company, when there is reasonable ground to apprehend a design on the part of the person slain to commit a felony or to do some great personal injury to the slayer or to any such person, and there is imminent danger of such design being accomplished; or

(2) In the actual resistance of an attempt to commit a felony upon the slayer, in his presence, or upon or in a dwelling, or other place of abode, in which he is; or

(3) *In attempting to arrest a person who has committed a felony within the presence of the slayer and is attempting to flee from custody.*

**NEW SECTION.** Sec. 8. There is added to chapter 9.48 RCW a new section to read as follows:

Whenever a verdict of justifiable homicide is rendered by a court of law, the slayer so adjudged shall be immune from any other criminal liability arising from the incident, and shall be immune from any civil liability to the person whose slaying shall have been deemed justifiable or such person's family.

**NEW SECTION.** Sec. 9. There is added to chapter 9.11 RCW a new section to read as follows:

Persons using lawful force against offenders in accordance with the provisions of RCW 9.11.040 as now or hereafter amended shall be immune from any other criminal liability arising from such incidents, and shall be immune from any civil liability to such offenders or the families of such offenders."

Renumber the remaining sections consecutively.

## POINT OF ORDER

Mr. Julin: "I rise to a point of order that this amendment is the substance exactly of House Bill No. 406 and is therefore out of order under House Rule No. 32."

The Speaker: "Are there any changes from that bill, Mr. Kuehnle?"

Mr. Kuehnle: "Bill drafting was instructed to change one word."

The Speaker: "Which one?"

Mr. Kuehnle: "I can't tell you."

Mr. Julin: "Mr. Speaker, I checked it, and it is verbatim."

## RULING BY THE SPEAKER

The Speaker: "The point of order is well taken. The amendment is out of order."

Mr. Smythe moved adoption of the following amendment to Engrossed Substitute Senate Bill No. 441:

On page 10 after section 16, insert the following new sections:

**NEW SECTION.** Sec. 17. The legislature hereby declares it to be in the public interest, and for the protection of the health, welfare and property of the residents of the state of Washington to provide for the orderly and lawful conduct of outdoor music festivals by assuring that proper sanitary, health, fire, safety, and police measures are provided and maintained. This invocation of the police power is prompted by and based upon prior experience with outdoor music festivals where the enforcement of the existing laws and regulations on dangerous and narcotic drugs, indecent exposure, intoxicating liquor, and sanitation has been rendered most difficult by the flagrant violations thereof by a large number of festival patrons.

**NEW SECTION.** Sec. 18. All ordinances, regulations, and requirements promulgated by counties, cities and other political subdivisions of the state of Washington, insofar as they may now or hereafter provide for the regulation of outdoor music festivals, are hereby superseded by this act.

**NEW SECTION.** Sec. 19. For the purposes of this act the following words and phrases shall have the indicated meanings:

(1) 'Outdoor music festival' or 'music festival' or 'festival' means an assembly of persons gathered primarily for outdoor, live or recorded musical entertainment, where the predicted attendance is two thousand persons or more and where the duration of the program is five hours or longer: PROVIDED, That this definition shall not be applied to any regularly established permanent place of worship, stadium, athletic field, arena, auditorium, coliseum, or other similar permanently established places of assembly for assemblies which do not exceed by more than two hundred fifty people the maximum seating capacity of the structure where the assembly is held: PROVIDED, FURTHER, That this definition shall not apply to government sponsored fairs held on regularly established fairgrounds nor to assemblies required to be licensed under other laws or regulations of the state.

(2) 'Promoter' means any person or other legal entity issued a permit to conduct an outdoor music festival.

(3) 'Applicant' means the promoter who has the right of control of the conduct of an outdoor music festival who applies to the appropriate legislative authority for a license to hold an outdoor music festival.

(4) 'Issuing authority' means the legislative body of the local governmental unit where the site for an outdoor music festival is located.

(5) 'Participate' means to knowingly provide or deliver to the festival site supplies, materials, food, lumber, beverages, sound equipment, generators, or musical entertainment and/or to attend a music festival. A person shall be presumed to have knowingly provided as that phrase is used herein after he has been served with a court order.

**NEW SECTION.** Sec. 20. No person or other legal entity shall knowingly allow, conduct, hold, maintain, cause to be advertised or permit an outdoor music festival unless a valid permit has been obtained from the issuing authority for the operation of such music festival as provided for by this act. One such permit shall be required for each outdoor music festival. A permit may be granted for a period not to exceed sixteen consecutive days and a festival may be operated during any or all of the days within such period. Any person, persons, partnership, corporation, association, society, fraternal or social organization, failing to comply with the rules, regulations or conditions contained in this act shall be subject to the appropriate penalties as prescribed by this act.

**NEW SECTION.** Sec. 21. Application for an outdoor music festival permit shall be in writing and filed with the clerk of the issuing authority wherein the festival is to be held. Said application shall be filed not less than sixty days prior to the first scheduled day of the festival and shall be accompanied with a permit fee in the amount of two thousand five hundred dollars. Said application shall include:

(1) The name of the person or other legal entity on behalf of whom said application is made: PROVIDED, That a natural person applying for such permit shall be eighteen years of age or older;

(2) A financial statement of the applicant;

(3) The nature of the business organization of the applicant;

(4) Names and addresses of all individuals or other entities having a ten percent or more proprietary interest in the festival;

(5) The principal place of business of applicant;

(6) A legal description of the land to be occupied, the name and address of the owner thereof, together with a document showing the consent of said owner to the issuance of a permit, if the land be owned by a person other than the applicant;

(7) The scheduled performances and program;

(8) Written confirmation from the local health officer that he has reviewed and approved plans for site and development in accordance with rules, regulations and standards adopted by the state board of health. Such rules and regulations shall include criteria as to the following and such other matters as the state board of health deems necessary to protect the public's health:

(a) Submission of plans

(b) Site

(c) Water supply

(d) Sewage disposal

(e) Food preparation facilities

(f) Toilet facilities

(g) Solid waste

(h) Insect and rodent control

(i) Shelter

(j) Dust control

(k) Lighting

(9) A written confirmation from the appropriate law enforcement agency from the area where the outdoor music festival is to take place, showing that traffic control and crowd protection policing have been contracted for or otherwise provided by the applicant meeting the following conditions:

(a) One person for each two hundred persons reasonably expected to be in attendance at any time during the event for purposes of traffic and crowd control.

(b) The names and addresses of all traffic and crowd control personnel shall be provided to the appropriate law enforcement authority: PROVIDED, That not less than twenty percent of the traffic and crowd control personnel shall be commissioned police officers or deputy sheriffs.

(c) During the hours that the festival site shall be open to the public there shall be at least one police officer for every one thousand persons in attendance and said officer shall be on duty within the confines of the actual outdoor music festival site: PROVIDED, That the local enforcement authority may authorize an additional or lesser number of police officers to be in attendance at the festival site at such times or in such numbers as he deems necessary in keeping with the provisions of this act. The officers referred to by this subsection shall be counted as part of the twenty percent quota referred to in subsection (b) of subsection (9).

(d) All law enforcement personnel shall be charged with enforcing the provisions of this act and all existing statutes, ordinances and regulations.

(10) A written confirmation from the appropriate law enforcement authority that sufficient access roads are available for ingress and egress to the parking areas of the outdoor music festival site and that parking areas are available which are capable of accommodating one auto for every four persons in estimated attendance at the outdoor music festival site.

(11) A written confirmation from the department of natural resources, where applicable, and the office of the state fire marshal that all fire prevention requirements have been complied with.

(12) A written statement of the applicant that all state and local law enforcement officers, fire control officers and other necessary governmental personnel shall have free access to the site of the outdoor music festival.

(13) A statement that the applicant will abide by the provisions of this act.

(14) The verification of the applicant warranting the truth of the matters set forth in the application to the best of the applicant's knowledge, under the penalty of perjury.

**NEW SECTION.** Sec. 22. Within twenty-one days after the filing of the application the issuing authority shall either approve or deny the permit to the applicant. Any denial shall set forth in detail the specific grounds therefor. The applicant shall have ten days after the receipt of such denial or such additional time as the issuing authority shall grant to correct the deficiencies set forth and the issuing authority shall within fourteen days after receipt of such corrections either approve or deny the permit. Any denial shall set forth in detail the specific grounds therefor.

After the applicant has filed corrections and the issuing authority has thereafter again denied the permit, the applicant may within five days after receipt of such second denial seek judicial review of such denial by filing a petition in the superior court for the county of the issuing authority. The review shall take precedence over all other civil actions and shall be conducted by the court without a jury. The court shall, upon request, hear oral argument and receive written briefs and shall either affirm the denial or order that the permit be issued. An applicant may not use any other procedure to obtain judicial review of a denial.

**NEW SECTION.** Sec. 23. Any local agency requested by an applicant to give written approval as required by section 5 of this act may within fifteen days after the applicant has filed his application apply to the issuing authority for reimbursement of expenses reasonably incurred in reviewing such request. Upon a finding that such expenses were reasonably incurred the issuing authority shall reimburse the local agency therefor from the

funds of the permit fee. The issuing authority shall prior to the first scheduled date of the festival return to the applicant that portion of the permit fee remaining after all such reimbursements have been made.

**NEW SECTION. Sec. 24.** After the application has been approved the promoter shall deposit with the issuing authority, a cash deposit or surety bond in the amount of one hundred fifty thousand dollars. The bond or deposit shall be used to pay any costs or charges incurred to regulate health or to clean up afterwards outside the festival grounds or any extraordinary costs or charges incurred to regulate traffic or parking. The bond or other deposit shall be returned to the promoter when the issuing authority is satisfied that no claims for damage or loss will be made against said bond or deposit, or that the loss or damage claimed is less than the amount of the deposit, in which case the uncommitted balance thereof shall be returned: PROVIDED, That the bond or cash deposit or the uncommitted portion thereof shall be returned not later than thirty days after the last day of the festival.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a liability insurance policy in an amount of not less than one hundred thousand dollars bodily injury coverage per person covering any bodily injury negligently caused by any officer or employee of the festival while acting in the performance of his or her duties. The policy shall name the issuing authority of the permit as an additional named insured.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a one hundred thousand dollar liability property damage insurance policy covering any property damaged due to negligent failure by any officer or employee of the festival to carry out duties imposed by this act. The policy shall have the issuing authority of the permit as an additional named insured.

**NEW SECTION. Sec. 25.** Revocation of any permit granted pursuant to this act shall not preclude the imposition of penalties as provided for in this act and the laws of the state of Washington. Any permit granted pursuant to the provisions of this act to conduct a music festival shall be summarily revoked by the issuing authority when it finds that by reason of emergency the public peace, health, safety, morals or welfare can only be preserved and protected by such revocation.

Any permit granted pursuant to the provisions of this act to conduct a music festival may otherwise be revoked for any material violation of this act or the laws of the state of Washington after a hearing held upon not less than three days notice served upon the promoter personally or by certified mail.

Every permit issued under the provisions of this act shall state that such permit is issued as a measure to protect and preserve the public peace, health, safety, morals and welfare, and that the right of the appropriate authority to revoke such permit is a consideration of its issuance.

**NEW SECTION. Sec. 26.** No person, persons, partnership, corporation, association, society, fraternal or social organization to whom a music festival permit has been granted shall, during the time an outdoor music festival is in operation, knowingly permit or allow any person to bring upon the premises of said music festival, any narcotic or dangerous drug as defined by chapters 69.33 or 69.40 RCW, or knowingly permit or allow narcotic or dangerous drug to be consumed on the premises, and no person shall take or carry onto said premises any narcotic or dangerous drug.

**NEW SECTION. Sec. 27.** No music festival shall be operated in a location which is closer than one thousand yards from any schoolhouse or church, or five hundred yards from any house, residence or other human habitation unless waived by occupants.

**NEW SECTION. Sec. 28.** No person under the age of sixteen years shall be admitted to any outdoor music festival without the escort of his or her parents or legal guardian and proof of age shall be provided upon request.

**NEW SECTION. Sec. 29.** Any permit granted pursuant to this act shall be posted in a conspicuous place on the site of the outdoor music festival and such permit shall be not transferable or assignable without the consent of the issuing authority.

**NEW SECTION. Sec. 30.** Any person who shall violate any provision of this act or knowingly participate in a music festival, or who shall, having obtained a permit pursuant to this act, wilfully fail to comply with the rules, regulations and conditions set forth in this act or who shall aid or abet such a violation or failure to comply, shall be deemed guilty of a gross misdemeanor.

**NEW SECTION. Sec. 31.** Sections 17 through 30 of this act shall be added to Title 70 RCW."

Remember the remaining sections consecutively

Mr. Bottiger moved adoption of the following amendment by Representatives Wolf and Bottiger to the amendment by Mr. Smythe:

On page 1, section 18 of the xeroxed amendment strike all of section 18 and insert the following:

"**NEW SECTION. Sec. 18.** Nothing in this act shall be construed as precluding counties, cities and other political subdivisions of the state of Washington from enacting ordinances or regulations for the control and regulation of outdoor music festivals nor shall this act repeal any existing ordinances or regulations."

Representatives Bottiger, Smythe and Wolf spoke in favor of the amendment to the amendment, and Representative Blair spoke against it.

The amendment by Representatives Wolf and Bottiger to the amendment by Mr. Smythe was adopted.

The Speaker stated the question before the House to be the amended amendment by Mr. Smythe.

Representatives Smythe and Haussler spoke in favor of the amended amendment.

The amendment by Mr. Smythe as amended by Representatives Wolf and Bottiger was adopted.

On motion of Mr. Julin, the committee amendments to the title were adopted.

On motion of Mr. Smythe, the following amendments to the title were adopted:

On page 1, line 1 of the title after "procedure;" insert "providing for the regulation of outdoor music festivals;"

On page 1, line 17 after "RCW 70.74.280;" insert "adding new sections to chapter 10 RCW;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 441 as amended by the House was placed on final passage.

Representatives Julin and Eikenberry spoke in favor of passage of the bill, and Representatives Charette and Ross spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 441 as amended by the House, and the bill passed the House by the following vote: Yeas, 76; nays, 21; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Marsh, Marzano, May, McCormick, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—76.

Voting nay: Representatives Backstrom, Charette, Charnley, Chatalas, Douthwaite, Grant, Kilbury, King, Kiskaddon, Knowles, Lysen, Martinis, Maxie, McDermott, Mentor, Moon, Rosellini, Ross, Savage, Shipoch, Van Dyk—21.

Absent or not voting: Representatives Conner, Williams—2.

Engrossed Substitute Senate Bill No. 441 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 776, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Extending sales and use tax to motor vehicle fuel.

The Speaker stated that an amendment was being processed to House Bill No. 776. With the consent of the House, consideration of House Bill No. 776 was deferred.

#### MOTION

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 531 was advanced to the top of today's second reading calendar.

ENGROSSED SENATE BILL NO. 531, by Senators Newschwander, Odegaard and Canfield (by Superintendent of Public Instruction request):

Providing for publication and sale of state common school code.

The bill was read the second time.

Mr. Pardini moved adoption of the following amendment by Representatives Pardini, Perry and Flanagan:

On page 1, after line 20 insert a new section as follows:

"Sec. 2. Section 28A.48.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.48.110 are each amended to read as follows:

In each calendar year in which the state shall collect a property tax for the support of common schools, the superintendent of public instruction shall distribute the proceeds of such tax to each school district of the state operating a program approved by the state board of education, in the manner provided in this section.

Except as hereinafter provided, the amount to be distributed to each school district in each year shall be a fraction of the total amount available for distribution, the numerator of which fraction shall be the assessed valuation of all taxable property in such school district adjusted to fifty percent of true and fair value thereof in accordance with the ratio of assessed valuation to actual valuation fixed by the state department of revenue, and the denominator of which fraction shall be the aggregate valuation of taxable property in all school districts entitled to a distribution under this section adjusted as to the property in each such district to fifty percent of true and fair value thereof in accordance with the ratio of assessed valuation to actual valuation fixed by the state department of revenue: PROVIDED, That each nonhigh school district shall receive only three-fifths of the amount otherwise distributable to a school district as provided above and the remaining two-fifths of such amount shall be distributed to the high school district fund of the county in which the nonhigh school district is located.

The superintendent of public instruction shall make the distribution of funds authorized in this section on or before the tenth day of each month by prorating the funds available on such distribution dates to the school districts entitled thereto: PROVIDED, That funds otherwise distributed in the month of June of each odd-numbered year beginning with the month of June 1973 shall not be distributed until the tenth day of July of such year and shall be accounted for by the state as expenditures for the ensuing fiscal biennium."

Representatives Pardini and Perry spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Hoggins, the following amendment by Representatives Hoggins and Brouillet was adopted:

On page 3, section 1, line 12, strike "not less than two days nor more than three days," and insert "[not less than two days nor more than three days,]"

On motion of Mr. Pardini, the following amendment to the title was adopted:

In line 1 of the title after "education;" strike "and setting forth powers and duties of the superintendent of public instruction;" and insert "amending section 28A.48.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.48.110; and"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 531 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 531 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 7; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—87.

Voting nay: Representatives Bottiger, Bradley, Grant, Haussler, Kuehnle, Moon, Shipoch—7.

Absent or not voting: Representatives Chatalas, Julin, King, Newhouse, Rosellini-5.

Engrossed Senate Bill No. 531 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 465, by Senators Andersen and Greive (by Departmental request):

Amending certain provisions for pilotage on Puget Sound.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 24, 1971, Forty-fourth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Bluechel, the first committee amendment was adopted.

Mr. Bluechel moved that the following committee amendment be not adopted:

On page 2, section 2, line 5 of the printed and engrossed bills, after "Columbia" insert "*except all oil tankers of any kind or under any registry*"

Mr. Cunningham spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Grant.

Mr. Grant: "I haven't found your substitute amendment on my desk. Would you tell me the substance of the initial amendment and then the substitute amendment?"

Mr. Cunningham: "The reason we are not adopting this amendment is that we are not sure of the legal effects of this amendment because some vessels are exempt. In discussions with all persons involved with this problem—the pilots and everyone involved with this—we discovered that many vessels carry two licensed pilots on their vessels, and it is usually the master of the ship and the mate. Those, we feel, would be adequately protected in guiding the ships in Puget Sound. We are not sure how many do this. The essence of the amendment we are offering as a substitute amendment is that the Washington Pilotage Commission will develop rules and regulations for taking care of this problem while they are making a study to come back and submit to the next session of the Washington state legislature, which will probably be in 1972. We feel that a study is necessary in this area, and we also feel that the commission will be sure that the vessels coming in and out of Puget Sound will be under adequate pilotage in the meantime. This is the reason we are offering this substitute amendment."

The motion by Mr. Bluechel was carried, and the second committee amendment was not adopted.

On motion of Mr. Bluechel, the committee amendment striking section 4 was adopted.

On motion of Mr. Cunningham, the following amendment was adopted:

On page 2, section 2, line 8 of both the printed and engrossed bills, after the period, strike all of the matter down to and including "this chapter" on line 13 and insert the following: "*Every vessel [not so exempt,] not having two pilots holding current licenses issued by the United States Coast Guard on board shall, while entering and navigating into Puget Sound and adjacent inland waters, Grays Harbor and Willapa Bay, [employ a pilot licensed under the provisions of this chapter and shall be liable for any pay pilotage rates in accordance with the pilotage rates herein established or which may hereafter be established under the provisions of this chapter] be subject to rules and regulations promulgated by the Washington Pilotage Commission insofar as such rules and regulations may require such vessel to employ a pilot licensed under the provisions of this chapter: PROVIDED, That the Washington Pilotage Commission, immediately after the effective date of this act, shall conduct a study of the need to require employment of pilots licensed under the provisions of this chapter on all vessels entering into Puget Sound and adjacent inland waters, together with an assessment of the legality and feasibility of such requirement. The commission shall report the results of such study together with recommended legislative action to the next session of the legislature.*"

On motion of Mr. Cunningham, the following amendment was adopted:

On page 3, after section 4 insert the following new section:

"*NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health and safety, and support of the state government and its existing public institutions, and shall take effect immediately.*"

On motion of Mr. Bluechel, the committee amendments to the title were adopted.

On motion of Mr. Cunningham, the following amendment to the title was adopted:  
On page 1, line 7 of the title before the period insert “; and declaring an emergency”

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 465 as amended by the House was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 465 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Bluechel—1.

Absent or not voting: Representatives Julin, Newhouse—2.

Engrossed Senate Bill No. 465 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### POINT OF INQUIRY

Mr. Bledsoe: “Mr. Speaker, I have been asked by members of the body what our work schedule is proposed to be for the balance of this day and for this weekend. Would you be good enough to give the members your views?”

The Speaker: “We have been working at quite a heavy pace. It was my hope that we would have been much farther along with today's business, concluding the consent calendar and the third reading calendar before this day was out. The propensity of you folks to amend and read and perfect legislation and to speak thereon has slowed us down significantly. I sense that most of the members of this body are extremely tired. We have a very important day coming up tomorrow. When we finish House Bill No. 776, it is my intention that we commence cleaning up the many, many bills which are in dispute between the two houses. This will take considerable time. The list has now grown to six pages and will continue to grow unless we take care of some of them. Hopefully we will finish that task by approximately 6:00 p.m. It would then be my desire that we adjourn until 2:00 p.m. tomorrow and run until about the same time in the early evening Sunday. We would then start very early in the morning Monday to wrap up the final business of this legislative session.”

HOUSE BILL NO. 776, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Extending sales and use tax to motor vehicle fuel.

The bill was read the second time.

The Clerk read an amendment by Representatives Kopet, Perry, Smythe and Kraabel adding new sections to page 12.

#### POINT OF ORDER

Mr. Kopet: “I believe there is an amendment on the desk that is numbered ahead of this which is also a floor amendment.”

The Speaker: “No, that is not correct.”

## POINT OF ORDER

Mr. Kiskaddon: "My point of order is that I do have an amendment on the desk that was going to strike the first part of the bill and replace it with another one. Could this be considered after Mr. Kopet's amendment then?"

The Speaker: "Your amendment strikes all material after the enacting clause and inserts the entire bill. The body has the right to perfect the measure before you strike it and reenact. However, if the other sponsors of amendments adding new sections to the original bill consent, and with the consent of the House, we can take your floor amendment first, but it would have to be done by consent of the body. Do you have any objection, Mr. Kopet?"

Mr. Kopet: "You have my consent."

With the consent of the House, Mr. Kiskaddon's amendment to House Bill No. 776 was considered first.

Mr. Kiskaddon moved adoption of the following amendment:

Strike all material after the enacting clause and insert the following:

"Section 1. Section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030 are each amended to read as follows:

The tax hereby levied shall not apply to the following sales:

(1) Casual and isolated sales of property or service, unless made by a person who is engaged in a business activity taxable under chapters 82.04, 82.16 or 82.28: PROVIDED, That the exemption provided by this paragraph shall not be construed as providing any exemption from the tax imposed by chapter 82.12;

(2) Sales made by persons in the course of business activities with respect to which tax liability is specifically imposed under chapter 82.16, when the gross proceeds from such sales must be included in the measure of the tax imposed under said chapter;

(3) The distribution and newsstand sale of newspapers;

(4) Sales which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(5) Sales of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes [and sales of motor vehicle fuel taxable under chapter 82.36: PROVIDED, That the use of any such fuel upon which a refund of the motor vehicle fuel tax has been obtained shall be subject to the tax imposed by chapter 82.12];

(6) Sales (including transfers of title through decree of appropriation) heretofore or hereafter made of the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, to the state or a political subdivision thereof for use in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10) or (11) of RCW 82.16.010;

(7) Auction sales made by or through auctioneers of tangible personal property (including household goods) which have been used in conducting a farm activity, when the seller thereof is a farmer and the sale is held or conducted upon a farm and not otherwise;

(8) Sales to corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, floods, and other national calamities and to devise and carry on measures for preventing the same;

(9) Sales of purebred livestock for breeding purposes where the animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(10) Sales of tangible personal property (other than the type referred to in subdivision (11) hereof) for use by the purchaser in connection with the business of operating as a private or common carrier by air, rail, or water in interstate or foreign commerce: PROVIDED, That any actual use of such property in this state shall, at the time of such actual use, be subject to the tax imposed by chapter 82.12;

(11) Sales of airplanes, locomotives, railroad cars, or watercraft for use in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or for use in conducting commercial deep sea fishing operations outside the territorial waters of the state; also sales of tangible personal property which becomes a component part of such airplanes, locomotives, railroad cars, or watercraft, and of motor vehicles or trailers whether owned by or leased with or without drivers and used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state, in the course of constructing, repairing, cleaning, altering, or improving the same; also sales of or charges made for labor and services rendered in respect to such constructing, repairing, cleaning, altering, or improving;

(12) Sales of motor vehicles and trailers to be used for the purpose of transporting therein persons or property for hire in interstate or foreign commerce whether such use is by the owner or whether such motor vehicles and trailers are leased to the user with or without drivers: PROVIDED, That the purchaser or user must be the holder of a carrier permit issued by the Interstate Commerce Commission and that the vehicles will first move upon the highways of this state from the point of delivery in this state to a point outside of

this state under the authority of a one-transit permit issued by the director of motor vehicles pursuant to the provisions of RCW 46.16.100;

(13) Sales of motor vehicles and trailers to nonresidents of this state for use outside of this state, even though delivery be made within this state, but only when (a) the vehicles or trailers will be taken from the point of delivery in this state directly to a point outside this state under the authority of a one-transit permit issued by the director of motor vehicles pursuant to the provisions of RCW 46.16.100, or (b) said motor vehicles and trailers will be registered and licensed immediately under the laws of the state of the purchaser's residence, will not be used in this state more than three months, and will not be required to be registered and licensed under the laws of this state;

(14) Sales to nonresidents of this state for use outside of this state of tangible personal property which becomes a component part of any machinery or other article of personal property belonging to such nonresident, in the course of installing, repairing, cleaning, altering, or improving the same and also sales of or charges made for labor and services rendered in respect to any installing, repairing, cleaning, altering, or improving, of personal property of or for a nonresident, but this subsection (14) shall apply only when the seller agrees to, and does, deliver the property to the purchaser at a point outside this state, or delivers the property to a common or bona fide private carrier consigned to the purchaser at a point outside this state;

(15) Sales to nonresidents of this state for use outside of this state of watercraft requiring coast guard registration or registration by the state of principal use according to the Federal Boating Act of 1958, even though delivery be made within this state, but only when (a) the watercraft will not be used within this state for more than forty-five days and (b) an appropriate exemption certificate supported by identification ascertaining residence as provided by the department of revenue and signed by the purchaser or his agent establishing the fact that the purchaser is a nonresident and that the watercraft is for use outside of this state, one copy to be filed with the department of revenue with the regular report and a duplicate to be retained by the dealer.

(16) Sales of poultry for use in the production for sale of poultry or poultry products.

(17) Sales to nonresidents of this state for use outside of this state of machinery and implements for use in conducting a farming activity, when such machinery and implements will be transported immediately outside the state. As proof of exemption, an affidavit or certification in such form as the department of revenue shall require shall be made for each such sale, to be retained as a business record of the seller.

(18) Sales for use in states, territories and possessions of the United States which are not contiguous to any other state, but only when, as a necessary incident to the contract of sale, the seller delivers the subject matter of the sale to the purchaser or his designated agent at the usual receiving terminal of the carrier selected to transport the goods, under such circumstances that it is reasonably certain that the goods will be transported directly to a destination in such noncontiguous states, territories and possessions.

(19) Sales to municipal corporations, the state, and all political subdivisions thereof of tangible personal property consumed and/or of labor and services rendered in respect to contracts for watershed protection and/or flood prevention. This exemption shall be limited to that portion of the selling price which is reimbursed by the United States government according to the provisions of the Watershed Protection and Flood Prevention Act, Public Laws 566, as amended;

(20) Sales of semen for use in the artificial insemination of livestock;

(21) Sales to nonresidents of this state of tangible personal property for use outside this state when the purchaser has applied for and received from the department of revenue a permit certifying (1) that he is a bona fide resident of a state or possession or Province of Canada other than the state of Washington, (2) that such state, possession, or Province of Canada does not impose a retail sales tax or use tax of three percent or more or, if imposing such a tax, permits Washington residents exemption from otherwise taxable sales by reason of their residence, and (3) that he does agree, when requested, to grant the department of revenue access to such records and other forms of verification at his place of residence to assure that such purchases are not first used substantially in the state of Washington.

Any person claiming exemption from retail sales tax under the provisions of this subsection must display a nonresident permit as herein provided, and any vendor making a sale to a nonresident without collecting the tax must examine such permit, identify the purchaser as the person to whom the nonresident permit was issued, and maintain records which shall show the permit number attributable to each nontaxable sale.

Permits shall be personal and nontransferable, shall be renewable annually, and shall be issued by the department of revenue upon payment of a fee of one dollar. The department may in its discretion designate independent agents for the issuance of permits according to such standards and qualifications as the department may prescribe. Such agents shall pay over and account to the department for all permit fees collected, after deducting as a collection fee the sum of fifty cents for each permit issued.

Any person making fraudulent statements in order to secure a permit shall be guilty of perjury. Any person making tax exempt purchases by displaying a permit not his own, or a counterfeit permit, with intent to violate the provisions of this subsection shall be guilty of a misdemeanor and, in addition, may be subject to a penalty not to exceed the amount of the tax due on such purchases. Any vendor who makes sales without collecting the tax to a person who does not hold a valid permit, and any vendor who fails to maintain records of

permit numbers as provided in this section shall be personally liable for the amount of tax due.

(22) Sales of form lumber to any person engaged in the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: PROVIDED, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(23) Sales of, cost of, or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling of sand, gravel and rock when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to sales of, cost of, or charges made for such labor and services, if the sand, gravel, or rock is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(24) Sales of wearing apparel to persons who themselves use such wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.

(25) Sales of pollen.

(26) Sales to one political subdivision by another political subdivision directly or indirectly arising out of or resulting from the annexation or incorporation of any part of the territory of one political subdivision by another.

(27) The renting or leasing of motor vehicles and trailers to a nonresident of this state for use exclusively in transporting persons or property across the boundaries of this state and in intrastate operations incidental thereto when such motor vehicle or trailer is registered and licensed in a foreign state and for purposes of this exemption the term 'nonresident' shall apply to a renter or lessee who has one or more places of business in this state as well as in one or more other states but the exemption for nonresidents shall apply only to those vehicles which are most frequently dispatched, garaged, serviced, maintained and operated from the renter's or lessee's place of business in another state.

Sec. 2. Section 82.12.030, chapter 15, Laws of 1961 as last amended by section 2, chapter 11, Laws of 1971 ex. sess. and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by a nonresident of this state of any motor vehicle or trailer used exclusively in transporting persons or property across the boundaries of this state and in intrastate operations incidental thereto when such motor vehicle or trailer is registered and licensed in a foreign state and in respect to the use by a nonresident of this state of any motor vehicle or trailer so registered and licensed and used within this state for a period not exceeding fifteen consecutive days under such rules as the department of revenue shall adopt: PROVIDED, That under circumstances determined to be justifiable by the department of revenue a second fifteen day period may be authorized consecutive with the first fifteen day period; and for the purposes of this exemption the term 'nonresident' as used herein, shall include a user who has one or more places of business in this state as well as in one or more other states, but the exemption for nonresidents shall apply only to

those vehicles which are most frequently dispatched, garaged, serviced, maintained, and operated from the user's place of business in another state; and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer whether owned by or leased with or without driver to the permit holder and used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce; and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of motor vehicles pursuant to RCW 46.16.100 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state whether such motor vehicle or trailer is owned by or leased with or without driver to the permit holder;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes [and motor vehicle fuel taxable under chapter 82.36: PROVIDED, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of motor vehicles shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the department of revenue];

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to devise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: PROVIDED, That this exemption and the term 'school' shall apply only to (a) the University of Washington, Washington State University, the state colleges and the state community colleges, or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved in accordance with the Community College Act of 1967 (chapter: 8, Laws of 1967 first extraordinary session);

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 or chapter 82.12;

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services;

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: PROVIDED, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof;

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(19) In respect to the use of wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.

(20) In respect to the use of pollen.

(21) In respect to the use of the personal property of one political subdivision by another political subdivision directly or indirectly arising out of or resulting from the annexation or incorporation of any part of the territory of one political subdivision by another.

Sec. 3. Section 82.36.440, chapter 15, Laws of 1961 and RCW 82.36.440 are each amended to read as follows:

The tax herein levied is in lieu of any excise, privilege, or occupational tax upon the business of manufacturing, selling, or distributing motor vehicle fuel, and no city, town, county, township or other subdivision or municipal corporation of the state shall levy or collect any excise tax upon or measured by the sale, receipt, distribution, or use of motor vehicle fuel: *PROVIDED, That nothing in this section or this chapter shall be construed to prohibit in any manner the imposition of the state retail sales tax upon motor vehicle fuel pursuant to chapter 82.08 RCW, the imposition of the state use tax upon motor vehicle fuel pursuant to chapter 82.12 RCW, and the imposition of the local sales and use tax upon motor vehicle fuel pursuant to chapter 82.14 RCW.*

*NEW SECTION.* Sec. 4. All moneys collected by the director of the department of revenue from the retail sales tax on motor vehicle fuel as provided in RCW 82.08.020 or the use tax on motor vehicle fuel imposed by RCW 82.12.020 shall be transmitted to the state treasurer and shall be credited to the state and local improvements revolving account of the state general fund, hereby created.

*NEW SECTION.* Sec. 5. Section 3, chapter 11, Laws of 1971 ex. sess. is hereby repealed.

*NEW SECTION.* Sec. 6. If any provisions of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

*NEW SECTION.* Sec. 7. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect June 1, 1971."

Mr. Kiskaddon spoke in favor of the amendment.

Mr. Kopet moved adoption of the following amendment by Representatives Kopet, Perry, Smythe and Kraebel to the amendment by Mr. Kiskaddon.

On page 13, following section 2, insert new sections to read as follows:

"Sec. 3. Section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and RCW 82.36.020 are each amended to read as follows:

Every distributor shall pay, in addition to any other taxes provided by law, an excise tax to the director of [nine] *seven and one-quarter* cents for each gallon of motor vehicle fuel sold, distributed, or used by him in the state as well as on each gallon upon which he has assumed liability for payment of the tax under the provisions of RCW 82.36.100: *PROVIDED, That under such regulations as the director may prescribe sales or distribution of motor vehicle fuel may be made by one licensed distributor to another licensed distributor free of the tax. In the computation of the tax, one-quarter of one percent of the net gallonage otherwise taxable shall be deducted by the distributor before computing the tax due, on account of the losses sustained through handling. The tax herein imposed shall be collected and paid to the state but once in respect to any motor vehicle fuel. An invoice shall be rendered by a distributor to a purchaser for each distribution of motor vehicle fuel.*

The proceeds of the [nine] *seven and one-quarter* cents excise tax collected on the net gallonage after the deduction provided for herein shall be distributed as follows:

(1) [Seven] *Four and one-quarter* cents shall be distributed between the state, cities, and counties under the provisions of RCW 46.68.090 and 46.68.100: *PROVIDED, That from April 1, 1970 through [June 30, 1976] the first day of the month following the effective date of this 1971 amendatory act, six and seven-eighths cents shall be distributed between the state, cities, and counties under the provisions of RCW 46.68.090 and 46.68.100 and from the first day of the month following the effective date of this 1971 amendatory act through June 30, 1976, four and one-eighth cents shall be distributed between the state, cities, and counties under the provisions of RCW 46.68.090 and 46.68.100.*

(2) *Three-quarters of one cent shall be distributed to counties. Each county in the*

state shall receive its proportional share of such revenue based on the proportional relationship between counties as established by the distribution of revenue in accordance with RCW 46.68.100.

(3) One-quarter of one cent shall be distributed to cities. Each city in this state shall receive its proportional share of such revenue based on the proportional relationship between cities as established by the distribution of revenue in accordance with RCW 46.68.100.

[(2)] (4) Five-eighths of one cent shall be distributed to the state and expended pursuant to RCW 46.68.150.

[(3)] (5) Five-eighths of one cent shall be paid into the motor vehicle fund and credited to the urban arterial trust account created by RCW 47.26.080.

[(4)] (6) One-quarter cent shall be paid into the motor vehicle fund and credited to the Puget Sound reserve account created by RCW 47.60.350: PROVIDED, That from April 1, 1970 through June 30, 1976, three-eighths of one cent shall be paid into the motor vehicle fund and credited to the Puget Sound reserve account created by RCW 47.60.350.

[(5)] (7) One-half cent shall be distributed to the cities and towns directly and allocated between them as provided by RCW 46.68.110, subject to the provisions of RCW 35.76.050: PROVIDED, That the funds allocated to a city or town which are attributable to such one-half cent of the additional tax imposed by this 1966 amendatory act shall be used exclusively for the construction, improvement and repair of arterial highways as that term is defined in RCW 46.04.030, or for the payment of any municipal indebtedness which may be incurred after June 12, 1963 in the construction, improvement and repair of arterial highways as that term is defined in RCW 46.04.030. All such sums shall first be subject to proper deductions for refunds and costs of collection as provided in RCW 46.68.090.

NEW SECTION. Sec. 4. Nothing herein shall be construed so as to impair the obligation of any contract entered into before the effective date of this 1971 amendatory act. Any revision in the allocation pursuant to subsection (1) of section 3 of this 1971 amendatory act shall be increased to the extent necessary to prevent any such impairment."

Renumber remaining sections consecutively.

Mr. Kopet spoke in favor of adoption of the amendment to the amendment.

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Luders.

Mr. Luders: "Mr. Kopet, I have on my desk here a chart which totals out a whole series of losses to both cities and counties. If your amendment is hung on this, will this be substantially reduced—the net loss?"

Mr. Kopet: "Thank you for bringing it up. It is a point I failed to mention. Of the remaining five and one-quarter cents of gas tax (state gas taxes levied) one cent of that is dedicated for division between the cities and the counties. The counties would get three-quarters of this one penny, and the cities one-quarter. So if my calculations are correct, about \$22 million is about what this would take away—the original amendment would take away about \$22 million which is available for division to the counties on a proportionate share according to the population."

Representative Perry spoke in favor of adoption of the amendment, and Representatives Berentson, Mentor and Beck spoke against it.

Representatives Kraabel and Lysen spoke in favor of the amendment to the amendment.

Mr. Bledsoe demanded the previous question, and the demand was sustained.

Mr. Kopet closed debate, speaking in favor of the amendment to the amendment.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Kopet, Perry, Smythe and Kraabel to the amendment by Mr. Kiskaddon to House Bill No. 776, and the amendment was adopted by the following vote: Yeas, 52; nays, 45; absent or not voting, 2.

Voting yea: Representatives Backstrom, Bagnariol, Bauer, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Cunningham, Douthwaite, Harris, Hoggins, Hurley, Jones, Jueling, King, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—52.

Voting nay: Representatives Adams, Amen, Anderson, Barden, Beck, Benitz,

Berentson, Bledsoe, Bozarth, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Jastad, Johnson, Kilbury, Kirk, Knowles, Kuehnle, Lynch, Marsh, Martinis, Marzano, McCormick, Mentor, Morrison, Newhouse, Pardini, Schumaker, Smith, Spanton, Wanamaker, Wolf-45.

Absent or not voting: Representatives Conner, Julin-2

On motion of Mr. Berentson, the following amendment to the amendment by Mr. Kiskaddon to House Bill No. 776 was adopted:

On page 14, beginning on line 6 strike all of section 7 and insert a new section as follows:

"NEW SECTION. Sec. 7. This 1971 amendatory act shall take effect on July 1, 1971, if legislation establishing the Washington Future Program is enacted by the legislature in this 1971 extraordinary session, including legislation appropriating to the purposes of the program all of the funds to be credited to the state and local improvements revolving account in the general fund, and any legislation necessary to implement such appropriation legislation. In the event that this act shall not take effect as provided in this section, this act shall be null and void."

Mr. Kopet moved adoption of the following amendment to the amendment by Mr. Kiskaddon:

On page 7, line 10 strike all of section 6 now renumbered as section 8 and insert:

"NEW SECTION. Sec. 8. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Kopet spoke in favor of the amendment to the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Copeland: "Doesn't this go in conflict with the amendment by Mr. Kiskaddon on page 10, section 7, where he is inserting new language that this will take effect on June 1, 1971?"

The Speaker: "That language was stricken by the Berentson amendment to the amendment."

The amendment by Mr. Kopet to the amendment by Mr. Kiskaddon to House Bill No. 776 was adopted.

The amendment by Mr. Kiskaddon as amended was adopted.

On motion of Mr. Kopet, the following amendments to the title were adopted:

On page 1, line 5 of the title after "RCW 82.12.030;" and before "amending" on line 6 insert "amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and RCW 82.36.020;"

On page 1, line 7 of the title after "sections;" and before "declaring" insert "and"

On page 1, line 7 of the title after "emergency" and before the period on line 8 strike "; and prescribing an effective date"

On motion of Mr. Kiskaddon, the following amendment to the title was adopted:

On line 1 of the title, after "taxation;" strike all material down to and including "date," on line 8 and insert the following: "amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 2, chapter 11, Laws of 1971 ex. sess. and RCW 82.12.030; amending section 82.36.440, chapter 15, Laws of 1961 and RCW 82.36.440; creating new sections; repealing section 3, chapter 11, Laws of 1971 ex. sess.; declaring an emergency; and prescribing an effective date."

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Speaker would like to ask that if there are any further Code Reviser's amendments such as submitted by Mr. Kiskaddon, that they please be turned back into Mr. Charette or Mr. White. You can see the problems they cause us with other floor amendments, and they cause an extreme retyping and reprinting problem in the work room these last two days of the session. If there are any of these amendments outstanding on other bills which are on the calendar, please turn them back in."

House Bill No. 776 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 776 be placed on final passage.

Mr. Beck demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Engrossed House Bill No. 776 to third reading and final passage, and the motion was lost by the following vote: Yeas, 55; nays, 43; absent or not voting, 1.

Voting yea: Representatives Bagnariol, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conway, Cunningham, Douthwaite, Hansey, Harris, Hoggins, Hurley, Jones, Juelling, Julin, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Thompson, Van Dyk, Williams, Wolf, Zimmerman, Mr. Speaker—55.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bozarth, Bradley, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Jastad, Johnson, Kilbury, Kirk, Kuehnle, Lynch, Marsh, Martinis, Marzano, McCormick, Mentor, Pardini, Polk, Schumaker, Smythe, Spanton, Wanamaker, Wojahn—43.

Absent or not voting: Representative Conner—1.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### REPORTS OF STANDING COMMITTEES

May 5, 1971.

HOUSE BILL NO. 777, making supplemental appropriations for the period ending June 30, 1973, reported by Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Chatalas, Copeland, Costanti, Curtis, Farr, Juelling, Kirk, Lynch, McDermott, Morrison, North, Rosellini, Ross, Savage, Shera, Wolf, Zimmerman.

#### MOTIONS

On motion of Mr. Bledsoe, the rules were suspended and House Bill No. 777 was placed on second reading.

On motion of Mr. Goldsworthy, Substitute House Bill No. 777 was substituted for House Bill No. 777, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 777 was read the second time and passed to Committee on Rules and Administration for third reading.

The Speaker excused Mr. Pardini from further proceedings of the House today.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the sixth order of business.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 42, by Representatives Berentson, Bledsoe, Wolf, Martinis, Charette, Perry and Marsh:

Expediting highway construction contracts to relieve unemployment.

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 42 was advanced to second reading and read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 42 was placed on final passage.

Mr. Berentson spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Ross.

Mr. Ross: "Is it part of the intent of the concurrent resolution for the Highway Department to begin to enforce affirmative action programs involving the federal highway dollars?"

Mr. Berentson: "I don't know if I really follow your line of reasoning, Representative Ross. The intent basically is to gather all the district engineers, put them together, and decide what we can possibly do now to get these projects under way without being absolutely tied to the concept of priority programming as they have developed it over the years. It is an attempt to do as much now as possible."

Mr. Ross: "Does the priority program involve carrying out the intent of federal law involving affirmative action in employment programs for minorities? Does the Highway Department intend to vigorously pursue that?"

Mr. Berentson: "I am sure it does, in the fact that the moneys are appropriated under normal channels including federal dollars."

Representative Douthwaite spoke against House Concurrent Resolution No. 42, and Representative Bradley spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 42, and the resolution passed the House by the following vote: Yeas, 94; nays, 1; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representative Douthwaite—1.

Absent or not voting: Representatives Bottiger, Morrison, Pardini, Sawyer—4.

House Concurrent Resolution No. 42, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 43, by Representatives Copeland, Bledsoe, Bottiger and Barden:

Creating a special committee on redistricting.

Referred to Committee on Rules and Administration.

#### MESSAGES FROM THE SENATE

May 8, 1971.

Mr. Speaker: The President has signed:  
 SENATE BILL NO. 124,  
 SENATE BILL NO. 231,  
 SENATE BILL NO. 233,  
 SUBSTITUTE SENATE BILL NO. 354,  
 SENATE BILL NO. 373,  
 SENATE BILL NO. 512,

SUBSTITUTE SENATE BILL NO. 849,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 109 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 168 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 183 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 446 and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 124,  
SENATE BILL NO. 231,  
SENATE BILL NO. 233,  
SUBSTITUTE SENATE BILL NO. 354,  
SENATE BILL NO. 373,  
SENATE BILL NO. 512,  
SUBSTITUTE SENATE BILL NO. 849.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 4, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SECOND SUBSTITUTE SENATE NO. 146, enacting a Uniform Controlled Substances Act, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to controlled substances; enacting the Uniform Controlled Substances Act; repealing section 2072, Code of 1881, section 418, chapter 249, Laws of 1909, section 4, chapter 205, Laws of 1963, and RCW 9.91.030; repealing section 69.33.220, chapter 27, Laws of 1959, section 7, chapter 256, Laws of 1969 ex. sess., and RCW 69.33.220; repealing sections 69.33.230 through 69.33.280, chapter 27, Laws of 1959, and RCW 69.33.230 through 69.33.280; repealing section 69.33.290, chapter 27, Laws of 1959, section 1, chapter 97, Laws of 1959, and RCW 69.33.290; repealing section 69.33.300, chapter 27, Laws of 1959, section 8, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.300; repealing sections 69.33.310 through 69.33.400, chapter 27, Laws of 1959, and RCW 69.33.310 through 69.33.400; repealing section 69.33.410, chapter 27, Laws of 1959, section 20, chapter 38, Laws of 1963, and RCW 69.33.410; repealing sections 69.33.420 through 69.33.440, 69.33.900 through 69.33.950, chapter 27, Laws of 1959, and RCW 69.33.420 through 69.33.440, 69.33.900 through 69.33.950; repealing section 255, chapter 249, Laws of 1909 and RCW 69.40.040; repealing section 1, chapter 6, Laws of 1939, section 1, chapter 29, Laws of 1939, section 1, chapter 57, Laws of 1945, section 1, chapter 24, Laws of 1955, section 1, chapter 49, Laws of 1961, section 1, chapter 71, Laws of 1967, section 9, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.060; repealing section 1, chapter 23, Laws of 1955, section 2, chapter 49, Laws of 1961, section 2, chapter 71, Laws of 1967 and RCW 69.40.061; repealing section 21, chapter 38, Laws of 1963 and RCW 69.40.063; repealing section 2, chapter 6, Laws of 1939, section 23, chapter 38, Laws of 1963, section 10, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.070; repealing

section 12, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.075; repealing section 1, chapter 205, Laws of 1963, and RCW 69.40.080; repealing section 2, chapter 205, Laws of 1963 and RCW 69.40.090; repealing section 3, chapter 205, Laws of 1963 and RCW 69.40.100; repealing section 11, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.110; repealing section 1, chapter 33, Laws of 1970 ex. sess. and RCW 69.40.120; repealing section 1, chapter 80, Laws of 1970 ex. sess.; adding new chapter 69.50 RCW to Title 69 RCW; defining crimes; prescribing penalties; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:  
 UNIFORM CONTROLLED SUBSTANCES ACT  
 ARTICLE I  
 DEFINITIONS

*NEW SECTION.* Section 69.50.101. Definitions. As used in this act:

(a) "Administer" means the direct application of a controlled substance, whether by injection, inhalation, ingestion, or any other means, to the body of a patient or research subject by:

(1) a practitioner, or  
 (2) the patient or research subject at the direction and in the presence of the practitioner.

(b) "Agent" means an authorized person who acts on behalf of or at the direction of a manufacturer, distributor, or dispenser. It does not include a common or contract carrier, public warehouseman, or employee of the carrier or warehouseman.

(c) "Bureau" means the Bureau of Narcotics and Dangerous Drugs, United States Department of Justice, or its successor agency.

(d) "Controlled substance" means a drug, substance, or immediate precursor in Schedules I through V of Article II.

(e) "Counterfeit substance" means a controlled substance which, or the container or labeling of which, without authorization, bears the trademark, trade name, or other identifying mark, imprint, number or device, or any likeness thereof, of a manufacturer, distributor, or dispenser other than the person who in fact manufactured, distributed, or dispensed the substance.

(f) "Deliver" or "delivery" means the actual, constructive, or attempted transfer from one person to another of a controlled substance, whether or not there is an agency relationship.

(g) "Dispense" means to deliver a controlled substance to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the prescribing, administering, packaging, labeling, or compounding necessary to prepare the substance for that delivery.

(h) "Dispenser" means a practitioner who dispenses.

(i) "Distribute" means to deliver other than by administering or dispensing a controlled substance.

(j) "Distributor" means a person who distributes.

(k) "Drug" means (1) substances recognized as drugs in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States, or Official National Formulary, or any supplement to any of them; (2) substances intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or animals; (3) substances (other than food) intended to affect the structure or any function of the body of man or animals; and (4) substances intended for use as a component of any article specified in clause (1), (2), or (3) of this subsection. It does not include devices or their components, parts, or accessories.

(l) "Immediate precursor" means a substance which the state board of pharmacy has found to be and by rule designates as being the principal compound commonly used or produced primarily for use, and which is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance, the control of which is necessary to prevent, curtail, or limit manufacture.

(m) "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of a controlled substance, either directly or indirectly by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the substance or labeling or relabeling of its container, except that this term does not include the preparation or compounding of a controlled substance by an individual for his own use or the preparation, compounding, packaging, or labeling of a controlled substance:

(1) by a practitioner as an incident to his administering or dispensing of a controlled substance in the course of his professional practice, or

(2) by a practitioner, or by his authorized agent under his supervision, for the purpose of, or as an incident to, research, teaching, or chemical analysis and not for sale.

(n) "Marihuana" means all parts of the plant *Cannabis sativa L.*, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

(o) "Narcotic drug" means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate.

(2) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in clause 1, but not including the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(p) "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include, unless specifically designated as controlled under section 69.50.201 of this act, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(q) "Opium poppy" means the plant of the species *Papaver somniferum* L., except its seeds.

(r) "Person" means individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity.

(s) "Poppy straw" means all parts, except the seeds, of the opium poppy, after mowing.

(t) "Practitioner" means:

(1) A physician under chapter 18.71 RCW, an osteopathic physician and surgeon under chapter 18.57 RCW, a dentist under chapter 18.32 RCW, a chiroprapist under chapter 18.22 RCW, a veterinarian under chapter 18.92 RCW, a registered nurse under chapter 18.88 RCW, a licensed practical nurse under chapter 18.78 RCW, a pharmacist under chapter 18.64 RCW or a scientific investigator under this act, licensed, registered or otherwise permitted insofar as is consistent with those licensing laws to distribute, dispense, conduct research with respect to or administer a controlled substance in the course of their professional practice or research in this state.

(2) A pharmacy, hospital or other institution licensed, registered, or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(u) "Production" includes the manufacture, planting, cultivation, growing, or harvesting of a controlled substance.

(v) "State," when applied to a part of the United States, includes any state, district, commonwealth, territory, insular possession thereof, and any area subject to the legal authority of the United States of America.

(w) "Ultimate user" means a person who lawfully possesses a controlled substance for his own use or for the use of a member of his household or for administering to an animal owned by him or by a member of his household.

(x) "Board" means the state board of pharmacy.

(y) "Executive officer" means the executive officer of the state board of pharmacy.

## ARTICLE II STANDARDS AND SCHEDULES

*NEW SECTION.* Sec. 69.50.201. Authority to Control. (a) The state board of pharmacy shall administer this act and may add substances to or delete or reschedule all substances enumerated in the schedules in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, or 69.50.212 pursuant to the rule-making procedures of chapter 34.04 RCW. In making a determination regarding a substance, the board shall consider the following:

(1) the actual or relative potential for abuse;

(2) the scientific evidence of its pharmacological effect, if known;

(3) the state of current scientific knowledge regarding the substance;

(4) the history and current pattern of abuse;

(5) the scope, duration, and significance of abuse;

(6) the risk to the public health;

(7) the potential of the substance to produce psychic or physiological dependence liability; and

(8) whether the substance is an immediate precursor of a substance already controlled under this Article.

(b) After considering the factors enumerated in subsection (a) the board may issue a rule controlling the substance if it finds the substance has a potential for abuse.

(c) If the board designates a substance as an immediate precursor, substances which are precursors of the controlled precursor shall not be subject to control solely because they are precursors of the controlled precursor.

(d) If any substance is designated, rescheduled, or deleted as a controlled substance under federal law and notice thereof is given to the board, the substance shall be similarly controlled under this act after the expiration of thirty days from publication in the Federal

Register of a final order designating a substance as a controlled substance or rescheduling or deleting a substance, unless within that thirty day period, the board objects to inclusion, rescheduling, or deletion. In that case, the board shall proceed pursuant to the rule-making procedures of chapter 34.04 RCW.

(e) Authority to control under this section does not extend to distilled spirits, wine, malt beverages, or tobacco as those terms are defined or used in Title 66 RCW and Title 26 RCW.

(f) The board shall exclude any nonnarcotic substances from a schedule if such substances may, under the Federal Food, Drug and Cosmetic Act, and under regulations of the bureau, and the laws of this state including RCW 18.64.250, be lawfully sold over the counter.

*NEW SECTION.* Sec. 69.50.202. Nomenclature. The controlled substances listed or to be listed in the schedules in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, and 69.50.212 are included by whatever official, common, usual, chemical, or trade name designated.

*NEW SECTION.* Sec. 69.50.203. Schedule I Tests. The state board of pharmacy shall place a substance in Schedule I if it finds that the substance:

(1) has high potential for abuse; and

(2) has no accepted medical use in treatment in the United States or lacks accepted safety for use in treatment under medical supervision.

*NEW SECTION.* Sec. 69.50.204. Schedule I. (a) The controlled substances listed in this section are included in Schedule I.

(b) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

- (1) Acetylmethadol;
- (2) Allyprodine;
- (3) Alphacetylmethadol;
- (4) Alphameprodine;
- (5) Alphamethadol;
- (6) Benzethidine;
- (7) Betacetylmethadol;
- (8) Betameprodine;
- (9) Betamethadol;
- (10) Betaprodine;
- (11) Clonitazene;
- (12) Dextromoramide;
- (13) Dextrophan;
- (14) Diampromide;
- (15) Diethylthiambutene;
- (16) Dimenoxadol;
- (17) Dimepheptanol;
- (18) Dimethylthiambutene;
- (19) Dioxaphetyl butyrate;
- (20) Dipipanone;
- (21) Ethylmethylthiambutene;
- (22) Etonitazene;
- (23) Etoxeridine;
- (24) Furethidine;
- (25) Hydroxypethidine;
- (26) Ketobemidone;
- (27) Levomoramide;
- (28) Levophenacilmorphan;
- (29) Morpheridine;
- (30) Noracymethadol;
- (31) Norlevorphanol;
- (32) Normethadone;
- (33) Norpipanone;
- (34) Phenadoxone;
- (35) Phenampromide;
- (36) Phenomorphan;
- (37) Phenoperidine;
- (38) Piritramide;
- (39) Proheptazine;
- (40) Properidine;
- (41) Racemoramide;
- (42) Trimeperidine.

(c) Any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

- (1) Acetorphine;
- (2) Acetyldihydrocodeine;
- (3) Benzylmorphine;
- (4) Codeine methylbromide;

- (5) Codeine-N-Oxide;
- (6) Cyprenorphine;
- (7) Desomorphine;
- (8) Dihydromorphine;
- (9) Etorphine;
- (10) Heroin;
- (11) Hydromorphinol;
- (12) Methyldesorphine;
- (13) Methyldihydromorphine;
- (14) Morphine methylbromide;
- (15) Morphine methylsulfonate;
- (16) Morphine-N-Oxide;
- (17) Myrophine;
- (18) Nicocodeine;
- (19) Nicomorphine;
- (20) Normorphine;
- (21) Phoclodine;
- (22) Thebacon.

(d) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substances, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) 3,4-methylenedioxy amphetamine;
- (2) 5-methoxy-3,4-methylenedioxy amphetamine;
- (3) 3,4,5-trimethoxy amphetamine;
- (4) Bufotenine;
- (5) Diethyltryptamine;
- (6) Dimethyltryptamine;
- (7) 4-methyl-2,5-dimethoxyamphetamine;
- (8) Ibogaine;
- (9) Lysergic acid diethylamide;
- (10) Marihuana;
- (11) Mescaline;
- (12) Peyote;
- (13) N-ethyl-3-piperidyl benzilate;
- (14) N-methyl-3-piperidyl benzilate;
- (15) Psilocybin;
- (16) Psilocyn;
- (17) Tetrahydrocannabinols.

**NEW SECTION.** Sec. 69.50.205. Schedule II Tests. The state board of pharmacy shall place a substance in Schedule II if it finds that:

- (1) the substance has high potential for abuse;
- (2) the substance has currently accepted medical use in treatment in the United States, or currently accepted medical use with severe restrictions; and
- (3) the abuse of the substance may lead to severe psychic or physical dependence.

**NEW SECTION.** Sec. 69.50.206. Schedule II. (a) The controlled substances listed in this section are included in Schedule II.

(b) Any of the following substances, except those narcotic drugs listed in other schedules, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by combination of extraction and chemical synthesis:

- (1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate.
- (2) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (1), but not including the isoquinoline alkaloids of opium.
- (3) Opium poppy and poppy straw.
- (4) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions which do not contain cocaine or ecgonine.

(c) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

- (1) Alphaprodine;
- (2) Anileridine;
- (3) Bezitramide;
- (4) Dihydrocodeine;
- (5) Diphenoxylate;
- (6) Fentanyl;
- (7) Isomethadone;
- (8) Levomethorphan;
- (9) Levorphanol;
- (10) Metazocine;

- (11) Methadone;
- (12) Methadone—Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
- (13) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenyl-propane-carboxylic acid;
- (14) Pethidine;
- (15) Pethidine—Intermediate—A, 4-cyano-1-methyl-4-phenylpiperidine;
- (16) Pethidine—Intermediate—B, ethyl-4-phenylpiperidine-4-carboxylate;
- (17) Pethidine—Intermediate—C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
- (18) Phenazocine;
- (19) Piminodine;
- (20) Racemethorphan;
- (21) Racemorphan.

*NEW SECTION.* Sec. 69.50.207. Schedule III Tests. The state board of pharmacy shall place a substance in Schedule III if it finds that:

- (1) the substance has a potential for abuse less than the substances listed in Schedules I and II;
- (2) the substance has currently accepted medical use in treatment in the United States; and
- (3) abuse of the substance may lead to moderate or low physical dependence or high psychological dependence.

*NEW SECTION.* Sec. 69.50.208. Schedule III. (a) The controlled substances listed in this section are included in Schedule III.

(b) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system:

- (1) Amphetamine, its salts, optical isomers, and salts of its optical isomers;
- (2) Phenmetrazine and its salts;
- (3) Any substance which contains any quantity of methamphetamine, including its salts, isomers, and salts of isomers;
- (4) Methylphenidate.

(c) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

- (1) Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid, except those substances which are specifically listed in other schedules;
- (2) Chlorhexadol;
- (3) Glutethimide;
- (4) Lysergic acid;
- (5) Lysergic acid amide;
- (6) Methyprylon;
- (7) Phencyclidine;
- (8) Sulfondiethylmethane;
- (9) Sulfonethylmethane;
- (10) Sulfonmethane.

(d) Nalorphine.

(e) Any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

- (1) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;
- (2) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (3) Not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;
- (4) Not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (5) Not more than 1.8 grams of dihydrocodeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (6) Not more than 300 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more ingredients in recognized therapeutic amounts;
- (7) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (8) Not more than 50 milligrams of morphine, or any of its salts, per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(f) The state board of pharmacy may except by rule any compound, mixture, or preparation containing any stimulant or depressant substance listed in subsections (b) and

(c) from the application of all or any part of this act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

*NEW SECTION.* Sec. 69.50.209. Schedule IV Tests. The state board of pharmacy shall place a substance in Schedule IV if it finds that:

- (1) the substance has a low potential for abuse relative to substances in Schedule III;
- (2) the substance has currently accepted medical use in treatment in the United States; and
- (3) abuse of the substance may lead to limited physical dependence or psychological dependence relative to the substances in Schedule III.

*NEW SECTION.* Sec. 69.50.210. Schedule IV. (a) The controlled substances listed in this section are included in Schedule IV.

(b) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

- (1) Barbital;
- (2) Chloral betaine;
- (3) Chloral hydrate;
- (4) Ethchlorvynol;
- (5) Ethinamate;
- (6) Methohexital;
- (7) Meprobamate;
- (8) Methylphenobarbital;
- (9) Paraldehyde;
- (10) Petrichloral;
- (11) Phenobarbital.

(c) The state board of pharmacy may except by rule any compound, mixture, or preparation containing any depressant substance listed in subsection (b) from the application of all or any part of this act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

*NEW SECTION.* Sec. 69.50.211. Schedule V Tests. The state board of pharmacy shall place a substance in Schedule V if it finds that:

- (1) the substance has low potential for abuse relative to the controlled substances listed in Schedule IV;
- (2) the substance has currently accepted medical use in treatment in the United States; and
- (3) the substance has limited physical dependence or psychological dependence liability relative to the controlled substances listed in Schedule IV.

*NEW SECTION.* Sec. 69.50.212. Schedule V. (a) The controlled substances listed in this section are included in Schedule V.

(b) Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, which also contains one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation, valuable medicinal qualities other than those possessed by the narcotic drug alone:

- (1) Not more than 200 milligrams of codeine, or any of its salts, per 100 milliliters or per 100 grams;
- (2) Not more than 100 milligrams of dihydrocodeine, or any of its salts, per 100 milliliters or per 100 grams;
- (3) Not more than 100 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or per 100 grams;
- (4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit;
- (5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

*NEW SECTION.* Sec. 69.50.213. Republishing of Schedules. The state board of pharmacy shall at least semiannually for two years from the effective date of this act and thereafter annually consider the revision of the schedules published pursuant to chapter 34.04 RCW.

### ARTICLE III

#### REGULATION OF MANUFACTURE, DISTRIBUTION AND DISPENSING OF CONTROLLED SUBSTANCES

*NEW SECTION.* Sec. 69.50.301. Rules. The state board of pharmacy may promulgate rules and charge reasonable fees of not less than ten dollars or more than fifty dollars relating to the registration and control of the manufacture, distribution, and dispensing of controlled substances within this state.

*NEW SECTION.* Sec. 69.50.302. Registration Requirements. (a) Every person who manufactures, distributes, or dispenses any controlled substance within this state or who proposes to engage in the manufacture, distribution, or dispensing of any controlled

substance within this state, must obtain annually a registration issued by the state board of pharmacy in accordance with its rules.

(b) Persons registered by the board under this act to manufacture, distribute, dispense, or conduct research with controlled substances may possess, manufacture, distribute, dispense, or conduct research with those substances to the extent authorized by their registration and in conformity with the other provisions of this Article.

(c) The following persons need not register and may lawfully possess controlled substances under this act:

(1) an agent or employee of any registered manufacturer, distributor, or dispenser of any controlled substance if he is acting in the usual course of his business or employment: PROVIDED, That this exemption shall not include any agent or employee distributing sample controlled substances to practitioners without an order;

(2) a common or contract carrier or warehouseman, or an employee thereof, whose possession of any controlled substance is in the usual course of business or employment;

(3) an ultimate user or a person in possession of any controlled substance pursuant to a lawful order of a practitioner or in lawful possession of a Schedule V substance.

(d) The board may waive by rule the requirement for registration of certain manufacturers, distributors, or dispensers if it finds it consistent with the public health and safety: PROVIDED, That personal practitioners licensed or registered in the state of Washington under the respective professional licensing acts shall not be required to be registered under this act unless the specific exemption is denied pursuant to section 69.50.305 for violation of any provisions of this act.

(e) A separate registration is required at each principal place of business or professional practice where the applicant manufactures, distributes, or dispenses controlled substances.

(f) The board may inspect the establishment of a registrant or applicant for registration in accordance with the board's rule.

**NEW SECTION. Sec. 69.50.303. Registration.** (a) The state board of pharmacy shall register an applicant to manufacture or distribute controlled substances included in sections 69.50.204, 69.50.206, 69.50.208, 69.50.210, and 69.50.212 unless it determines that the issuance of that registration would be inconsistent with the public interest. In determining the public interest, the board shall consider the following factors:

(1) maintenance of effective controls against diversion of controlled substances into other than legitimate medical, scientific, or industrial channels;

(2) compliance with applicable state and local law;

(3) any convictions of the applicant under any federal and state laws relating to any controlled substance;

(4) past experience in the manufacture or distribution of controlled substances, and the existence in the applicant's establishment of effective controls against diversion;

(5) furnishing by the applicant of false or fraudulent material in any application filed under this act;

(6) suspension or revocation of the applicant's federal registration to manufacture, distribute, or dispense controlled substances as authorized by federal law; and

(7) any other factors relevant to and consistent with the public health and safety.

(b) Registration under subsection (a) does not entitle a registrant to manufacture and distribute controlled substances in Schedule I or II other than those specified in the registration.

(c) Practitioners must be registered, or exempted under section 69.50.302(d) of this act, to dispense any controlled substances or to conduct research with controlled substances in Schedules II through V if they are authorized to dispense or conduct research under the law of this state. The board need not require separate registration under this Article for practitioners engaging in research with nonnarcotic controlled substances in Schedules II through V where the registrant is already registered under this Article in another capacity. Practitioners registered under federal law to conduct research with Schedule I substances may conduct research with Schedule I substances within this state upon furnishing the board evidence of that federal registration.

(d) Compliance by manufacturers and distributors with the provisions of the federal law respecting registration entitles them to be registered under this act upon application and payment of the required fee.

**NEW SECTION. Sec. 69.50.304. Revocation and Suspension of Registration.** (a) A registration, or exemption from registration, under section 69.50.303 to manufacture, distribute, or dispense a controlled substance may be suspended or revoked by the state board of pharmacy upon a finding that the registrant:

(1) has furnished false or fraudulent material information in any application filed under this act;

(2) has been found guilty of a felony under any state or federal law relating to any controlled substance; or

(3) has had his federal registration suspended or revoked to manufacture, distribute, or dispense controlled substances.

(b) The board may limit revocation or suspension of a registration to the particular controlled substance or schedule of controlled substances, with respect to which grounds for revocation or suspension exist.

(c) If the board suspends or revokes a registration, all controlled substances owned or possessed by the registrant at the time of suspension or the effective date of the revocation

order may be placed under seal. No disposition may be made of substances under seal until the time for taking an appeal has elapsed or until all appeals have been concluded unless a court, upon application therefor, orders the sale of perishable substances and the deposit of the proceeds of the sale with the court. Upon a revocation order becoming final, all controlled substances may be forfeited to the state.

(d) The board shall promptly notify the Bureau of all orders suspending or revoking registration and all forfeitures of controlled substances.

**NEW SECTION.** Sec. 69.50.305. Procedure for Denial, Suspension or Revocation of Registration. (a) Any registration, or exemption from registration, issued pursuant to the provisions of this act shall not be denied, suspended, or revoked unless the board denies, suspends, or revokes such registration, or exemption from registration, by proceedings consistent with the administrative procedure act, chapter 34.04 RCW.

(b) The board may suspend any registration simultaneously with the institution of proceedings under section 69.50.304, or where renewal of registration is refused, if it finds that there is an imminent danger to the public health or safety which warrants this action. The suspension shall continue in effect until the conclusion of the proceedings, including judicial review thereof, unless sooner withdrawn by the board or dissolved by a court of competent jurisdiction.

**NEW SECTION.** Sec. 69.50.306. Records of Registrants. Persons registered, or exempted from registration under 69.50.302(d), to manufacture, distribute, dispense, or administer controlled substances under this act shall keep records and maintain inventories in conformance with the record-keeping and inventory requirements of federal law and with any additional rules the state board of pharmacy issues.

**NEW SECTION.** Sec. 69.50.307. Order Forms. Controlled substances in Schedules I and II shall be distributed by a registrant or person exempt from registration under 69.50.302(d) to another registrant, or person exempt from registration under 69.50.302(d), only pursuant to an order form. Compliance with the provisions of federal law respecting order forms shall be deemed compliance with this section.

**NEW SECTION.** Sec. 69.50.308. Prescriptions. (a) Except when dispensed directly by a practitioner authorized to prescribe or administer a controlled substance to an ultimate user, no controlled substance in Schedule II may be dispensed without the written prescription of a practitioner.

(b) In emergency situations, as defined by rule of the state board of pharmacy, Schedule II drugs may be dispensed upon oral prescription of a practitioner, reduced promptly to writing and filed by the pharmacy. Prescriptions shall be retained in conformity with the requirements of section 69.50.306. No prescription for a Schedule II substance may be refilled.

(c) Except when dispensed directly by a practitioner authorized to prescribe or administer a controlled substance to an ultimate user, a controlled substance included in Schedules III or IV, which is a prescription drug as determined under RCW 69.04.560, shall not be dispensed without a written or oral prescription of a practitioner. Any oral prescription must be promptly reduced to writing. The prescription shall not be filled or refilled more than six months after the date thereof or be refilled more than five times, unless renewed by the practitioner.

(d) A valid prescription or lawful order of a practitioner, in order to be effective in legalizing the possession of controlled substances, must be issued in good faith for a legitimate medical purpose by one authorized to prescribe the use of such controlled substance. An order purporting to be a prescription not in the course of professional treatment is not a valid prescription or lawful order of a practitioner within the meaning and intent of this act; and the person who knows or should know that he is filling such an order, as well as the person issuing it, can be charged with a violation of this chapter.

(e) A controlled substance included in Schedule V shall not be distributed or dispensed other than for a medical purpose.

**NEW SECTION.** Sec. 69.50.309. Containers. A person to whom or for whose use any controlled substance has been prescribed, sold, or dispensed by a practitioner, and the owner of any animal for which such controlled substance has been prescribed, sold, or dispensed may lawfully possess it only in the container in which it was delivered to him by the person selling or dispensing the same.

#### ARTICLE IV OFFENSES AND PENALTIES

**NEW SECTION.** Sec. 69.50.401. Prohibited Acts A—Penalties. (a) Except as authorized by this act, it is unlawful for any person to manufacture, deliver, or possess with intent to manufacture or deliver, a controlled substance.

(1) Any person who violates this subsection with respect to:

(i) a controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than ten years, or fined not more than twenty-five thousand dollars, or both;

(ii) any other controlled substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iii) a substance classified in Schedule IV, is guilty of a crime and upon conviction may

be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iv) a substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both.

(b) Except as authorized by this act, it is unlawful for any person to create, deliver, or possess a counterfeit substance.

(1) Any person who violates this subsection with respect to:

(i) a counterfeit substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than ten years, fined not more than twenty-five thousand dollars, or both;

(ii) any other counterfeit substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iii) a counterfeit substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both;

(iv) a counterfeit substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both.

(c) It is unlawful for any person to possess a controlled substance unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his professional practice, or except as otherwise authorized by this act. Any person who violates this subsection is guilty of a crime, and upon conviction may be imprisoned for not more than five years, fined not more than ten thousand dollars, or both, except as provided for in subsection (d) of this section.

(d) Except as provided for in subsection (a)(1)(ii) of this section any person found guilty of possession of forty grams or less of marihuana shall be guilty of a misdemeanor.

**NEW SECTION.** Sec. 69.50.402. Prohibited Acts B—Penalties. (a) It is unlawful for any person:

(1) who is subject to Article III to distribute or dispense a controlled substance in violation of section 69.50.308;

(2) who is a registrant, to manufacture a controlled substance not authorized by his registration, or to distribute or dispense a controlled substance not authorized by his registration to another registrant or other authorized person;

(3) to refuse or fail to make, keep or furnish any record, notification, order form, statement, invoice or information required under this act;

(4) to refuse an entry into any premises for any inspection authorized by this act; or  
(5) knowingly to keep or maintain any store, shop, warehouse, dwelling, building, vehicle, boat, aircraft, or other structure or place, which is resorted to by persons using controlled substances in violation of this act for the purpose of using these substances, or which is used for keeping or selling them in violation of this act.

(b) Any person who violates this section is guilty of a crime and upon conviction may be imprisoned for not more than two years, fined not more than two thousand dollars, or both.

**NEW SECTION.** Sec. 69.50.403. Prohibited Acts C—Penalties. (a) It is unlawful for any person knowingly or intentionally:

(1) To distribute as a registrant a controlled substance classified in Schedule I or II, except pursuant to an order form as required by section 69.50.307 of this act;

(2) To use in the course of the manufacture or distribution of a controlled substance a registration number which is fictitious, revoked, suspended, or issued to another person;

(3) To obtain or attempt to obtain a controlled substance, or procure or attempt to procure the administration of a controlled substance, (i) by fraud, deceit, misrepresentation, or subterfuge; or (ii) by forgery or alteration of a prescription or any written order; or (iii) by the concealment of material fact; or (iv) by the use of a false name or the giving of a false address.

(4) To falsely assume the title of, or represent himself to be, a manufacturer, wholesaler, pharmacist, physician, dentist, veterinarian, or other authorized person for the purpose of obtaining a controlled substance.

(5) To make or utter any false or forged prescription or false or forged written order.

(6) To affix any false or forged label to a package or receptacle containing controlled substances.

(7) To furnish false or fraudulent material information in, or omit any material information from, any application, report, or other document required to be kept or filed under this act, or any record required to be kept by this act; or

(8) To make, distribute, or possess any punch, die, plate, stone, or other thing designed to print, imprint, or reproduce the trademark, trade name, or other identifying mark, imprint, or device of another or any likeness of any of the foregoing upon any drug or container or labeling thereof so as to render the drug a counterfeit substance.

(b) Information communicated to a practitioner in an effort unlawfully to procure a controlled substance or unlawfully to procure the administration of such substance, shall not be deemed a privileged communication.

(c) Any person who violates this section is guilty of a crime and upon conviction may be imprisoned for not more than two years, or fined not more than two thousand dollars, or both.

*NEW SECTION.* Sec. 69.50.404. Penalties Under Other Laws. Any penalty imposed for violation of this act is in addition to, and not in lieu of, any civil or administrative penalty or sanction otherwise authorized by law.

*NEW SECTION.* Sec. 69.50.405. Bar to Prosecution. If a violation of this act is a violation of a federal law or the law of another state, a conviction or acquittal under federal law or the law of another state for the same act is a bar to prosecution in this state.

*NEW SECTION.* Sec. 69.50.406. Distribution to Persons Under Age 18. Any person eighteen years of age or over who violates section 69.50.401(a) by distributing a controlled substance listed in Schedules I or II which is a narcotic drug to a person under eighteen years of age who is at least three years his junior is punishable by the fine authorized by section 69.50.401(a)(1)(i), by a term of imprisonment of up to twice that authorized by section 69.50.401(a)(1)(i), or by both. Any person eighteen years of age or over who violates section 69.50.401(a) by distributing any other controlled substance listed in Schedules I, II, III, IV, and V to a person under eighteen years of age who is at least three years his junior is punishable by the fine authorized by section 69.50.401(a)(1)(ii), (iii), or (iv), by a term of imprisonment up to twice that authorized by section 69.50.401(a)(1)(ii), (iii), or (iv), or both.

*NEW SECTION.* Sec. 69.50.407. Conspiracy. Any person who attempts or conspires to commit any offense defined in this chapter is punishable by imprisonment or fine or both which may not exceed the maximum punishment prescribed for the offense, the commission of which was the object of the attempt or conspiracy.

*NEW SECTION.* Sec. 69.50.408. Second or Subsequent Offenses. (a) Any person convicted of a second or subsequent offense under this act may be imprisoned for a term up to twice the term otherwise authorized, fined an amount up to twice that otherwise authorized, or both.

(b) For purposes of this section, an offense is considered a second or subsequent offense, if, prior to his conviction of the offense, the offender has at any time been convicted under this act or under any statute of the United States or of any state relating to narcotic drugs, marihuana, depressant, stimulant, or hallucinogenic drugs.

(c) This section does not apply to offenses under section 69.50.401(c).

#### ARTICLE V ENFORCEMENT AND ADMINISTRATIVE PROVISIONS

*NEW SECTION.* Sec. 69.50.500. Powers of Enforcement Personnel.

(a) It is hereby made the duty of the state board of pharmacy, its officers, agents, inspectors and representatives, and all law enforcement officers within the state, and of all prosecuting attorneys, to enforce all provisions of this act, except those specifically delegated, and to cooperate with all agencies charged with the enforcement of the laws of the United States, of this state, and all other states, relating to controlled substances as defined in this act.

(b) Employees of the Washington state board of pharmacy, who are so designated by the board as enforcement officers are declared to be peace officers and shall be vested with police powers to enforce the drug laws of this state, including this act.

*NEW SECTION.* Sec. 69.50.501. Administrative Inspections. The state board of pharmacy may make administrative inspections of controlled premises in accordance with the following provisions:

(1) For purposes of this section only, "controlled premises" means:

(a) places where persons registered or exempted from registration requirements under this act are required to keep records; and

(b) places including factories, warehouses, establishments, and conveyances in which persons registered or exempted from registration requirements under this act are permitted to hold, manufacture, compound, process, sell, deliver, or otherwise dispose of any controlled substance.

(2) When authorized by an administrative inspection warrant issued pursuant to section 69.50.502 of this act an officer or employee designated by the board, upon presenting the warrant and appropriate credentials to the owner, operator, or agent in charge, may enter controlled premises for the purpose of conducting an administrative inspection.

(3) When authorized by an administrative inspection warrant, an officer or employee designated by the board may:

(a) inspect and copy records required by this act to be kept;

(b) inspect, within reasonable limits and in a reasonable manner, controlled premises and all pertinent equipment, finished and unfinished material, containers and labeling found therein, and, except as provided in subsection (5) of this section, all other things therein, including records, files, papers, processes, controls, and facilities bearing on violation of this act; and

(c) inventory any stock of any controlled substance therein and obtain samples thereof;

(4) This section does not prevent the inspection without a warrant of books and records pursuant to an administrative subpoena issued in accordance with chapter 34.04 RCW, nor does it prevent entries and administrative inspections, including seizures of property, without a warrant:

- (a) if the owner, operator, or agent in charge of the controlled premises consents;
  - (b) in situations presenting imminent danger to health or safety;
  - (c) in situations involving inspection of conveyances if there is reasonable cause to believe that the mobility of the conveyance makes it impracticable to obtain a warrant;
  - (d) in any other exceptional or emergency circumstance where time or opportunity to apply for a warrant is lacking; or,
  - (e) in all other situations in which a warrant is not constitutionally required;
- (5) An inspection authorized by this section shall not extend to financial data, sales data, other than shipment data, or pricing data unless the owner, operator, or agent in charge of the controlled premises consents in writing.

**NEW SECTION. Sec. 69.50.502. Warrants for Administrative Inspections.** Issuance and execution of administrative inspection warrants shall be as follows:

(1) A judge of a superior court, or a judge of a district court within his jurisdiction, and upon proper oath or affirmation showing probable cause, may issue warrants for the purpose of conducting administrative inspections authorized by this act or rules hereunder, and seizures of property appropriate to the inspections. For purposes of the issuance of administrative inspection warrants, probable cause exists upon showing a valid public interest in the effective enforcement of this act or rules hereunder, sufficient to justify administrative inspection of the area, premises, building or conveyance in the circumstances specified in the application for the warrant;

(2) A warrant shall issue only upon an affidavit of a designated officer or employee having knowledge of the facts alleged, sworn to before the judge and establishing the grounds for issuing the warrant. If the judge is satisfied that grounds for the application exist or that there is probable cause to believe they exist, he shall issue a warrant identifying the area, premises, building, or conveyance to be inspected, the purpose of the inspection, and, if appropriate, the type of property to be inspected, if any. The warrant shall:

(a) state the grounds for its issuance and the name of each person whose affidavit has been taken in support thereof;

(b) be directed to a person authorized by section 69.50.500 to execute it;

(c) command the person to whom it is directed to inspect the area, premises, building, or conveyance identified for the purpose specified and, if appropriate, direct the seizure of the property specified;

(d) identify the item or types of property to be seized, if any;

(e) direct that it be served during normal business hours and designate the judge to whom it shall be returned;

(3) A warrant issued pursuant to this section must be executed and returned within ten days of its date unless, upon a showing of a need for additional time, the court orders otherwise. If property is seized pursuant to a warrant, a copy shall be given to the person from whom or from whose premises the property is taken, together with a receipt for the property taken. The return of the warrant shall be made promptly, accompanied by a written inventory of any property taken. The inventory shall be made in the presence of the person executing the warrant and of the person from whose possession or premises the property was taken, if present, or in the presence of at least one credible person other than the person executing the warrant. A copy of the inventory shall be delivered to the person from whom or from whose premises the property was taken and to the applicant for the warrant;

(4) The judge who has issued a warrant shall attach thereto a copy of the return and all papers returnable in connection therewith and file them with the clerk of the court in which the inspection was made.

**NEW SECTION. Sec. 69.50.503. Injunctions.** (a) The superior courts of this state have jurisdiction to restrain or enjoin violations of this act.

(b) The defendant may demand trial by jury for an alleged violation of an injunction or restraining order under this section.

**NEW SECTION. Sec. 69.50.504. Cooperative Arrangements.** The state board of pharmacy shall cooperate with federal and other state agencies in discharging its responsibilities concerning traffic in controlled substances and in suppressing the abuse of controlled substances.

**NEW SECTION. Sec. 69.50.505. Forfeitures.** (a) The following are subject to forfeiture:

(1) all controlled substances which have been manufactured, distributed, dispensed or acquired in violation of this act;

(2) all raw materials, products and equipment of any kind which are used, or intended for use, in manufacturing, compounding, processing, delivering, importing, or exporting any controlled substance in violation of this act;

(3) all property which is used, or intended for use, as a container for property described in paragraphs (1) or (2);

(4) all conveyances, including aircraft, vehicles or vessels, which are used, or intended for use, to transport, or in any manner to facilitate the transportation, for the purpose of sale or receipt of property described in paragraph (1) or (2), but:

(i) no conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of this act;

(ii) no conveyance is subject to forfeiture under this section by reason of any act or

omission established by the owner thereof to have been committed or omitted without his knowledge or consent;

(iii) a conveyance is not subject to forfeiture for a violation of section 69.50.401(c); and,

(iv) a forfeiture of a conveyance encumbered by a bona fide security interest is subject to the interest of the secured party if he neither had knowledge of nor consented to the act or omission.

(5) all books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or intended for use, in violation of this act.

(b) Property subject to forfeiture under this act may be seized by any board inspector or law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure without process may be made if:

(1) the seizure is incident to an arrest or a search under a search warrant or an inspection under an administrative inspection warrant;

(2) the property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding based upon this act;

(3) a board inspector or law enforcement officer has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(4) the board inspector or law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of this act.

(c) In the event of seizure pursuant to subsection (b), proceedings under subsection (d) shall be instituted promptly.

(d) Property taken or detained under this section shall not be subject to replevin, but is deemed to be in the custody of the board or seizing law enforcement agency subject only to the orders and decrees of the superior court having jurisdiction over the forfeiture proceedings. When property is seized under this act, the board or seizing law enforcement agency may:

(1) place the property under seal;

(2) remove the property to a place designated by it; or

(3) request the appropriate sheriff or director of public safety to take custody of the property and remove it to an appropriate location for disposition in accordance with law.

(e) When property is forfeited under this act the board or seizing law enforcement agency may:

(1) retain it for official use or upon application by any law enforcement agency of this state release such property to such agency for the exclusive use of enforcing the provisions of this act;

(2) sell that which is not required to be destroyed by law and which is not harmful to the public. The proceeds shall be used for payment of all proper expenses of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising and court costs;

(3) request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law; or

(4) forward it to the Bureau for disposition.

(f) Controlled substances listed in Schedule I, II, III, IV and V that are possessed, transferred, sold, or offered for sale in violation of this act are contraband and shall be seized and summarily forfeited to the state. Controlled substances listed in Schedule I, II, III, IV and V, which are seized or come into the possession of the board, the owners of which are unknown, are contraband and shall be summarily forfeited to the board.

(g) Species of plants from which controlled substances in Schedules I and II may be derived which have been planted or cultivated in violation of this act, or of which the owners or cultivators are unknown, or which are wild growths, may be seized and summarily forfeited to the board.

(h) The failure, upon demand by a board inspector or law enforcement officer, of the person in occupancy or in control of land or premises upon which the species of plants are growing or being stored, to produce an appropriate registration, or proof that he is the holder thereof, constitutes authority for the seizure and forfeiture of the plants.

**NEW SECTION.** Sec. 69.50.506. Burden of Proof; Liabilities. (a) It is not necessary for the state to negate any exemption or exception in this act in any complaint, information, indictment or other pleading or in any trial, hearing, or other proceeding under this act. The burden of proof of any exemption or exception is upon the person claiming it.

(b) In the absence of proof that a person is the duly authorized holder of an appropriate registration or order form issued under this act, he is presumed not to be the holder of the registration or form. The burden of proof is upon him to rebut the presumption.

(c) No liability is imposed by this act upon any authorized state, county or municipal officer, engaged in the lawful performance of his duties.

**NEW SECTION.** Sec. 69.50.507. Judicial Review. All final determinations, findings and conclusions of the state board of pharmacy under this act are final and conclusive decisions of the matters involved. Any person aggrieved by the decision may obtain review of the decision in the superior court wherein he resides or in the superior court of Thurston county, such review to be in conformity with the administrative procedure act, chapter 34.04 RCW.

**NEW SECTION.** Sec. 69.50.508. Education and Research. (a) The state board of pharmacy may carry out educational programs designed to prevent and deter misuse and abuse of controlled substances. In connection with these programs it may:

(1) promote better recognition of the problems of misuse and abuse of controlled substances within the regulated industry and among interested groups and organizations;

(2) assist the regulated industry and interested groups and organizations in contributing to the reduction of misuse and abuse of controlled substances;

(3) consult with interested groups and organizations to aid them in solving administrative and organizational problems;

(4) evaluate procedures, projects, techniques, and controls conducted or proposed as part of educational programs on misuse and abuse of controlled substances;

(5) disseminate the results of research on misuse and abuse of controlled substances to promote a better public understanding of what problems exist and what can be done to combat them; and

(6) assist in the education and training of state and local law enforcement officials in their efforts to control misuse and abuse of controlled substances.

(b) The board may encourage research on misuse and abuse of controlled substances. In connection with the research, and in furtherance of the enforcement of this act, it may:

(1) establish methods to assess accurately the effects of controlled substances and identify and characterize those with potential for abuse;

(2) make studies and undertake programs of research to:

(i) develop new or improved approaches, techniques, systems, equipment and devices to strengthen the enforcement of this act;

(ii) determine patterns of misuse and abuse of controlled substances and the social effects thereof; and,

(iii) improve methods for preventing, predicting, understanding and dealing with the misuse and abuse of controlled substances; and,

(3) enter into contracts with public agencies, institutions of higher education, and private organizations or individuals for the purpose of conducting research, demonstrations, or special projects which bear directly on misuse and abuse of controlled substances.

(c) The board may enter into contracts for educational and research activities without performance bonds.

(d) The board may authorize persons engaged in research on the use and effects of controlled substances to withhold the names and other identifying characteristics of individuals who are the subjects of the research. Persons who obtain this authorization are not compelled in any civil, criminal, administrative, legislative, or other proceeding to identify the individuals who are the subjects of research for which the authorization was obtained.

(e) The board may authorize the possession and distribution of controlled substances by persons engaged in research. Persons who obtain this authorization are exempt from state prosecution for possession and distribution of controlled substances to the extent of the authorization.

**NEW SECTION.** Sec. 69.50.509. Search and Seizure of Controlled Substances. If, upon the sworn complaint of any person, it shall be made to appear to any judge of the superior court, justice of the peace, district court judge or municipal judge that there is probable cause to believe that any controlled substance is being used, manufactured, sold, bartered, exchanged, administered, dispensed, delivered, distributed, produced, possessed, given away, furnished or otherwise disposed of or kept in violation of the provisions of this act, such justice of the peace or judge shall, with or without the approval of the prosecuting attorney, issue a warrant directed to any law enforcement officer of the state, commanding him to search the premises designated and described in such complaint and warrant, and to seize all controlled substances there found, together with the vessels in which they are contained, and all implements, furniture and fixtures used or kept for the illegal manufacture, sale, barter, exchange, administering, dispensing, delivering, distributing, producing, possessing, giving away, furnishing or otherwise disposing of such controlled substances, and to safely keep the same, and to make a return of said warrant within three days, showing all acts and things done thereunder, with a particular statement of all articles seized and the name of the person or persons in whose possession the same were found, if any, and if no person be found in the possession of said articles, the returns shall so state. The provisions of RCW 10.31.030 as now or hereafter amended shall apply to actions taken pursuant to this act.

**NEW SECTION.** Sec. 69.50.510. Recording. The provisions of chapter 9.73 RCW shall not be applicable to the transmitting or recording of any private conversation or communication by any means by law enforcement authorities when a violation of any of the provisions of this chapter is involved and the authorities have the consent of one of the parties to said conversation or communication.

**NEW SECTION.** Sec. 69.50.511. Immunity. Whenever, in the judgment of a prosecuting attorney, evidence is available from any person relative to an offense described in this chapter, a prosecuting attorney may apply to a superior court for a grant of immunity concerning the testimony given or expected to be given by such person. If the court grants immunity, the person thereafter shall not be prosecuted or subjected to any penalty or forfeiture concerning any matter revealed upon which he was granted immunity, except for perjury or contempt upon his failure to testify concerning said matter.

#### ARTICLE VI MISCELLANEOUS

**NEW SECTION.** Sec. 69.50.601. Pending Proceedings. (a) Prosecution for any violation of law occurring prior to the effective date of this act is not affected or abated by

this act. If the offense being prosecuted is similar to one set out in Article IV of this act, then the penalties under Article IV apply if they are less than those under prior law.

(b) Civil seizures or forfeitures and injunctive proceedings commenced prior to the effective date of this act are not affected by this act.

(c) All administrative proceedings pending under prior laws which are superseded by this act shall be continued and brought to a final determination in accord with the laws and rules in effect prior to the effective date of the act. Any substance controlled under prior law which is not listed within Schedules I through V, is automatically controlled without further proceedings and shall be listed in the appropriate schedule.

(d) The state board of pharmacy shall initially permit persons to register who own or operate any establishment engaged in the manufacture, distribution, or dispensing of any controlled substance prior to the effective date of this act and who are registered or licensed by the state.

(e) This act applies to violations of law, seizures and forfeiture, injunctive proceedings, administrative proceedings and investigations which occur following its effective date.

**NEW SECTION.** Sec. 69.50.602. Continuation of Rules. Any orders and rules promulgated under any law affected by this act and in effect on the effective date of this act and not in conflict with it continue in effect until modified, superseded or repealed.

**NEW SECTION.** Sec. 69.50.603. Uniformity of Interpretation. This act shall be so applied and construed as to effectuate its general purpose to make uniform the law with respect to the subject of this act among those states which enact it.

**NEW SECTION.** Sec. 69.50.604. Short Title. This act may be cited as the Uniform Controlled Substances Act.

**NEW SECTION.** Sec. 69.50.605. Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

**NEW SECTION.** Sec. 69.50.606. Repealers. The laws specified below are repealed except with respect to rights and duties which matured, penalties which were incurred and proceedings which were begun before the effective date of this act:

(1) Section 2072, Code of 1881, section 418, chapter 249, Laws of 1909, section 4, chapter 205, Laws of 1963 and RCW 9.91.030;

(2) Section 69.33.220, chapter 27, Laws of 1959, section 7, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.220;

(3) Sections 69.33.230 through 69.33.280, chapter 27, Laws of 1959 and RCW 69.33.230 through 69.33.280;

(4) Section 69.33.290, chapter 27, Laws of 1959, section 1, chapter 97, Laws of 1959 and RCW 69.33.290;

(5) Section 69.33.300, chapter 27, Laws of 1959, section 8, chapter 256, Laws of 1969 ex. sess. and RCW 69.33.300;

(6) Sections 69.33.310 through 69.33.400, chapter 27, Laws of 1959 and RCW 69.33.310 through 69.33.400;

(7) Section 69.33.410, chapter 27, Laws of 1959, section 20, chapter 38, Laws of 1963 and RCW 69.33.410;

(8) Sections 69.33.420 through 69.33.440, 69.33.900 through 69.33.950, chapter 27, Laws of 1959 and RCW 69.33.420 through 69.33.440, 69.33.900 through 69.33.950;

(9) Section 255, chapter 249, Laws of 1909 and RCW 69.40.040;

(10) Section 1, chapter 6, Laws of 1939, section 1, chapter 29, Laws of 1939, section 1, chapter 57, Laws of 1945, section 1, chapter 24, Laws of 1955, section 1, chapter 49, Laws of 1961, section 1, chapter 71, Laws of 1967, section 9, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.060;

(11) Section 1, chapter 23, Laws of 1955, section 2, chapter 49, Laws of 1961, section 2, chapter 71, Laws of 1967 and RCW 69.40.061;

(12) Section 21, chapter 38, Laws of 1963 and RCW 69.40.063;

(13) Section 2, chapter 6, Laws of 1939, section 23, chapter 38, Laws of 1963, section 10, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.070;

(14) Section 12, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.075;

(15) Section 1, chapter 205, Laws of 1963 and RCW 69.40.080;

(16) Section 2, chapter 205, Laws of 1963 and RCW 69.40.090;

(17) Section 3, chapter 205, Laws of 1963 and RCW 69.40.100;

(18) Section 11, chapter 256, Laws of 1969 ex. sess. and RCW 69.40.110;

(19) Section 1, chapter 33, Laws of 1970 ex. sess. and RCW 69.40.120; and

(20) Section 1, chapter 80, Laws of 1970 ex. sess.

**NEW SECTION.** Sec. 69.50.607. Effective Date. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

**NEW SECTION.** Sec. 69.50.608. This act shall constitute a new chapter 69.50 RCW in Title 69 RCW.

Signed by Senators Day, Holman and Fleming; Representatives Eikenberry, Jastad and Curtis.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Second Substitute Senate Bill No. 146.

Representatives Curtis and Eikenberry spoke in favor of the motion, and Mr. Ross spoke against it.

The motion was carried.

FINAL PASSAGE OF SENATE BILL AS RECOMMENDED  
BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 146 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 146 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Blair, Kilbury, Maxie, Ross—4.

Absent or not voting: Representatives Copeland, Flanagan, Hoggins, Newhouse, Pardini—5.

Engrossed Second Substitute Senate Bill No. 146 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I wish to change my vote from "no" to "yes" on final passage of Engrossed Second Substitute Senate Bill No. 146 as recommended by the Free Conference Committee. PEGGY JOAN MAXIE, 37th District.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 142 with the following amendments:

On page 2, section 1, line 16 after "consideration," add a new sentence: "If there has not been adopted for the area under consideration a plan under any one of subsections (1), (2) or (3) of this section, the proposed action shall not be found inconsistent with such subsection."

On page 2, section 2, line 25, strike "water district be merged into a sewer" and insert "sewer district be merged into a water"

On page 3, section 2, line 23 after "consideration," add a new sentence: "If there has not been adopted for the area under consideration a plan under any one of subsections (1), (2) or (3) of this section, the proposed action shall not be found inconsistent with such subsection."

On page 3, section 3, line 33, after "36.93.090 and" strike "the legislative authority" and insert "a copy thereof with the legislative authority. The latter"

On page 4, section 3, line 10 after "36.93.180." add a new sentence: "Action of the

board after review of the proposed action shall supersede approval or disapproval by the county legislative authority," and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 142.

## PARLIAMENTARY INQUIRY

Mr. Barden: "Mr. Speaker, would it be appropriate to amend that motion to accept all of the Senate amendments except the last one to page 4, section 3?"

The Speaker: "It would be a motion to divide the question, Mr. Barden."

## MOTION

Mr. Barden moved that the question be divided, and that the House concur in the first four Senate amendments and refuse to concur in the Senate amendment to page 4, section 3.

Representative Barden spoke in favor of the motion to divide the question, and Representatives Smythe, Haussler and North spoke against it.

The motion by Mr. Barden to divide the question was lost.

The Speaker stated the question before the House to be the motion by Mr. Morrison that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 142.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 142 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 142 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 6; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—90.

Voting nay: Representatives Barden, Conway, Gladder, Hubbard, Kuehne, Spanton—6.

Absent or not voting: Representatives Bledsoe, Pardini, Van Dyk—3.

Engrossed Substitute House Bill No. 142 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 214 with the following amendments:

Strike all material after the enacting clause and insert the following:

"Section 1, Section 29.82.020, chapter 9, Laws of 1965 and RCW 29.82.020 are each amended to read as follows:

*If the recall is demanded of a state-wide elected official, the superior court of Thurston county shall determine within fifteen days of the filing of the charge whether or not the acts complained of in the charge are acts of malfeasance or misfeasance while in office, or a violation of the oath of office, as specified in the Constitution [.] . If the recall is demanded of any other official, the superior court of the county in which the person subject to recall resides shall make such determination within fifteen days of the filing of the charge. Upon determination that the recall charges meet the constitutional requirements, the [officer with whom the charge is filed] attorney general or the prosecuting attorney, as the case may be, shall, within thirty days of the filing of the charge, formulate a ballot synopsis of such charge of not to exceed two hundred words, which shall set forth the name of the person charged, the title of his office, and a concise statement of the elements of the charge, and shall notify the persons filing the charge of the exact language of such ballot synopsis, and attach a copy thereof to and file the same with the charge, and thereafter such charge shall be designated on all petitions, ballots and other proceedings in relation thereto by such synopsis.*

**NEW SECTION.** Sec. 2. There is added to chapter 9, Laws of 1965 and to chapter 29.82 RCW a new section to read as follows:

The sponsors of a recall demanded of any public officer may obtain and file supporting signatures after the issuance of the ballot synopsis by the appropriate official. Such signatures shall be obtained and filed within the time periods prescribed as follows:

(1) In the case of a person elected for a two year term of office, all petitions must be filed and circulation stopped not less than six months prior to the next general election in which the officer whose recall is demanded is subject to reelection.

(2) In the case of a person elected to a four or six year term of office, all petitions must be filed and circulation stopped within ten months prior to the next general election in which the officer whose recall is demanded is subject to reelection.

Notwithstanding any other provision of law, a recall election shall not be held after the general election when the officer whose recall is demanded was subject to reelection, if such general election is the one immediately following the recall demand.

The sponsors of a recall demanded of an officer elected to a state-wide position shall have a maximum of two hundred and seventy days in which to obtain and file supporting signatures after the issuance of a ballot synopsis by the attorney general subject to the limitations of (1) and (2) of this section. The sponsors of a recall demanded of any other officer shall have a maximum of one hundred and eighty days in which to obtain and file supporting signatures after the issuance of a ballot synopsis by the appropriate official, or after a final determination by a court of competent jurisdiction, whichever is later, subject to the limitations of (1) and (2) of this section.

Sec. 3. Section 29.82.030, chapter 9, Laws of 1965 and RCW 29.82.030 are each amended to read as follows:

Upon being notified of the language of the ballot synopsis of the charge, the persons filing the charge shall cause to be printed on single sheets of [white] paper of good quality twelve inches in width by fourteen inches in length and with a margin of one and three-fourths inches at the top for binding, blank petitions for the recall and discharge of such officer. Such petitions shall be substantially in the following form:

## WARNING

Every person who signs this petition with any other than his true name, or who knowingly signs more than one of these petitions, or who signs this petition when he is not a legal voter, or who makes herein any false statement, shall be fined, or imprisoned, or both.

Petition for the recall of (here insert the name of the office and of the person whose recall is petitioned for) to the Honorable (here insert the name and title of the officer with whom the charge is filed).

We the undersigned citizens of (the State of Washington or the political subdivision in which the recall is invoked, as the case may be) and legal voters of the respective precincts set opposite our respective names, respectfully direct that a special election be called to determine whether or not (here insert the name of the person charged and the office which he holds) be recalled and discharged from his office, for and on account of (his having committed the act or acts of malfeasance or misfeasance while in office, or having violated his oath of office, as the case may be), in the following particulars: (here insert the synopsis of the charge); and each of us for himself says: I have personally signed this petition; I am a legal voter of the State of Washington in the precinct and city (or town) and county written after my name, and my residence address is correctly stated.

Petitioner's signature	Residence address, street and number, if any	Precinct name or number	City or Town	County
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(Here follow 20 numbered lines divided into columns as below.)

1. ....
2. ....
3. ....
- etc.

Sec. 4. Section 29.82.100, chapter 9, Laws of 1965 and RCW 29.82.100 are each amended to read as follows:

If at the conclusion of the canvass and count, it is found that a petition for recall bears the requisite number of signatures of certified legal voters, the officer with whom the petition is filed shall certify the proposition to the proper authority which shall fix a date, not [less than ten nor] more than fifteen days after the conclusion of the canvass, for calling a special election to determine whether or not the officer charged shall be recalled and discharged from his office. On the date fixed the election shall be called. The special election shall be held not less than [thirty] *forty-five* nor more than [forty] *sixty* days from the date of the call, and notice thereof shall be given in the manner required by law for calling special elections in the state or in the political subdivision, as the case may be.

*NEW SECTION.* Sec. 5. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

In line 3 of the title, after "29.82.020;" and before "amending" insert "amending section 29.82.030, chapter 9, Laws of 1965 and RCW 29.82.030;"

In line 5 of the title after "RCW:" and before "creating" insert "and"

In line 5 of the title after "sections" and before the period strike "and declaring an emergency",

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed Substitute House Bill No. 214 and that the Senate be asked to recede therefrom.

Mr. Ross spoke in favor of the motion.

The motion was carried.

SENATE AMENDMENT TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 229 with the following amendment:

On page 1, section 1, line 21, after "towns," and before "is vested" strike "*and at county road crossings*" and insert "*and at grade crossings as defined in RCW 81.53.010 where such grade crossings are outside the limits of cities and towns.*", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 229.

Mr. Bluechel spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 229 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 229 as

amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Julin, Pardini—2.

Engrossed House Bill No. 229 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 247 with the following amendments:

On page 5, section 4, line 19 after "vehicle" and before the period insert "PROVIDED, That in order to encourage experimentation with nonpolluting fuels, no tax shall be imposed upon the use of natural gas as herein defined or on liquified petroleum gas, commonly called propane, which is used in a fleet of three or more motor vehicles owned and operated by the state of Washington, and its legal subdivisions until July 1, 1975"

On page 32, section 35, line 9 and 10, strike "June 30, 1972" and insert "December 31, 1971"

On page 32, section 35, line 12 strike "October" and insert "April"

On page 32, section 36, line 19 strike "July" and insert "January" and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Substitute House Bill No. 247.

Mr. Spanton spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 247 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 247 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Julin, Pardini—2.

Substitute House Bill No. 247 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENTS TO HOUSE BILL

May 5, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 291 with the following amendments:

Beginning on line 4 of the title after "9.66.010;" strike everything down to and including "RCW 9.47.140;" on line 22

In line 22 of the title after "9.47.140;" strike everything down to and including "the people;" on line 24

On page 3, section 2, line 20, after "insurance" and before the period insert "nor does it include drawings conducted by business enterprises in connection with business promotions, where there is no charge to enter the drawing or any other charges directly or indirectly related thereto, and it is not necessary to make any purchase to enter the contest and it is not necessary to be present at the drawing to win any of the prizes: PROVIDED, That no sponsoring business firm may conduct more than one such drawing during each calendar year and that the period of the drawing and its promotion shall not extend for more than seven consecutive days: PROVIDED FURTHER, That if the sponsoring organization has more than one outlet in the state such drawings must be held in all such outlets at the same time except that a sponsoring organization with more than one outlet may conduct a separate drawing in connection with the first grand opening of any such outlet"

On page 7, section 2, line 21 after "persons" strike "placing wagers at" and insert "playing any"

On page 7, line 27, after "such game" strike all matter down to and including "subsection." on line 32 and insert "or

(g) Is conducted as part of any agricultural fair as authorized under chapters 15.76 or 36.37 RCW."

On page 12, section 8, beginning on line 22 after "sheriff" insert "of the county, or legal counsel,"

On page 12, section 8, beginning on line 22 after "police of" strike "the county or city" and insert "any city or town"

On page 13, section 10, line 17 after "prosecuting attorney," insert "or legal counsel of any city or town wherein a violation of this 1971 amendatory act occurs,"

On page 15, section 11, beginning on line 1 after "licensing" strike everything down to and including "or city" on line 8

On page 16, section 12, line 17 after "of skill" and before "in" insert " , each game having a monetary limit of one dollar for each participant therein,"

On page 16, section 13, line 25, insert as section 13:

"NEW SECTION. Sec. 13. It shall be lawful to conduct or to participate in any amusement game at any agricultural fair as the same are defined in section 2 of this act and the conduct of or participation in any such amusement game shall not: (1) Be deemed gambling for the purposes of any of the provisions of chapter 9.47 RCW; (2) be deemed a lottery for the purposes of any of the provisions of chapter 9.59 RCW or under Article 2, section 24 of the state Constitution; and (3) be deemed committing or maintaining a public nuisance under any law of this state, nor shall a place where any amusement game as defined in this act be conducted be deemed a public nuisance for the purposes of RCW 9.66.010."

Renumber section 13 as section 14, and renumber the remaining sections consecutively. Change all internal section references in the bill accordingly.

On page 16, section 13, beginning on line 29 after "is located" strike everything down to and including "or city" on page 17, line 2

On page 18, section 17, line 33, before "be" strike "Shall" and insert "As to subsections (1), (2) or (3) shall"

On page 19, line 2 after "both" insert " , and as to subsection (4) shall be guilty of a gross misdemeanor"

On page 21, line 10 strike all of section 22 and renumber the remaining section consecutively

On page 21, following section 22, add a new section as follows and renumber the remaining section consecutively:

"NEW SECTION. Sec. 23. Notwithstanding any other provision of this 1971 amendatory act, no county, city, or town, shall prohibit any activity provided for in this 1971 amendatory act, unless such county, city or town has in effect an ordinance(s) which shall have been approved by a majority of the members of the legislative authority of such county, city or town, relative to such named activity and prohibiting the same."

On page 22, following line 1 add a new section as follows:

"NEW SECTION. Sec. 24. This act shall automatically expire, and thereafter be of no force and effect, if SJR 5 is not approved by the people of the state of Washington," and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 291 and that the Senate be asked to recede therefrom.

Mr. Kuehnle spoke in favor of the motion.

The motion was carried.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 351 with the following amendments:

On line 3 of the title after "adding" and before "to" strike "a new section" and insert "new sections"

Amend the amendment by the House Committee on Judiciary to page 1, section 1, lines 8 to 21 as follows: on line 12 of the amendment, being page 1, line 17 of the engrossed bill, after "activities" strike "except where said physician, or dentist acts maliciously in filing the charges or presenting the evidence"

On page 1 following section 1 insert a new section to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 4.24 RCW a new section to read as follows:

Physicians licensed under chapter 18.71 RCW who, in good faith, file charges or present evidence against another member of their profession based on the claimed incompetency or gross misconduct of such person before the medical disciplinary board established under 18.72 RCW shall be immune from civil action for damages arising out of such activities."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 351.

Mr. Charette spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 351 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 351 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Hatfield, Kraabel, Pardini—3.

Engrossed House Bill No. 351 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 5, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 364 with the following amendments:

On line 2 of the title after "29.80.020," strike all material down to and including "29.80.020," on line 4 and insert the following: "chapter 9, Laws of 1965 as amended by section 78, chapter 81, Laws of 1971; amending sections 29.80.040, 29.80.050, 29.81.040, 29.81.100, 29.81.120 and 29.81.140, chapter 9, Laws of 1965 and RCW"

On page 1, section 1, line 8, beginning with "Section 1." strike all material down to and including "office." on page 2, line 5, and insert the following:

"Section 1. Section 29.80.020, chapter 9, Laws of 1965 as amended by section 78, chapter 81, Laws of 1971 and RCW 29.80.020 are each amended to read as follows:

*At a time to be determined by the secretary of state but in any event, not later than forty-five days prior to the applicable state general election, each nominee for the office of United States senator, United States representative, governor, lieutenant governor, secretary of state, state treasurer, state auditor, attorney general, superintendent of public instruction, commissioner of public lands, insurance commissioner, state senator, state representative, justice of the supreme court, judge of the court of appeals, and judge of the superior court may file with the secretary of state a [typewritten] written statement advocating his candidacy [not to exceed three hundred fifty words per printed page] accompanied by a photograph not more than five years old and of a size and quality which the secretary of state determines suitable for reproduction in the voters' pamphlet. The maximum number of words for such statements shall be determined according to the offices sought as follows: State representative, one hundred words; state senator, judge of the superior court, judge of the court of appeals, judge of the supreme court, and all state offices voted upon throughout the state, except that of governor, two hundred words; United States senator, United States representative and governor, three hundred words. No such statement or photograph shall be [filed by] printed in the candidates' pamphlet for any person who is the sole nominee for any nonpartisan or judicial office."*

On page 5, line 12 strike section 8 and renumber remaining section consecutively. and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 364.

Mr. Brown spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 364 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 364 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Biedsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed House Bill No. 364 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 438 with the following amendments:

On page 1, line 3 of the title, after "RCW 36.33.060;" insert "amending section 21, chapter 1, Laws of 1959 (Initiative No. 23) and RCW 41.14.210"

On page 1, section 1, beginning on line 17, strike the entire paragraph and insert "[Any surplus in this fund which may accrue from the cancellation of warrants shall be transferred to the current expense fund.]"

On page 1, section 2, beginning on line 27 after "fund." strike the remainder of the section.

On page 2, line 2 following section 2, add a new section to read as follows:

"Sec. 3. Section 21, chapter 1, Laws of 1959 (Initiative No. 23) and RCW 41.14.210 are each amended to read as follows:

The [board of county commissioners] *legislative body* of each *Class AA and A* county may provide in the county budget for each fiscal year a sum equal to [one-half] *one* percent of the preceding year's total payroll of those included under the jurisdiction and scope of this chapter. The funds so provided shall be used for the support of the commission. Any part of the funds so provided and not expended for the support of the commission during the fiscal year shall be placed in the general fund of the county, or counties according to the ratio of contribution, on the first day of January following the close of such fiscal year." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 438.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 438 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 438 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-95.

Absent or not voting: Representatives Bluechel, Brouillet, Julin, Pardini-4.

House Bill No. 438 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 457 with the following amendments:

On page 1, beginning on line 11 of the engrossed and printed bills, strike "repealing section 5, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.050;"

On page 1, following the enacting clause strike the remainder of the bill and insert the following:

"Section 1. Section 1, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.010 are each amended to read as follows:

When used in this chapter:

(1) [The term 'contribution' includes a gift, subscription, loan, advance or deposit of money or anything of value and includes a contract, promise or agreement, whether or not legally enforceable, to make a contribution, given with the intent of influencing the passage or defeat of any pending or proposed legislation;

(2) The term 'expenditure' includes a payment, *contribution, subscription, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure* L.] ;

[(3)] (2) The term 'person' includes an individual, partnership, committee, association, corporation, and any other organization or group of persons. The term does not include a member or member-elect of either house of the state legislature or *other state elected officials*;

[(4)] (3) The term 'legislation' means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the legislature;

(4) *The terms 'lobby' and 'lobbying' each mean attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington by influencing or attempting to influence any legislator other than the legislators representing the district wherein such person maintains his permanent residence;*

(5) *The term 'lobbyist' means a person who shall lobby either on his own or another's behalf, except as provided in section 3 of this 1971 amendatory act;*

(6) *The term 'lobbyist's employer' means the person or persons by whom or on whose behalf the lobbyist is employed, and all persons by whom he is compensated for acting as a lobbyist;*

(7) *The term 'code reviser' means the person so designated under the provisions of chapter 1.08 RCW;*

(8) *The terms 'senate board of ethics' and 'house board of ethics' mean the boards designated and defined in RCW 44.60.010.*

Sec. 2. Section 2, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.020 are each amended to read as follows:

(1) [Any person who shall be engaged for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington or the approval or veto of any legislation by the governor of the state of Washington shall register with the president of the senate and the speaker of the house before doing anything in furtherance of such object and shall give to such officers in writing and under oath a statement showing] *Before doing any lobbying a lobbyist shall register by filing with the code reviser a lobbyist registration statement executed under oath on a prescribed written form, for each of his employers, showing:*

(a) Name [or] , *permanent residential or business address; and residential or business address during the legislative session;*

(b) Name and address of the [person or persons by whom he is employed and in whose interest he appears or works and by whom he is compensated] *lobbyist's employer;*

(c) The duration of such employment;

(d) *If employed as a lobbyist, whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary or incidental part of his duties, or whether his compensated employment is solely for lobbying purposes;*

(e) A written authorization from [each person by whom he is employed] *the lobbyist's employer confirming such employment;*

(f) *Name and address of the person, if other than the lobbyist or his employer, who will have custody of the accounts, bills, receipts, books, papers, and documents required to be kept by section 7 of this 1971 amendatory act;*

(g) The general area or areas of his legislative interest.

(2) [In addition, any person as described in subsection (1) above shall similarly file not later than sixty days after the adjournment of each regular and extraordinary session of the legislature a statement which shall contain the total of all contributions and expenditures made, incurred, or expended for the purposes described in this section exclusive of personal living and travel expenses: PROVIDED, HOWEVER, That when an extraordinary session follows immediately after a regular session such statement shall be filed not later than sixty days after the adjournment of the extraordinary session.

(3) Each statement required by this section shall be made on forms agreed upon by the president of the senate and the speaker of the house, a duplicate copy of which shall be filed with and preserved by the secretary of state for a period of three years as a public record open to public inspection.] *On each Friday that the legislature is in session, the code reviser shall publish a list of the names of all lobbyists whose registration is then in effect and the names and addresses of the lobbyists' employers, and shall deliver a copy of this list to the governor, the president of the senate, the speaker of the house, the attorney general, the secretary of state, and the president of the capital correspondents' association.*

(3) *Whenever a change, modification, or termination to the lobbyist's employment occurs, the lobbyist shall within one week of such change, modification, or termination*

furnish full information regarding the same by filing with the code reviser an amended registration statement.

(4) The registration of all lobbyists shall terminate with the adjournment of the legislative session for which the lobbyist has registered: PROVIDED, HOWEVER, That the registration of all lobbyists shall continue in effect through the duration of any extraordinary session convened not more than ten days following the adjournment of any regular or other extraordinary session of the legislature.

Sec. 3. Section 3, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.030 are each amended to read as follows:

The following activities shall not be deemed to require compliance with [RCW 44.64.020] sections 2, 5, 8(1) nor 8(5) of this 1971 amendatory act:

(1) [The activities or appearance of a person promoting or opposing the passage of any legislation or its approval or veto by the governor, in his own behalf and not as a representative, agent or employee of another person] Lobbying without compensation or other consideration by a person in his own personal behalf, or as a member of a business, profession, occupation or other group where no different benefit or detriment will accrue to that person because of his membership than will accrue to any other member of such business, profession, occupation, or group;

(2) Providing professional services in the drafting of legislative measures or in advising [clients] and rendering opinions to clients as to the construction and effect of proposed or pending legislation, or in communicating with members of the legislature or the governor in connection therewith;

(3) Appearing or testifying [before] at a meeting of any committee of the legislature in support of or in opposition to any legislation;

(4) Giving testimony [at committee hearings upon the request of the legislature or a committee or a member thereof;

(5) Giving testimony or contacting legislators by government employees as a part of their official duties] or contacting legislators by gubernatorial appointees in the discharge of their official duties; [or

(6)] (5) News or feature reporting activities by working members of the press, radio, or television; or

(6) Communicating, orally or in writing, to a legislator in response to an inquiry received from such legislator, or participating, at a legislator's express or implied request, in any discussion of legislation initiated by such legislator.

Sec. 4. Section 4, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.040 are each amended to read as follows:

No agreement to [accomplish any purpose set forth in RCW 44.64.020] lobby shall be enforceable and no action shall be brought thereon where payment of all or any part of the compensation under said agreement depends in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation: PROVIDED, That this section shall not apply to those agreements made between attorney and client in connection with claims against the state of Washington.

Sec. 5. Section 6, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.060 are each amended to read as follows:

The [attorney general] senate board of ethics and house board of ethics designated in chapter 44.60 RCW shall enforce the provisions of this chapter [and shall prosecute, or may delegate to the appropriate prosecuting attorney the prosecution of all violations of this chapter: PROVIDED, That this section shall not preclude actions for the recovery of damages]. Each board shall have the following powers, duties, and functions:

(1) The boards jointly, shall adopt procedural rules and guidelines for processing complaints and notifications of violations including, but not limited to, rules for the preservation of confidentiality when necessary and in the public interest.

(2) Upon the written complaint of any person who has reason to believe that there is or has been a violation of this 1971 amendatory act, or whenever in the board's judgment the public interest requires, either board may cause the attorney general to investigate the activities of any lobbyist or other person when there is reason to believe he is or has been acting in violation of this 1971 amendatory act, or to authorize the attorney general to bring immediate civil action as provided in this act.

(3) When the attorney general investigates any lobbyist or other person as directed by either the senate board of ethics or house board of ethics he may require any such person or any other person reasonably believed to have information concerning the activities of such person to appear at a time and place designated by the attorney general in the county in which such person resides or is found, to give such information under oath and to produce all accounts, bills, receipts, books, papers, and documents related to the expenditures statement required by section 7 of this 1971 amendatory act. When the attorney general requires the attendance of any person to obtain such lobbying information or the production of the lobbyist's accounts, bills, receipts, books, papers and documents required to be preserved by section 7 of this 1971 amendatory act, he shall issue an order setting forth the time when and the place where attendance is required and shall cause the same to be delivered to or sent by registered mail to the person at least fourteen days before the date fixed for attendance. Such order shall have the same force and effect as a subpoena, shall be effective state-wide, and, upon application of the attorney general, obedience to the order may be enforced by any superior court judge in the county where the person receiving it resides or is found, in the same manner as though the notice were a subpoena. The court,

after hearing, for good cause, and upon application of any person aggrieved by the order, shall have the right to alter, amend, revise, suspend, or postpone all or any part of its provisions. In any case where the order is not enforced by the court according to its terms, the reasons for the court's actions shall be clearly stated in the record, and shall be subject to review by the appellate courts by certiorari or other appropriate proceeding.

(4) When the attorney general finds that a lobbyist has violated or is violating any provisions of this 1971 amendatory act he shall report his findings and recommendations to the board directing the investigation.

(5) When the senate board of ethics or house board of ethics has reason to believe that a lobbyist has violated or is violating any provision of this 1971 amendatory act, either board may request the attorney general to bring a civil action to revoke such lobbyists' registration and enjoin his lobbying activities. A lobbyist whose registration is revoked shall be enjoined from all lobbying activities for a period of not less than two years: PROVIDED, HOWEVER, That revocation of a lobbyist's registration does not excuse said lobbyist from filing the statements required under section 7 of this 1971 amendatory act.

(6) When the senate board of ethics or house board of ethics has reason to believe that a lobbyist has failed to file any statement required by section 7 of this 1971 amendatory act, or that a lobbyist has filed any such statement reporting less than the amount required to be reported, either board may request the attorney general to bring an action in the name of the state to require the filing of the required statement or information. If the state prevails in such action, there may be awarded as a judgment to the state for its general fund an amount not more than treble the difference between the amounts the lobbyist failed to disclose or file and the amounts the lobbyist actually disclosed or filed as having been made or incurred in connection with his lobbying activities; and the court may, in addition, award to the state all costs of investigating and trial, including a reasonable attorney's fee to be fixed by the court. If damages or treble damages are awarded in such action, the judgment may be awarded against the lobbyist, the lobbyist's employer or employers joined as defendants, jointly, severally, or both.

(7) The senate board of ethics or house board of ethics may by general rule authorize the attorney general to serve written notice upon any person whenever the attorney general has reason to believe that person is or has been violating section 2 of this 1971 amendatory act by carrying on lobbying activities without having registered, which notice shall direct such person to respond within twenty-four hours of receipt of such notice and show cause why he should not register or be enjoined from all lobbying activities. An action to enjoin such person's lobbying activities may be brought by the attorney general if the person does not register and the attorney general does not receive a satisfactory response as directed.

**NEW SECTION.** Sec. 6. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

The powers and duties of the attorney general pursuant to this 1971 amendatory act are in addition to his existing powers and duties and shall not be construed to limit or restrict the exercise of his powers or the performance of his duties under any other provision of law.

**NEW SECTION.** Sec. 7. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

(1) Any lobbyist registered according to section 2 of this 1971 amendatory act shall file with the code reviser not later than sixty days after the expiration of his lobbyist registration, whether by termination of employment or adjournment of any session of the legislature, a complete and detailed statement upon a prescribed form showing:

The totals of all expenditures made or incurred by or on behalf of such lobbyist during the legislative session, which totals shall be segregated according to financial category, including but not limited to the following: Entertainment, including food and refreshments; advertising; contributions; and other expenses or services: PROVIDED, HOWEVER, That a lobbyist's personal living and travel expenses and the expenses incidental to establishing and maintaining an office in connection with lobbying activities need not be reported.

The reporting period of the statement required by this subsection shall be the duration of each legislative session: PROVIDED, HOWEVER, That when an extraordinary session follows immediately after a regular session, the reporting period of the statement required by this subsection shall be the duration of both the regular and the extraordinary sessions, and such statement shall be filed not later than sixty days after the adjournment of the extraordinary session.

(2) Within ninety days after the termination of all lobbyist registrations by the adjournment of the legislature, the code reviser shall publish a report showing each person who has registered as a lobbyist since the last such report, and shall deliver a copy of such report to the governor, the president of the senate, the speaker of the house, the president of the capitol correspondents' association, the attorney general and the secretary of state. The report shall contain:

- (a) The lobbyist's name and permanent address;
- (b) The name and address of all employers listed by such lobbyist;
- (c) The total of all expenditures by category reported by such lobbyist.

The secretary of state shall file and preserve such report for a period of three years as a public record open to public inspection.

**NEW SECTION.** Sec. 8. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

A lobbyist has the following obligations, the violation of which shall constitute cause

for revocation of his registration, and may subject the lobbyist to other civil liabilities, as provided by this 1971 amendatory act.

A lobbyist shall obtain and preserve all accounts, bills, receipts, books, papers, and documents necessary to substantiate the financial reports required to be made under this 1971 amendatory act for a period of at least two years from the date of the filing of the statement containing such items: PROVIDED, That if the lobbyist is required under the terms of his employment contract to turn any records over to his employer, responsibility for the preservation of such records under this subsection shall rest with such employer.

In addition, a lobbyist shall not:

- (1) Engage in any activity as a lobbyist in any session before registering as such;
- (2) Knowingly deceive or attempt to deceive any legislator as to any fact pertaining to, or exercise any undue influence, extortion or unlawful retaliation upon any legislator by reason of his position with respect to or his vote upon, any pending or proposed legislation;
- (3) Cause or influence the introduction of any bill or amendment thereto for the purpose of thereafter being employed to secure its defeat;
- (4) Knowingly represent an interest adverse to any of his employers without first obtaining such employer's written consent thereto after full disclosure to such employer of such adverse interest; and such lobbyist's employer who aids or abets, participates in, ratifies or confirms, such acts as hereinabove prescribed, violates the provisions of this 1971 amendatory act.

Sec. 9. Section 3, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.030 are each amended to read as follows:

The jurisdiction of the respective boards of ethics created by this chapter shall be strictly limited to the consideration of the conduct of the members of its own house [and] , the conduct of employees of its own house, and the activities of legislative lobbying regulated under chapter 44.64 RCW.

**NEW SECTION.** Sec. 10. Any person damaged by reason of any violation of the provisions of this 1971 amendatory act by a lobbyist, or a lobbyist's employer, may maintain an action against such lobbyist or such lobbyist's employer. If damages are awarded in such action, the court may also award a reasonable attorney's fee.

**NEW SECTION.** Sec. 11. The enactment of this 1971 amendatory act shall not have the effect of terminating, or in any way modifying, any liability, civil or criminal, which shall already be in existence at the date this act becomes effective. Nothing in this 1971 amendatory act shall be construed to in any way limit the power of the senate and house of representatives, or either of them, to adopt additional or supplementary rules regarding lobbying activities nor limit the right of any person to recover damages from any other person on account of any violation of this 1971 amendatory act.

**NEW SECTION.** Sec. 12. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of this act, or the application of the provision to other persons or circumstances is not affected.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed Substitute House Bill No. 457 and that the Senate be asked to recede therefrom.

Mr. Cunningham spoke in favor of the motion.

The motion was carried.

#### SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 461 with the following amendments:

On page 1, section 1, line 20, of both the engrossed and printed bills, after "the tax" and before "no penalty" strike ": PROVIDED, That for taxes which become due in the month of July of any year, the due date shall be the twenty-fifth day of July"

On page 1, section 1, line 23 of the engrossed bill, being line 22 of the printed bill, after "received" strike "[within the first ten days of the month next succeeding] at any time within" and insert "within the first ten days of the month next succeeding"

On page 1, section 1, line 25 of the engrossed bill being line 24 of the printed bill, after "the" and before "the amount" strike "due date falls" and insert "[due date falls] tax is payable",

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 461.

Mr. Kiskaddon spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 461 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 461 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 4; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-90.

Voting nay: Representatives Amen, Farr, Goldsworthy, Mentor-4.

Absent or not voting: Representatives Jastad, Kilbury, Marzano, O'Brien, Pardini-5.

Engrossed Substitute House Bill No. 461 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 491 with the following amendments:

On page 1, line 1 of the title, after "education;" and before "and" insert "amending section 28A.04.060, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 283, Laws of 1969 ex. sess. and RCW 28A.04.060:"

On page 1, line 3 of the title, after "RCW 28A.09.100" and before the period insert "defining certain terms; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW"

On page 1, section 1, after "curriculum]" on line 10 and before the period on line 11, strike all the underlined material and insert "*in the elementary and secondary schools and the state board shall adopt rules and regulations to implement such programs and shall also adopt such rules and regulations for programs authorized by RCW 28A.58.245 and RCW 28B.50.770*"

On page 1, line 13 of the engrossed bill, following the Senate Committee amendment to page 1, section 1, line 10, after "RCW 28B.50.770" insert the following:

"Sec. 2. Section 28A.04.060, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 283, Laws of 1969 ex. sess. and RCW 28A.04.060 are each amended to read as follows:

Each member of the state board of education shall be elected by a majority of the electoral [points] votes accruing from all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes [and the electoral points accruing therefrom] not later than the twenty-fifth day of October in the following manner: Each vote cast by a school director [shall be accorded as many electoral points as] where there are up to and including one thousand enrolled students in that director's school district [as] shall be counted as one electoral vote; each vote cast by a school director where there are at least one thousand one and not more than five thousand enrolled students in that directors' school district shall be counted as three electoral votes; each vote cast by a school director where there are at least five thousand and one enrolled students in that directors' school district shall be counted as six electoral votes; the number of enrolled students in a directors' school district shall be determined by the enrollment reports forwarded to the state superintendent of public

instruction for apportionment purposes for the month of September of the year of election; PROVIDED, That school directors from a school district which has more than five directors shall have their electoral points based upon enrollment recomputed by multiplying such number by a fraction, the denominator of which shall be the number of directors in such district, and the numerator of which shall be five; the electoral [points] votes shall then be tallied for each candidate as the votes are counted; and it shall be the majority of electoral [points] votes which determines the winning candidate. If no candidate receives a majority of the possible electoral [points] votes, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of electoral [points] votes accruing from such votes cast. No vote cast at such second election shall be received for counting if postmarked after the sixteenth day of November and the votes shall be counted as hereinabove provided on the twenty-fifth day of November. The candidate receiving a majority of electoral [points] votes accruing from the votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.

**NEW SECTION. Sec. 3.** There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW a new section to read as follows:

It is the purpose of section 4 of this act to provide for uniform definitions of certain terms commonly used in vocational education in order to facilitate ongoing studies and add clarity to the future development of reporting and accounting procedures in this area of education. It will also improve coordination of services of vocational education being delivered by different agencies.

**NEW SECTION. Sec. 4.** There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW a new section to read as follows:

For the purposes of Title 28A RCW:

(1) The term 'vocational education' shall mean a planned series of learning experiences, the specific objective of which is to prepare persons to enter, continue in or upgrade themselves in gainful employment in recognized occupations and homemaking, which are not designated as professional or requiring a baccalaureate or higher degree.

(2) The term 'occupational exploration' shall include prevocational education. The term 'occupational exploration' shall mean a series of educational experiences designed to (a) assist individuals in developing their understanding of, appreciation for, aptitudes for, and abilities in recognized occupations; (b) develop an attitude of respect toward work and pride in workmanship; and (c) provide knowledge and experience to assist in the choice of an occupational program.

(3) The terms 'industrial arts' and 'practical arts' shall mean general education centered around the industrial and technical aspects of current living, offering orientation in and appreciation for production, consumption, and recreation through actual experiences with materials and goods and also providing exploratory experiences which are helpful in the choice of a vocation.

(4) The term 'job market area' shall mean the geographic area for recruitment and placement of job entrants, usually determined by each industry or by a collective bargaining agreement.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 491.

Mr. Hoggins spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 491 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 491 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; nays, 9; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite,

Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Amen, Barden, Benitz, Bluechel, Goldsworthy, Hubbard, Lynch, Polk, Smith—9.

Absent or not voting: Representatives Costanti, Jastad, Marzano, Pardini—4.

House Bill No. 491 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENT TO HOUSE BILL

May 5, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 495 with the following amendment:

On page 8, section 18, line 14 of the printed and engrossed bill, after "for" and before "noncommercial" insert "farm or", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 495.

Mr. Zimmerman spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 495 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 495 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Amen—1.

Absent or not voting: Representatives Jastad, Kraabel, Litchman, Marzano, Pardini—5.

Engrossed House Bill No. 495 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 567 with the following amendments:

Beginning on line 1 of the title after "districts;" strike everything down to and including "districts;" on line 3 and insert "amending section 1, chapter 261, Laws of 1961 and RCW 56.08.100; amending section 2, chapter 261, Laws of 1961 and RCW 57.08.100;"

On page 5, following section 7, add two new sections as follows:

"Sec. 8. Section 1, chapter 261, Laws of 1961 and RCW 56.08.100 are each amended to read as follows:

A sewer district, by a majority vote of its board of commissioners, may enter into contracts to provide health care services and/or group insurance, [other than life insurance] *and/or term life insurance*, for the benefit of its employees *and/or commissioners* and may pay all or any part of the cost thereof. Any two or more sewer districts or one or more sewer districts and one or more water districts, by a majority vote of their respective boards of commissioners, may, if deemed expedient, join in the procuring of such health care services and/or group insurance [, other than life insurance,] and the board of commissioners of each participating sewer and/or water district may by appropriate resolution authorize their respective district to pay all or any portion of the cost thereof.

Sec. 9. Section 2, chapter 261, Laws of 1961 and RCW 57.08.100 are each amended to read as follows:

A water district, by a majority vote of its board of commissioners, may enter into contracts to provide health care services and/or group insurance, [other than life insurance] *and/or term life insurance*, for the benefit of its employees *and/or commissioners* and may pay all or any part of the cost thereof. Any two or more water districts or any one or more water districts and one or more sewer districts, by a majority vote of their respective boards of commissioners, may, if deemed expedient, join in the procuring of such health care services and/or group insurance [, other than life insurance,] and the board of commissioners of each participating sewer and/or water district may by appropriate resolution authorize their respective district to pay all or any portion of the cost thereof.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 567 and that the Senate be asked to recede therefrom.

Mr. Smythe spoke in favor of the motion.

#### MOTION

Mr. Bagnariol moved that the House concur in the Senate amendments to Engrossed House Bill No. 567.

Mr. Bagnariol spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Bagnariol yielded to question by Mr. Barden.

Mr. Barden: "Representative Bagnariol, as I understand this amendment by the Senate, it allows the commissioners to be provided also with this group life insurance at taxpayers' expense. I wonder if you could verify that this is, or is not, true. And does their coverage extend beyond their term of office?"

Mr. Bagnariol: "The commissioners would be entitled to cover themselves under a group term life insurance program. I don't know whether it would go beyond their term of office any more than group term life insurance would go beyond the term of employment for any employee. I am sure that if they had a group program, they would have the option to convert such as any other employee has the option to convert when they leave. When we are talking in the area of group term insurance, we are usually talking in terms of two, three, five or maybe ten thousand dollar amounts, which run on an average premium of probably sixty cents per month a thousand. So on a ten thousand dollar policy you are not talking about very much money."

Representatives Barden and Gladder spoke against the motion to concur in the Senate amendments to Engrossed House Bill No. 567.

The motion by Mr. Bagnariol was lost. The House refused to concur in the Senate amendments to Engrossed House Bill No. 567 and asked the Senate to recede therefrom.

#### SENATE AMENDMENTS TO HOUSE BILL

May 5, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 620 with the following amendments:

On line 1 of the title, after "peace;" and before "amending" strike "and"

On line 3 of the title, after "RCW 3.34.010" and before the period insert "; and amending section 13, chapter 299, Laws of 1961 and RCW 3.34.040"

Following section 1 of both the printed and engrossed bill insert the following new section:

"Sec. 2. Section 13, chapter 299, Laws of 1961 and RCW 3.34.040 are hereby amended to read as follows:

Justices of the peace serving districts having a population of forty thousand or more persons, and justices receiving a salary [equal to or] greater than [eight] nine thousand dollars for serving as a justice, shall be deemed full time justices and shall devote all of their time to the office and shall not engage in the practice of law. Other justices shall devote sufficient time to the office to properly fulfill the duties thereof and may engage in other occupations but such justice shall not use the office or supplies furnished by the judicial district for his private business but shall maintain a separate office for his private business nor shall he use the services of any clerk or secretary paid for by the county for his private business."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 620.

Mr. Julin spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 620 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 620 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Gilleland, Jastad, Marzano, Pardini—4.

Engrossed House Bill No. 620 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 684 with the following amendments:

On page 1, line 2, before "services" strike "psychological"

On page 1, line 4, after "48.20 RCW;" strike "and"

On page 1, line 5, after "RCW;" insert "and adding a new section to chapter 48.44 RCW;"

On page 2, line 1, insert the following:

"NEW SECTION. Sec. 3. There is added to chapter 48.44 RCW a new section to read as follows:

It shall be an unfair practice for a health care service contractor subsequent to the effective date of this act to enter into, renew or extend any contract for the furnishing of

health care services which contract does not include in the services offered, when requested by a health care service beneficiary, as defined by 48.44.010(3) RCW, and offered by a health care service contractor, excluding cooperative groups and groups of hospitals licensed by the state of Washington, any of the services described in 48.44.010(1) RCW."

Renumber old section 3 as section 4.

On page 2, line 1, after "1" insert "," and strike "and", after "2" insert "and 3", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to House Bill No. 684, and that the Senate be asked to recede therefrom.

The motion was carried.

#### SENATE AMENDMENT TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 721 with the following amendment:

On page 1, line 5, strike all after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 8, Laws of 1965 and to chapter 43.51 RCW a new section to read as follows:

(1) The board of natural resources and the state parks and recreation commission shall negotiate a sale to the state parks and recreation commission, for park and outdoor recreation purposes, of the trust lands withdrawn as of the effective date of this act pursuant to law for park purposes and included within the state parks listed in subsection (2) of this section: PROVIDED, That the sale shall be by contract with a pay-off period of not less than ten years, a price of \$11,024,740 or the fair market value, whichever is higher, for the land value, and interest not to exceed six percent. All fees collected by the commission beginning in the 1973-1975 biennium shall be applied to the purchase price of the trust lands listed in subsection (2) of this section and any cost of collection pursuant to appropriations from the trust land purchase account created in section 2. The department of natural resources shall not receive any management fee pursuant to the sale. Timber on the trust lands which are the subject of this section shall continue to be under the management of the Department of Natural Resources until such time as the legislature appropriates funds to the parks and recreation commission for purchase of said timber. The legislature hereby requests that the governor include funds for the purchase of said timber in the 1973-1975 biennial budget. The state parks which include trust lands which shall be the subject of this sale pursuant to this section are:

- |                       |  |                       |
|-----------------------|--|-----------------------|
| (2) (a) Penrose Point | (b) Kopachuck                              | (c) Long Beach        |
| (d) Leadbetter Point  | (e) Nason Creek                            | (f) South Whidbey     |
| (g) Blake Island      | (h) Rockport                               | (i) Mt. Pilchuck      |
| (j) Ginkgo            | (k) Lewis & Clark                          | (l) Rainbow Falls     |
| (m) Bogachiel         | (n) Sequim Bay                             | (o) Federation Forest |
| (p) Moran             | (q) Camano Island                          | (r) Beacon Rock       |
| (s) Bridle Trails     | (t) Chief Kamiakin (formerly Kamiak Butte) |                       |
| (u) Lake Wenatchee    | (v) Fields Springs                         | (w) Sun Lakes         |
| (x) Scenic Beach      |  |                       |

NEW SECTION. Sec. 2. There is hereby created the trust land purchase account in the state general funds. Any revenues accruing to this account shall be used exclusively for the purchase of a fee interest or such other interest in state trust lands presently used for park purposes as the State Parks and Recreation Commission shall determine and to reimburse the State Parks and Recreation Commission for the cost of collecting such fees beginning with the 1973-75 fiscal biennium.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to House Bill No. 721.

Mr. Newhouse spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 721 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 721 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

House Bill No. 721 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 740 with the following amendments:

Beginning on page 4, line 10 following section 5, strike sections 6 and 7 and insert the following new sections:

"Sec. 6. Section 28B.15.200, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 102, Laws of 1970 ex. sess. and RCW 28B.15.200 are each amended to read as follows:

Minimum general tuition fees [and incidental], *operating fees, and services and activities fees* at the University of Washington other than at summer quarters shall be as follows:

(1) For schools and departments other than [the schools of medicine and dentistry] *programs leading to the degrees of doctor of medicine and doctor of dental surgery, for*

(a) Full time resident students

(i) General tuition fee, [thirty-five] *thirty-nine* dollars; [and (ii) Incidental fees, an amount which, together with such general tuition fees, will be not less than seventy dollars: PROVIDED, That the total of the general tuition fees together with incidental fees shall not exceed an amount of three hundred fifty dollars in any one academic year exclusive of the summer session.]

(ii) *Operating fees, eighty-nine dollars; and*

(iii) *Services and activities fees, thirty-seven dollars: PROVIDED, That the total of the general tuition fees together with operating fees and services and activities fees shall not exceed an amount of five hundred sixty-four dollars in any one academic year exclusive of the summer session.*

(b) Full time nonresident students

(i) General tuition fee, not less than one hundred [five] *fifteen* dollars; [and]

(ii) [Incidental] *Operating fees, [an amount which together with such general tuition fee, will be not less than one hundred fifty] three hundred one* dollars; *and*

(iii) *Services and activities fees, thirty-seven dollars.*

(2) For [schools of medicine and dentistry] *programs leading to the degrees of doctor of medicine and doctor of dental surgery, for*

(a) Full time resident students [except physical and occupational therapy students]

(i) General tuition fee, not less than one hundred eleven dollars; [and]

(ii) [Incidental] *Operating fees, [an amount which, together with such general tuition fee, will be not less than one hundred fifty] eighty-nine* dollars; *and*

(iii) *Services and activities fees, thirty-seven dollars.*

(b) Full time nonresident students [except physical and occupational therapy students]

(i) General tuition fee, not less than one hundred [sixty-five] *eighty-one* dollars; [and]

(ii) [Incidental] *Operating fees, [an amount which, together with such general tuition fee, will be not less than two] three hundred [fifty] one* dollars; *and*

(iii) *Services and activities fees, thirty-seven dollars.*

[(c) Full time resident physical and occupational therapy students

(i) General tuition fee, not less than sixty-five dollars; and

(ii) Incidental fees, an amount which, together with such general tuition fee, will be not less than one hundred ten dollars.

(d) Full time nonresident physical and occupational therapy students

(i) General tuition fee, not less than one hundred twenty-five dollars; and

(ii) Incidental fees, an amount which, together with such general tuition fee, will be not less than two hundred ten dollars.]

Sec. 7. Section 28B.15.300, chapter 223, Laws of 1969 ex. sess. as amended by section 5, chapter 102, Laws of 1970 ex. sess. and RCW 28B.15.300 are each amended to read as follows:

Minimum general tuition fees [and incidental], *operating fees, and services and activities fees* at Washington State University other than at summer semesters shall be as follows:

A. For schools, colleges and departments other than the college of veterinary medicine, for

(1) Full time resident students:

(a) General tuition fee, [fifty-two] *fifty-eight* dollars and fifty cents; [and

(b) Incidental fees, an amount which, together with such general tuition fees, will be not less than one hundred five dollars: PROVIDED, That the total of the general tuition fees together with incidental fees shall not exceed an amount of three hundred fifty dollars in any one academic year exclusive of the summer session.]

(b) *Operating fees, one hundred thirty-three dollars and fifty cents; and*

(c) *Services and activities fees, fifty-five dollars and fifty cents: PROVIDED, That the total of the general tuition fees together with operating fees and services and activities fees shall not exceed an amount of five hundred sixty-four dollars in any one academic year exclusive of the summer session.*

(2) Full time nonresident students:

(a) General tuition fee, one hundred [fifty-seven] *seventy-two* dollars and fifty cents;

[and]

(b) [Incidental] *Operating fees*, [an amount which, together with such general tuition fee, will be not less than two hundred twenty-five] *four hundred fifty-one* dollars and fifty cents; and

(c) *Services and activities fees, fifty-five dollars and fifty cents.*

B. For the college of veterinary medicine, for

(1) Full time resident students:

(a) General tuition fee, not less than [fifty-two] *one hundred sixty-two* dollars and fifty cents; [and]

(b) [Incidental] *Operating fees*, [an amount which, together with such general tuition fee, will be not less than] *one hundred [fifty-five] thirty-three* dollars and fifty cents; and

(c) *Services and activities fees, fifty-five dollars and fifty cents.*

(2) Full time nonresident students:

(a) General tuition fee, not less than [one] *two* hundred [fifty-seven] *seventy-one* dollars and fifty cents; [and]

(b) [Incidental] *Operating fees*, [an amount which, together with such general tuition fee, will be not less than three] *four* hundred [twenty-five] *fifty-one* dollars and fifty cents; and

(c) *Services and activities fees, fifty-five dollars and fifty cents."*

Beginning on page 8, line 6, following section 8, strike sections 9 and 10 and insert the following new sections:

"Sec. 9. Section 28B.15.400, chapter 223, Laws of 1969 ex. sess. as amended by section 6, chapter 102, Laws of 1970 ex. sess. and RCW 28B.15.400 are each amended to read as follows:

The board of trustees of Eastern Washington State College, Central Washington State College, Western Washington State College and The Evergreen State College shall each quarter other than summer session charge to and collect from each of the full time students registered at the respective colleges general tuition fee [and incidental], *operating fees, and services and activities fees* as follows:

(1) Full time resident students:

(a) General tuition fee, not less than [fifteen] *twenty-five* dollars; [and]

(b) *Services and activities fees, not less than forty-eight dollars and fifty cents; and*

(c) [Incidental] *Operating fees*, an amount which, together with such general tuition fee and *services and activities fees*, will not be more than one hundred [twenty] *sixty-nine* dollars.

(2) Full time nonresident students:

(a) General tuition fee, not less than [forty-five] *ninety-six* dollars;

(b) *Services and activities fees, not less than forty-eight dollars and fifty cents; and*

(c) [Incidental] *Operating fees*, an amount which, together with such general tuition fee and *services and activities fees*, will not be more than [two] *four* hundred [forty] *fifty-three* dollars.

Sec. 10. Section 28B.15.500, chapter 223, Laws of 1969 ex. sess. and RCW 28B.15.500 are each amended to read as follows:

General tuition fees [and incidental], *operating fees and services and activities fees* charged students registered at each community college other than at summer quarters shall be as follows:

(1) Full time resident students:

(a) General tuition [fees] *fee*, [fifty] *forty-one dollars and fifty cents* per quarter; [and]

(b) [Incidental] *Operating fees* [not more than twenty], *twenty-seven dollars* per quarter; and

(c) *Services and activities fees*, not more than *fourteen dollars and fifty cents* per quarter.

(2) Full time nonresident students:

(a) General tuition [fees] *fee*, one hundred [fifty] *thirty-one dollars and fifty cents* per quarter; [and]

(b) [Incidental] *Operating fees*, [not more than twenty] *eighty-one dollars* per quarter; and

(c) *Services and activities fees*, not more than *fourteen dollars and fifty cents* per quarter.

Tuition [and incidental], *operating fees and services and activities fees* consistent with the above schedule will be fixed by the state board for community colleges for summer school students.

The board of trustees shall charge such fees for part time students, ungraded courses, noncredit courses, and short courses as it, in its discretion, may determine, not inconsistent with the rules and regulations of the state board for community college education."

On page 18, line 22, following section 22, insert the following new section:

"NEW SECTION. Sec. 23. An additional fee of sixty dollars per academic year shall be added to the operating fee for all students enrolled in a program leading to a graduate degree."

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 740.

Mrs. Lynch spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 740 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 740 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 57; nays, 35; absent or not voting, 7.

Voting yea: Representatives Amen, Bagnariol, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hubbard, Hurley, Jones, Juelling, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Lynch, Marsh, Martinis, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker—57.

Voting nay: Representatives Adams, Anderson, Backstrom, Barden, Bauer, Beck, Bradley, Ceccarelli, Chamley, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Johnson, Kilbury, King, Knowles, Kuehnle, Lysen, Maxie, May, McCormick, McDermott, Moon, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Spanton, Williams, Wojahn—35.

Absent or not voting: Representatives Chatalas, Conner, Jastad, Julin, Luders, Marzano, Pardini—7.

Engrossed Substitute House Bill No. 740 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 772 with the following amendments:

On page 2, section 1, line 14 of both the printed and engrossed bills, after "filed" and before the period insert ": PROVIDED, That nothing herein shall prevent a householder from setting fire in the course of burning leaves, clippings or trash when otherwise permitted locally"

On page 2, section 1, line 14 of both the printed and engrossed bills, after the Newschwander/Day amendment, insert "Nothing contained herein shall prohibit Indian campfires or the sending of smoke signals if part of a religious ritual."

On page 2, section 2, line 17, of the printed and engrossed bills, after "have" and before "responsibility" insert "the"

On page 4, section 5, line 4, of the printed and engrossed bills, after "burning" strike "under" and insert "not included in section 2 thereof", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 772.

Mr. Zimmerman spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Bottiger.

Mr. Bottiger: "Noting the amendment, 'Nothing contained herein shall prohibit Indian campfires or the sending of smoke signals if part of a religious ritual'—have we found a way to burn stumps after all?"

Mr. Zimmerman: "You bet."

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 772 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 772 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 88; nays, 6; absent or not voting, 5.

Voting yea: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoeh, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Amen, Backstrom, Bottiger, Gladder, Hubbard, Schumaker—6.

Absent or not voting: Representatives Costanti, Eikenberry, Jones, Pardini, Rabel—5.

Engrossed Substitute House Bill No. 772 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 20 with the following amendments:

On page 1, line 14, after "Council" and before "be directed" on line 15 strike "in conjunction with the Washington State Library Commission"

On page 1, line 18, after "studies by the" and before "and a report" strike "Commission" and insert "Legislative Council"

On page 2, line 27, after "assist the" and before "in carrying" strike "Commission" and insert "Legislative Council", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTIONS

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Concurrent Resolution No. 20.

Mr. Shinpoch moved that the House concur in the Senate amendments to Engrossed House Concurrent Resolution No. 20.

Representatives Hoggins, Brouillet, Chamley and Shinpoch spoke against the motion.

The motion by Mr. Shinpoch was lost. The House refused to concur in the Senate amendments to Engrossed House Concurrent Resolution No. 20 and asked the Senate to recede therefrom.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate adheres to its position and refuses to concur in the House amendments to SUBSTITUTE SENATE BILL NO. 51, and said bill, together with the amendments thereto, is herewith transmitted.

BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House insist on its position with respect to amendments to Substitute Senate Bill No. 51 and ask the Senate for a conference thereon.

Mr. Curtis spoke in favor of the motion.

The motion was carried.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Curtis, Polk and Randall as members of the Conference Committee on Substitute Senate Bill No. 51.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 59, except the amendment to page 10, section 22, line 8, and asks the House to recede therefrom, and said bill, together with the House amendments thereto, is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House do not recede from its amendment to page 10, section 22, line 8, Engrossed Senate Bill No. 59, and ask the Senate for a conference thereon.

Mr. Shera spoke in favor of the motion.

The motion was carried.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Shera, Ross and Chatalas as members of the Conference Committee on Engrossed Senate Bill No. 59.

## MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 139, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House receded from its amendments to Engrossed Substitute Senate Bill No. 139.

## FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENTS

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 139 without the House amendments.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 139 without the House amendments, and the bill passed the House by the following vote: Yeas, 93; nays, 2; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Polk, Smith—2.

Absent or not voting: Representatives Jastad, Kraabel, Marzano, Pardini—4.

Engrossed Substitute Senate Bill No. 139 without the House amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 6, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to SENATE BILL NO. 185, and asks the House to recede therefrom, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Senate Bill No. 185, and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bottiger, Bluechel and Hatfield as members of the Conference Committee on Senate Bill No. 185.

## SENATE AMENDMENTS TO HOUSE BILL

May 6, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 687 with the following amendments:

On page 1, line 21 of the title, after "RCW 75.28.220;" and before "and" insert "amending section 75.12.010, chapter 12, Laws of 1955 and RCW 75.12.010; declaring an emergency;"

On page 1, line 21, after "RCW 75.12.010;" in the Mardesich title amendment, insert "amending section 1, chapter 90, Laws of 1969 and RCW 75.28.095; adding a new section to chapter 75.28 RCW;"

On page 6, following line 22, insert a new section to read as follows:

"NEW SECTION. Sec. 11. There shall be established in the state treasury a fund known and denominated as the department of fisheries building account. Fifty percent of the revenue to be derived from this amendatory act shall be deposited in the department of fisheries building account in the general fund to be used solely for capital outlay for the department of fisheries for salmon propagation and to match federal funds for new fisheries facilities."

On page 6, following new section 11 added by the Senate Committee amendment, insert:

"NEW SECTION. Sec. 12. The fees for all licenses prescribed in this act shall be double for non-residents of the state."

On page 6, section 11, line 23, following old section 10, strike all of the material down to and including "1972." on line 24 and insert:

"Sec. 13. Section 75.12.010, chapter 12, Laws of 1955 and RCW 75.12.010 are each amended to read as follows:

It shall be unlawful to fish for, catch, or take any species of salmon for commercial purposes, except as hereinafter provided, within the waters of the Straits of Juan de Fuca, Puget Sound and waters connected therewith within the state of Washington described as lying to the southerly, easterly and southeasterly of a line described as follows:

Commencing at a concrete monument on Angeles Point in Clallam county, state of Washington, near the mouth of the Elwha River on which is inscribed 'Angeles Point monument' in the latitude 48° 9' 3" 30' true from said point across the flashlight and bell buoy off Partridge Point and thence continued to where said line intersects longitude 122° 40' west; thence north on said line to where said line intersects the southerly shore of Sinclair Island at high tide; thence along the southerly shore of said island to the most easterly point thereof; thence north 46° east true to the line of high tide at Carter Point, the most southerly point of Lummi Island; thence northwesterly along the westerly shore line at high tide of said Lummi Island to where said shore line at high tide intersects line of longitude 122° 40' west; thence north on said line to where said line intersects the mainland at the line of high tide; including within said area the southerly portion of Hale Passage, Bellingham Bay, Padilla Bay, Fidalgo Bay, Guemes Channel, Skagit Bay, Similk Bay, Saratoga Passage, Holmes Harbor, Possession Sound, Admiralty Inlet, Hood Canal, Puget Sound, and all inlets, passages, waters, waterways, and the tributaries thereof: PROVIDED, That, subject to such seasons and regulations as may be established from time to time by the director, fishing for salmon for commercial purposes within the above described waters with gill nets, round haul nets, and troll lines with not to exceed six hooks per boat shall be lawful, and subject to such regulations and to such shorter seasons as the director may establish from time to time[.]. It shall be lawful to fish for salmon for commercial purposes within the above described waters with any lawful gear during the period extending from the tenth day of June to the twenty-fifth day of the following July and from the fifth day of October to and including the thirtieth day of the following November, except during the hours beginning 4:00 o'clock p.m. of Friday and ending at 4:00 o'clock a.m. of the Sunday following.

AND PROVIDED, That for the privilege of purse seining in said waters during the lawful periods a seiner's permit from the director of fisheries shall be required, which permit shall issue on application and payment of a fee of ten dollars.

AND PROVIDED, That whenever the director determines that a stock or run of salmon cannot be feasibly and properly harvested in the usual manner, and that such stock or run of salmon may be in danger of being wasted and surplus to natural or artificial spawning requirements, the director may maneuver units of lawful gill net and purse seine gear in any number or equivalents at his discretion, by time and area, to fully utilize such harvestable portions of these salmon runs for the economic well being of the citizens of this state, except that gill net and purse seine gear other than emergency and test gear authorized by the fisheries department shall not be used in Lake Washington.

AND PROVIDED, That subject to such regulations and to such shorter seasons as the director may establish from time to time, it shall be lawful to fish for salmon for commercial purposes with any lawful gear in each odd year during the period running from the first day of August to the first day of September, both dates inclusive, in the waters lying inside of the following described line: A line commencing at a red wooden monument located on the most easterly point of Dungeness Spit and thence projected to a similar monument located at Point Partridge on Whidby Island and a line commencing at a red wooden monument located on Olele Point and thence projected easterly to a similar monument located at Bush Point on Whidby Island.

*NEW SECTION.* Sec. 14. The provisions of section 11 of this 1971 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately. The provisions of sections 1 to 10 inclusive of this 1971 amendatory act shall take effect on January 1, 1972."

On page 6, line 23 of the engrossed bill, following section 13 of the Mardesich amendment, add two new sections to read as follows. Renumber section 14 of the Mardesich amendment as section 17.

"*NEW SECTION.* Sec. 15. There is added to chapter 75.28 RCW a new section to read as follows:

A personal commercial fishing license shall be obtained by each and every person who takes or assists in taking any salmon while on board a commercially licensed trolling vessel trolling for salmon in waters within the territorial boundaries of the state of Washington or who sells his commercial catch in the state of Washington.

The fee for such license is ten dollars per annum.

The personal license shall be carried on the person whenever such person is engaged in the taking, landing, or selling of any salmon: PROVIDED, That this section does not apply to owners or operators licensed pursuant to RCW 75.28.095 or owners licensed pursuant to RCW 75.28.095.

Sec. 16. Section 1, chapter 90, Laws of 1969 and RCW 75.28.095 are each amended to read as follows:

Every owner of a vessel used as a charter boat from which food fish are taken for personal use shall obtain a yearly charter boat license for each such vessel, and the fee for said license shall be fifty dollars per annum for residents and one hundred dollars per annum for nonresidents. 'Charter boat' means any vessel from which persons may, for a fee, angle for food fish, and which delivers food fish taken from waters either within or without the territorial boundaries of the state of Washington in to state ports.

[No vessel shall be licensed as a charter boat and hold a commercial salmon fishing license or vessel delivery permit at one and the same time.

A vessel may be transferred from charter boat fishing to commercial salmon fishing or vice-versa by depositing the appropriate license and vessel delivery permit at the nearest office of the department of fisheries; provided that RCW 75.20.014 has been complied with.]

*No vessel may engage in both charter or sports fishing and commercial fishing on the same day. A vessel may be licensed for both charter boat fishing and for commercial fishing at the same time: PROVIDED, That the license and delivery permit allowing the activity not being engaged in shall be deposited with the fisheries patrol officer for that area or an agent designated by the director.*

Nothing in this section shall be construed to mean that vessels not generally engaged in charter boat fishing, and under private lease or charter being operated by the lessee for the lessee's personal recreational enjoyment shall be included under the provisions of this section."

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Costanti moved that the House concur in the Senate amendments to Engrossed House Bill No. 687.

Mr. Costanti spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Costanti yielded to question by Mr. Barden.

Mr. Barden: "Representative Costanti, considerable concern has been expressed from the sports fishermen that this might lead to an invasion of Lake Washington by commercial fisheries facilities and would wipe out the sports fishing in the Lake Washington area. Would you care to respond to that please?"

Mr. Costanti: "Yes, I think if you would look at the material I distributed, there is a statement in there by Howard Gray who is a director of the International Sockeye Commission. He is also a head of the Steelhead Club. He indicates that this will not interfere. With the seiners coming in there at a specific time, they can harvest the fish and get out. In other words, they would be in there for maybe a period of three or four days and out, and then only in again when the Director of Fisheries said that the commercial fishing could go in there. As far as Lake Washington is concerned, we don't want any fishing in Lake Washington. The waters have been cleared up nicely and we don't want to pollute the waters. A surplus of fish could also pollute the waters of Lake Washington."

Representatives Ceccarelli and Beck spoke against the motion to concur in the Senate amendments to Engrossed House Bill No. 687.

Mr. Juelling demanded the previous question, and the demand was not sustained.

## POINT OF INQUIRY

Mr. Costanti yielded to question by Mr. Hoggins.

Mr. Hoggins: "Representative Costanti, several remarks have been made (if not directly at least suggesting) that this would allow purse seining on inside waters with the possible threat of taking the silver and blackmouth salmon. As I understand it, this would permit the taking of the sockeye salmon which is not possible with reel gear. Will you make a clear statement for the record what the intent is relating to sockeye, silver and blackmouth salmon?"

Mr. Costanti: "The purpose of this bill is to permit all gear to go in there and catch the sockeye salmon. Now you will catch an incidental silver or blackmouth, but you can turn them loose because they are alive in your nets, and you can throw them out. With a gillnet, when they come over the top, they are dead. You can throw them out, but they are dead."

Mr. Hoggins: "If I interpret your remarks correctly, a purse seiner is safer on the natural sports fish than the gillnetter. Is that correct?"

Mr. Costanti: "Mr. Hoggins, in the article there, the commissioner of the International Commission says that it is better to have purse seiners catch the fish than it is the gillnetters or other types of gear because they can catch them and turn them loose, and they don't harm the run that way."

Representatives Martinis and Zimmerman spoke against the motion by Mr. Costanti to concur in the Senate amendments.

Mr. Chatalas demanded the previous question, and the demand was sustained.

Mr. Costanti closed debate, speaking in favor of the motion.

Mr. Sawyer demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Costanti to concur in the Senate amendments to Engrossed House Bill No. 687, and the motion was carried by the following vote: Yeas, 54; nays, 34; absent or not voting, 11.

Voting yea: Representatives Adams, Amen, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Gallagher, Gilleland, Gladder, Goldsworthy, Hatfield, Hoggins, Johnson, Jones, Julin, Kilbury, Kraabel, Kuehne, Litchman, Luders, Lysen, Maxie, May, McCormick, McDermott, Moon, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Thompson, Williams, Wolf, Mr. Speaker—54.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bradley, Brown, Ceccarelli, Charette, Conner, Flanagan, Grant, Harris, Haussler, Hubbard, Juelling, King, Kiskaddon, Knowles, Kopet, Lynch, Marsh, Martinis, Merrill, Morrison, North, Randall, Smythe, Spanton, Wanamaker, Wojahn, Zimmerman—34.

Absent or not voting: Representatives Cunningham, Farr, Hansey, Hurley, Jastad, Kirk, Marzano, Mentor, Newhouse, Pardini, Van Dyk—11.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 687 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 687 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 61; nays, 30; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Bagnariol, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Gallagher, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hoggins, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lysen, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Thompson, Williams, Wolf, Mr. Speaker—61.

Voting nay: Representatives Anderson, Backstrom, Barden, Bauer, Beck, Berentson, Bradley, Brown, Ceccarelli, Charette, Conner, Flanagan, Grant, Harris, Hubbard, Jueling, King, Litchman, Lynch, Marsh, Martinis Morrison, Newhouse, North, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Zimmerman—30.

Absent or not voting: Representatives Cunningham, Farr, Hansey, Hurley, Jastad, Marzano, Mentor, Pardini—8.

Engrossed House Bill No. 687 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 7, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 411, and asks for a conference thereon, and the President has appointed as members of said Conference Committee: Senators Day, Woodall and Cooney.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 411.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Eikenberry, Farr and Jastad as members of the Conference Committee on Engrossed House Bill No. 411.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the twelfth order of business.

On motion of Mr. Morrison, the House adjourned until 2:00 p.m., Sunday, May 9, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## FIFTY-NINTH DAY

## AFTERNOON SESSION

House Chamber, Olympia, Wash., Sunday, May 9, 1971.

The House was called to order at 2:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend J. Alan Justad of the First Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## REPORTS OF STANDING COMMITTEES

May 8, 1971.

ENGROSSED SENATE BILL NO. 691, authorizing local excise taxes for support of public transportation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Hatfield, Haussler, Julin, Kilbury, King, Kuehnle, Randall.

## MOTION

On motion of Mr. Wolf, the rules were suspended and Engrossed Senate Bill No. 691 was placed at the top of today's second reading calendar.

## MESSAGES FROM THE SENATE

May 8, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 179, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 90,  
HOUSE BILL NO. 115,  
HOUSE BILL NO. 140,  
ENGROSSED HOUSE BILL NO. 694,  
ENGROSSED HOUSE BILL NO. 803,  
ENGROSSED HOUSE BILL NO. 817,  
ENGROSSED HOUSE BILL NO. 1075,  
ENGROSSED HOUSE BILL NO. 1123,  
HOUSE JOINT RESOLUTION NO. 52,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate receded from its amendment to HOUSE BILL NO. 773, and passed the bill without the Senate amendment, and the same is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

May 8, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 59, and the President has appointed as members of said conference committee: Senators Gissberg, Woodall and Mardesich.

SIDNEY R. SNYDER, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 90,  
 HOUSE BILL NO. 115,  
 HOUSE BILL NO. 140,  
 SUBSTITUTE HOUSE BILL NO. 142,  
 HOUSE BILL NO. 229,  
 SUBSTITUTE HOUSE BILL NO. 247,  
 HOUSE BILL NO. 351,  
 HOUSE BILL NO. 364,  
 HOUSE BILL NO. 438,  
 SUBSTITUTE HOUSE BILL NO. 461,  
 HOUSE BILL NO. 491,  
 HOUSE BILL NO. 495,  
 HOUSE BILL NO. 620,  
 HOUSE BILL NO. 687,  
 HOUSE BILL NO. 694,  
 HOUSE BILL NO. 721,  
 SUBSTITUTE HOUSE BILL NO. 740,  
 SUBSTITUTE HOUSE BILL NO. 772,  
 HOUSE BILL NO. 773,  
 HOUSE BILL NO. 803,  
 HOUSE BILL NO. 817,  
 HOUSE BILL NO. 1075,  
 HOUSE BILL NO. 1123,  
 HOUSE JOINT RESOLUTION NO. 52.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I might go over, for the members of the House, today's schedule. We will be going to Rules Committee meeting very shortly. At the same time that Rules Committee is meeting, there will be caucuses to discuss concurrences, nonconcurrences, bills in dispute. When the caucuses and Rules Committee meetings are over, we will come back to the floor and handle concurrences, nonconcurrences, conference reports and the like, that are ready. Then we will go to a brief second reading calendar of any measures that have come out of Rules Committee, and then to the consent calendar which is before us. The following policy will apply as far as that consent calendar is concerned: If there are any substantive amendments on any bills on the consent calendar, those bills will be moved to the bottom. We will run consent bills first—those with only technical or noncontroversial amendments. Then we will be handling additional messages from the Senate, bills in dispute, conference reports and the like as they come in on the desk and as they are ready."

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## REPORT OF CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 59, establishing a judicial retirement system, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Gissberg, Woodall and Mardesich; Representatives Shera, Ross and Chatalas.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed

Senate Bill No. 59 was adopted and the committee was granted the powers of Free Conference.

### REPORT OF CONFERENCE COMMITTEE

May 9, 1971.

MR. SPEAKER:

MR. PRESIDENT:

We, of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 897, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Donohue, Sandison and Andersen; Representatives Flanagan, Perry and Pardini.

### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Substitute Senate Bill No. 897 was adopted and the committee was granted the powers of Free Conference.

### SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 40 with the following amendments:

In line 2 of the title after "RCW 79.01.448" and before the period insert "; and adding a new section to chapter 79.01 RCW"

Strike everything after the enacting clause and insert the following:

"Section 1. Section 112, chapter 255, Laws of 1927 and RCW 79.01.448 are each amended to read as follows:

[The owner or owners of land abutting or fronting upon tide or shore lands of the first class platted and appraised by the commissioner of public lands, as in this chapter provided, shall have the right, for sixty days following the filing of the final appraisal of the tide or shore lands with the commissioner of public lands, to apply for the purchase of all or any part of the tide or shore lands in front of the lands so owned] *Upon platting and appraisal of tide or shore lands of the first class, as in this chapter provided, if the department of natural resources shall deem it for the best public interests to offer said tide or shore lands of the first class for lease, the department shall cause a notice to be served upon the owner of record of land fronting upon the tide or shore lands to be offered for lease if he be a resident of this state, or if he be a nonresident of this state, shall mail to his last known post office address, as reflected in the county records, a copy of the notice notifying him that the state is offering such tide or shore lands for lease, giving a description and the department's appraised fair market value of such tide or shore lands for lease, and notifying such owner that he has a preference right to apply to lease said tide or shore lands at the appraised value for the lease thereof for a period of sixty days from the date of service or mailing of said notice. If at the expiration of the sixty days from the service or mailing of the notice, as above provided, there being no conflicting applications filed, and the owner of land fronting upon the tide or shore lands offered for lease has failed to avail himself of his preference right to apply to lease or to pay to the department the appraised value for lease of the tide or shore lands described in said notice, then in that event, said tide or shore lands may be offered for lease and leased in the manner provided for the lease of state lands.*

*If at the expiration of sixty days two or more claimants asserting a preference right to lease shall have filed applications to lease any tract, conflicting with each other, the conflict between the claimants shall be equitably resolved by the department of natural resources as the best interests of the state require in accord with the procedures prescribed by chapter 34.04 RCW: PROVIDED, That [if the abutting upland owner has attempted to convey by deed to a bona fide purchaser any portion of the tide or shore lands in front of such uplands, or littoral rights therein, such right of purchase herein given to the upland owner shall be construed to belong to such purchaser, or to any person, association or corporation claiming by, through or under such purchaser, to the extent of the tract or right so conveyed] any contract purchaser of land or rights, which land qualifies the owner for a preference right under this section, shall have first priority for such preference right.*

[If at the expiration of sixty days from and after the filing of the final appraisal with the commissioner of public lands, there being no conflicting applications filed, the applicant shall be deemed to have the right of purchase at the appraised value.

If at the expiration of sixty days two or more applicants claiming a preference right to purchase shall have filed applications to purchase any tract, conflicting with each other, the commissioner of public lands shall forthwith require each applicant, within a time stated, to

submit under oath a full statement of facts whereby he claims a preference right of purchase.

In case any applicant shall fail to file such statement within the time stated, he shall, unless good cause be shown therefor, be deemed to have waived his claim to a right of purchase of the tract described in his application.

After such statements have been filed, if it be deemed advisable or necessary by the commissioner of public lands in order to determine the rights of the parties applying for said tract, he may order a hearing for that purpose.

The commissioner shall determine who has the first right of purchase to the whole, or any portion of the lot or tract, involved, and shall, unless appeal be taken from his determination to the superior court of the county in which the land is situated, proceed to sell such lands in accordance with his determination.

In case of appeal the court after a hearing de novo shall enter an order determining the rights of the parties to the appeal and the commissioner of public lands shall proceed to sell the lands in accordance with the court's determination.]

*NEW SECTION. Sec. 2.* There is added to chapter 79.01 RCW a new section to read as follows:

(1) This section shall only apply to:

- (a) First class tidelands as defined in RCW 79.01.020;
- (b) Second class tidelands as defined in RCW 79.01.024;
- (c) First class shorelands as defined in RCW 79.01.028; and
- (d) Second class shorelands as defined in RCW 79.01.032.

(2) Notwithstanding any other provision of law, from and after the effective date of this 1971 amendatory act, all tidelands and shorelands enumerated in subsection (1) owned by the state of Washington shall not be sold except to public entities as may be authorized by law, and shall not be given away.

(3) Tidelands and shorelands enumerated in subsection (1) may be leased for a period not to exceed fifty-five years: PROVIDED, That nothing herein shall be construed as modifying or canceling any outstanding lease during its present term.

(4) Nothing herein shall:

- (a) be construed to cancel an existing sale contract;
  - (b) prohibit sale or exchange of beds and shorelands where the water course has changed and the area now has the characteristics of uplands;
  - (c) prevent exchange involving state-owned tide and shore lands."
- and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 40.

Mr. Zimmerman spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 40 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 40 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-96.

Absent or not voting: Representatives Backstrom, Marzanc, Moon-3.

Engrossed House Bill No. 40 as amended by the Senate, having received the

constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 175 with the following amendments:

On page 3, section 2(2), line 14, after "shall" and before "the" strike "include" and insert "mean"

On page 3, section 2(4), line 22, after "any" and before "whose" strike "individual" and insert "person"

On page 3, section 2(5), line 25, after "any" and before "not" strike "individual" and insert "person"

On page 3, section 2(5), line 25, after "individual" and before "summoned" on line 26 strike "not a principal or public attorney"

On page 3, section 2(6), line 32, after "corruption" strike ", either as a group or by committee,"

On page 3, section 2(6), line 33, after "evidence." insert "The grand jury shall operate as a whole and not by committee."

On page 4, section 3, line 5, after "at" and before "except" strike "any superior court" and insert "the superior court of any county"

On page 4, section 3, line 7, after "court" and before "whenever" insert ", where the public interest so demands,"

On page 4, section 3, line 8, after "county" strike "that the public interest so demands,"

On page 4, section 3, line 9, after "attorney" and before "upon" insert ", corporation counsel or city attorney"

On page 4, section 3, line 10, after "cause." strike the remainder of the section.

On page 5, section 7(1), line 2, after "is" and before the comma strike "completed" and insert "impaneled"

On page 5, section 7(2), line 13, after "hatred," strike "or" and after "malice" and before the semicolon insert "or political consideration"

On page 5, section 7(2), line 14, after "affection," strike "or" and after "thereof" and before the period insert "or political consideration"

On page 6, section 7(9)(a), line 18, after "impaneled" strike "or whenever directed by the court"

On page 7, section 7, line 11, after subsection (11) insert a new subsection to read as follows:

"(12) Subject to the approval of the court, the corporation counsel or city attorney for any city or town in the county where any grand jury has been convened may appear as a witness before the grand jury to advise the grand jury of any criminal activity or corruption within his jurisdiction."

On page 7, section 8, line 15, after "interpreter" and before "a" strike "and" and insert a comma.

On page 7, section 8, line 16, after "any" and before the period insert ", and, for the purposes provided for in section 17 of this 1971 act, any corporation counsel or city attorney."

On page 7, section 9(3), line 31, after "attorney," and before "reporter" insert "city attorney or corporation counsel,"

On page 8, section 9(5), line 15, after "court" and before "may" insert "upon a showing of good cause"

On page 8, section 9(5), line 16, after "attorney" strike "or" and insert a comma.

On page 8, section 9(5), line 17, after "attorney" and before "upon" insert "city attorney or corporation counsel"

On page 8, section 9(5), line 17, after "and" and before "the" strike "notice to" and insert "with the concurrence of"

On page 8, section 9(5), line 18, after "jury." insert "Any witness' testimony, given before a grand jury or a special inquiry judge and relevant to any subsequent proceeding against the witness, shall be made available to the witness upon proper application to the court. The court may also, upon proper application and upon a showing of good cause, make available to a defendant in a subsequent criminal proceeding other testimony or evidence:

(a) when given or presented before a special inquiry judge, if doing so is in the furtherance of justice; or

(b) when given or presented before a grand jury, if the court finds that doing so is necessary to prevent an injustice and that there is no reason to believe that doing so would endanger the life or safety of any witness or his family.

The cost of any such transcript made available shall be borne by the applicant."

On page 9, section 12, line 9, after "client" and before the period insert "unless immunity has been granted pursuant to section 13 of this 1971 act. After immunity has been granted, such an individual may leave the grand jury room to confer with his attorney"

On page 9, section 13, line 15, after "evidence," strike everything down to " , unless" on line 16 and insert "the court shall then hold a hearing and shall so order"

On page 9, section 13, line 18, after "order." insert "The hearing shall be subject to the provisions of sections 8 and 9 of this 1971 act, unless the witness shall request that the hearing be public."

On page 10, section 15, line 25, after "evidence" strike "taken together a majority" and insert "at least three-fourths"

On page 10, line 30, strike all of section 16 and insert:

"NEW SECTION. Sec. 16. The grand jury may prepare its conclusions, recommendations and suggestions in the form of a grand jury report. Such report shall be released to the public only upon a determination by a majority of the judges of the superior court of the county court that (1) the findings in the report deal with matters of broad public policy affecting the public interest and do not identify or criticize any individual; (2) the release of the report would be consistent with the public interest and further the ends of justice; and (3) release of the report would not prejudice any pending criminal investigation or trial."

On page 10, section 17, line 33, after "public attorney" and before "has" insert " , corporation counsel or city attorney"

On page 11, section 19, line 21, after "judge" and before "of" insert "and prosecuting attorney"

On page 11, section 19, line 24, after "corruption" and before the period insert "which relates to crime or corruption under investigation in the initiating county", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 175.

Mr. Julin spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 175 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 175 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-98.

Absent or not voting: Representative Hurley-1.

Engrossed House Bill No. 175 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 210 with the following amendments:

In line 5 of the title, after "41.26.070" and before the period insert "and adding a new section to chapter 41.26 RCW"

On page 4 of the printed and engrossed bill, add two new sections following section 2 as follows:

"*NEW SECTION.* Sec. 3. Each employee who is a member of the retirement system on January 1, 1972 or thereafter, shall contribute two dollars and fifty cents per annum to the retirement system expense fund. Such contribution shall be made by semiannual payments of one dollar and twenty-five cents beginning January 1, 1972, and thereafter each employee entering membership shall contribute the sum of one dollar and twenty-five cents to the retirement system expense fund for the fractional portion of the semiannual period during which he enters or reenters membership. Such contribution shall be deducted from each member's basic salary for the appropriate pay period.

"*NEW SECTION.* Sec. 4. If any provision of this act, or its application to any person or circumstance is held invalid the remainder of the act, or the application of the provision to other persons or circumstances is not affected.",  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 210.

Mr. Kopet spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 210 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 210 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Backstrom, Gilleland, Hurley, Jastad, Marzano—5.

Engrossed House Bill No. 210 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 212 with the following amendments:

In line 3 of the title after "43.99.080;" and before "section" strike "repealing" and insert "amending"

On page 2, strike everything after section 1 and insert:

"Sec. 2. Section 9, chapter 5, Laws of 1965 and RCW 43.99.090 are each amended to read as follows:

Not more than [twenty] fifty percent of the moneys transferred to the outdoor recreation account from the marine fuel tax refund account shall be used for capital improvement of marine recreation land.

**NEW SECTION.** Sec. 3. The following acts or parts of acts are each repealed:

- (1) Section 14, chapter 5, Laws of 1965 and RCW 43.99.140; and
  - (2) Section 16, chapter 5, Laws of 1965 and RCW 43.99.160.”,
- and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 212.

Mr. Thompson spoke in favor of the motion.

The motion was carried.

### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 212 as amended by the Senate.

### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 212 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Backstrom, Marzano, Newhouse—3.

House Bill No. 212 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 218 with the following amendments:

In line 2 of the title, before “law libraries” strike “judicial district” and insert “regional”

On page 1, section 1, beginning on line 16, strike all of the underlined material down to and including “the” on line 18, and insert “Two or more of such counties may, by agreement of the respective law library boards of trustees, create a regional law library and establish and maintain one principal law library at such location as the regional”

On page 1, section 1, line 22, after “where” and before “court” strike “such” and insert “each”

On page 2, section 2, line 4, after “trustees” and before the period insert: “: PROVIDED, HOWEVER, That in the case of regional law libraries the board of trustees shall be one board of trustees which shall be selected in the above manner and constituted as follows: One superior court judge, one county commissioner from each county and one lawyer from the county seat of each county”

On page 2, section 2, line 9, after “compensation” strike the remainder of the sentence down to, but not including, the period.

On page 2, section 3, beginning on line 25, after “law library” strike all of the material down to and including “fund.” on line 28 and insert “in that county or the regional law library to which the county belongs, which shall be paid to the county treasurer to be credited to the county or regional law library fund: PROVIDED, That upon a showing of need the three dollar fee may be increased up to five dollars upon the request of the law library board of trustees and with the approval of the county legislative body or bodies.”

On page 3, section 3, line 1, after "county or" and before "which" strike "judicial district" and insert "for the regional law library"

On page 3, section 3, beginning on line 4, after "or" and before "law" on line 5, strike "judicial district" and insert "regional", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 218.

Mr. Benitz spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 218 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 218 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 85; nays, 7; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charmley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, Merrill, Morrison, North, O'Brien, Pardini, Paris, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Bradley, Brouillet, Charette, Lysen, McDermott, Mentor, Smith—7.

Absent or not voting: Representatives Jones, Marzano, Moon, Newhouse, Perry, Polk, Smythe—7.

House Bill No. 218 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 321 with the following amendments:

On page 1, line 3 of the title, after the semicolon and before "adding" insert "adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; repealing section 46.20.390, chapter 12, Laws of 1961, section 32, chapter 32, Laws of 1967 and RCW 46.20.390;"

On page 3, section 4, line 20 of the printed bill, being line 18 of the engrossed bill after "offense" insert a colon and strike all of lines 21 through 24 of the printed bill, being lines 18 through 22 of the engrossed bill.

On page 3, line 20 of the printed bill, being line 18 of the engrossed bill, after "treated" insert "as one offense" and after "chapter" strike "as one offense"

On page 7, following line 21, after section 14 insert the following new sections and renumber the remaining sections consecutively:

"NEW SECTION. Sec. 15. There is added to chapter 12, Laws of 1961 and to chapter 46.20 RCW a new section to read as follows:

(1) A person is eligible to petition for an occupational driver's license if he has been convicted of an offense relating to motor vehicles, other than negligent homicide or manslaughter, for which suspension or revocation of his driver's license is mandatory,

including suspensions or revocations pursuant to RCW 46.20.308: PROVIDED, That notwithstanding the provisions of RCW 46.20.270 as now or hereafter amended, if such person declares at the time of conviction his intent to so petition, the court may stay the effect of such mandatory suspension or revocation for a period not to exceed thirty days to allow the making of such petition.

(2) A petitioner for an occupational driver's license is eligible to receive such license only if:

(a) Within three years immediately preceding the present conviction he has not been convicted of any offense relating to motor vehicles for which suspension or revocation of a driver's license is mandatory or has not had his driver's license suspended or revoked pursuant to RCW 46.20.308; and

(b) He is engaged in an occupation or trade which makes it essential that he operate a motor vehicle; and

(c) He files satisfactory proof of financial responsibility pursuant to chapter 46.29 RCW.

(3) A petitioner for an occupational driver's license must file a verified petition on a form provided by the director, who shall issue such form upon receipt of the prescribed fee if petitioner is eligible under the requirements of subsections (1) and (2)(a) and 2(c) above. Petitioner must set forth in detail in such petition his need for operating a motor vehicle and may file such petition with any judge in a court of record, justice court or municipal court having criminal jurisdiction in the county of the petitioner's residence.

If such petitioner is qualified under the provisions of subsection (2)(b) above, and if the judge to whom petition was made believes such petition should be granted, such judge may order the director to issue an occupational driver's license to such petitioner: PROVIDED, That an occupational driver's license may be issued for a period of not more than one year, and shall permit the operation of a motor vehicle not to exceed twelve hours per day and then only when such operation is essential to the licensee's occupation or trade: PROVIDED FURTHER, That such order shall be on a form provided by the director, and shall contain definite restrictions as to hours of the day, days of the week, type of occupation, and areas or routes of travel to be permitted under such license and such other conditions as the judge granting the same deems appropriate.

A copy of the order and of the petition shall be sent to the director by the court. The order shall be given to the petitioner and shall serve as his occupational license until the petitioner receives the license issued by the director: PROVIDED, That the director shall not be required to issue such license if the petitioner's mandatory suspension or revocation is for sixty days or less.

(4) If the convicting judge granted a stay of effect as provided in subsection (1) above, then at the time the judge to whom petition was made issues the order he shall collect the petitioner's driver's license in the same manner as is specified in RCW 46.20.270 as now or hereafter amended, and at such time also the conviction shall take full effect.

(5) The director shall cancel an occupational driver's license upon receipt of notice that the holder thereof has been convicted of operating a motor vehicle in violation of its restrictions, or of an offense which pursuant to chapter 46.20 RCW would warrant suspension or revocation of a regular driver's license. Such cancellation shall be effective as of the date of such conviction, and shall continue with the same force and effect as any suspension or revocation under this title.

*NEW SECTION.* Sec. 16. Section 46.20.390, chapter 12, Laws of 1961, section 32, chapter 32, Laws of 1967, and RCW 46.20.390 are each repealed.", and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTIONS

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed Substitute House Bill No. 321 and that the Senate be asked to recede therefrom.

Mr. Spanton moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 321.

The Speaker recognized Mr. Spanton.

Mr. Spanton: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: This particular amendment will permit the issuance of an occupational license to those individuals who have lost their privilege to drive due to the implied consent law. I am not very happy about the occupational operators' license. I was not very happy about it when it was passed originally on the drunk driving law. However, there is one little thing that I am concerned about. The reason I am speaking in favor of this concurrence is that here we have individuals who have appeared before a court (I am talking about the drunk driver now). They have been convicted or forfeited bail. They have to all intents and purposes exhausted their right of appeal. They have been found guilty of the offense of drunk driving or forfeited the bond. As such, they are entitled to immediately petition the court for an occupational operator's license on the proviso that they can provide liability insurance, etc. Now the courts, I think, have abused this privilege to this extent—they almost invariably will defer sentence until such time as the individual gets his insurance, etc., and can comply, and

then they impose the sentence. Here we have an individual, regarding the implied consent law, who loses his license because he didn't blow up the bubble, and he has lost it for six months. Again I say I am not wholeheartedly in favor of occupational licenses. I think drunk drivers ought to go to jail. Period. But nevertheless, this is an unequal situation where an individual loses his license on one side of the fence and can get an occupational license. He loses it on the other side of the fence and can't get one. All I am really saying (and I think Senator Woodall is in the same category) is that we ought to be consistent. We ought to be equal in our treatment of people regarding these things. If someone wants to remove the occupational driver's license privilege completely from the statute, I would buy that. But until such time, we ought to treat all people equally."

Mr. Wolf demanded an electric roll call, and the demand was sustained.

Representatives Charette, Hoggins and Bottiger spoke in favor of the motion to concur in the Senate amendments, and Representatives Cunningham and Wolf spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Spanton to concur in the Senate amendments to Engrossed Substitute House Bill No. 321, and the motion was carried by the following vote: Yeas, 57; nays, 40; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Costanti, Douthwaite, Gallagher, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Knowles, Kuehne, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, O'Brien, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Spanton, Thompson, Wanamaker, Williams, Wojahn, Mr. Speaker—57.

Voting nay: Representatives Amen, Blair, Bledsoe, Bluechel, Brouillet, Brown, Chatalas, Conner, Conway, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Hansey, Harris, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Martinis, McDermott, Moon, Morrison, Newhouse, North, Pardini, Paris, Rabel, Ross, Shera, Shinpoch, Smith, Smythe, Van Dyk, Wolf, Zimmerman—40.

Absent or not voting: Representatives Copeland, Perry—2.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 321 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 321 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 60; nays, 37; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bottiger, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Costanti, Douthwaite, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, O'Brien, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Spanton, Thompson, Wanamaker, Williams, Wojahn, Mr. Speaker—60.

Voting nay: Representatives Beck, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Conner, Conway, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Hansey, Harris, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Martinis, Moon, Newhouse, North, Pardini, Paris, Polk, Rabel, Shera, Shinpoch, Smith, Smythe, Van Dyk, Wolf, Zimmerman—37.

Absent or not voting: Representatives Copeland, Perry—2.

Engrossed Substitute House Bill No. 321 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## PERSONAL PRIVILEGE

Mr. Spanton: "Mr. Speaker, I would like to have my remarks regarding the Senate amendments to Engrossed Substitute House Bill No. 321 inserted in the Journal if you would please."

The Speaker: "Permission granted."

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 335 with the following amendments:

Strike all of the title and insert the following:

"An Act relating to education; amending section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 48, Laws of 1971 and RCW 28A.04.120; amending section 28A.27.010, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 109, Laws of 1969 ex. sess. and RCW 28A.27.010; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW."

Strike everything after the enacting clause and insert the following:

"Section 1. Section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 48, Laws of 1971 and RCW 28A.04.120 are each amended to read as follows:

In addition to any other powers and duties as provided by law, the state board of education shall:

(1) Approve the program of courses leading to teacher certification offered by all institutions of higher education within the state which may be accredited and whose graduates may become entitled to receive teachers' certification.

(2) Investigate the character of the work required to be performed as a condition of entrance to and graduation from any institution of higher education in this state relative to teachers' certification, and prepare an accredited list of those higher institutions of education of this and other states whose graduates may be awarded teachers' certificates.

(3) Supervise the issuance of teachers' certificates and specify the types and kinds of certificates necessary for the several departments of the common schools by rule or regulation in accordance with RCW 28A.70.005.

(4) Examine and accredit secondary schools and approve, *subject to the provisions of section 3 of this 1971 amendatory act*, private and/or parochial schools carrying out a program for any or all of the grades one through [eight] twelve: PROVIDED, That no public or private high schools shall be placed upon the accredited list so long as secret societies are knowingly allowed to exist among its students by school officials.

(5) Make rules and regulations governing the establishment in any existing nonhigh school district of any secondary program or any new grades in grades nine through twelve. Before any such program or any new grades are established the district must obtain prior approval of the state board.

(6) Prepare such outline of study for the common schools as the board shall deem necessary, and prescribe such rules for the general government of the common schools, as shall seek to secure regularity of attendance, prevent truancy, secure efficiency, and promote the true interest of the common schools.

(7) Prepare with the assistance of the superintendent of public instruction a uniform series of questions, with the proper answers thereto for use in the correcting thereof, to be used in the examination of persons, as this code may direct, and prescribe rules and regulations for conducting any such examinations.

(8) Continuously reevaluate courses and adopt and enforce regulations within the common schools so as to meet the educational needs of students and articulate with the institutions of higher education and unify the work of the public school system.

(9) Prepare courses of instruction in physical education, and direct and enforce such instruction throughout the state, with the assistance of the school officials, intermediate school district superintendents and the boards of directors of the common schools.

(10) Carry out board powers and duties relating to the organization and reorganization of school districts under chapter 28A.57 RCW.

(11) By rule or regulation promulgated upon the advice of the state fire marshal, provide for instruction of pupils in the public and private schools carrying out a K through 12 program, or any part thereof, so that in case of sudden emergency they shall be able to leave their particular school building in the shortest possible time or take such other steps as the particular emergency demands, and without confusion or panic; such rules and regulations shall be published and distributed to certificated personnel throughout the state whose duties shall include a familiarization therewith as well as the means of implementation thereof at their particular school.

(12) Hear and decide appeals as otherwise provided by law.

Sec. 2. Section 28A.27.010, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 109, Laws of 1969 ex. sess. and RCW 28A.27.010 are each amended to read as follows:

All parents, guardians and other persons in this state having custody of any child eight years of age and under fifteen years of age, or of any child fifteen years of age and under eighteen years of age not regularly and lawfully engaged in some useful and remunerative occupation or attending part time school in accordance with the provisions of chapter 28A.28 RCW or excused from school attendance thereunder, shall cause such child to attend the public school of the district in which the child resides for the full time when such school may be in session or to attend a private school for the same time, unless the school district superintendent of the district in which the child resides shall have excused such child from such attendance because the child is physically or mentally unable to attend school or has already attained a reasonable proficiency in the branches required by law to be taught in the first nine grades of the public schools of this state. Proof of absence from any public or approved private and/or parochial school shall be prima facie evidence of a violation of this section. An approved private and/or parochial school for the purposes of this section shall be one approved [or accredited] under regulations established by the state board of education pursuant to RCW 28A.04.120 as now or hereafter amended.

**NEW SECTION.** Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The legislature hereby recognizes that private and/or parochial schools should be subject only to those minimum state controls necessary to insure the health and safety of all the students in the state and to insure a sufficient basic education to meet usual graduation requirements. The state, any agency or official thereof, shall not restrict or dictate any specific educational or other programs for private and/or parochial schools except as hereinafter in this section provided:

(1) Private and/or parochial schools shall comply with the uniform building codes and fire regulations and rules and regulations of the state fire marshal in carrying out his duties as prescribed by law, and local health and safety ordinances.

(2) Private and/or parochial schools shall comply with RCW 28A.01.010, 28A.01.025 and chapter 28A.27 RCW.

(3) Private and/or parochial schools shall keep required attendance records, achievement data and physical health information, all such records to be stored in fire resistant storage or duplicates of the same to be kept in a separate and distinct area.

(4) Private and/or parochial schools shall see that members of their staff have required and valid health certificates.

(5) All classroom teachers shall hold appropriate Washington state certification except as follows:

(a) Teachers for religious courses or courses for which no counterpart exists in public schools shall not be required to obtain a state certificate to teach those courses.

(b) In exceptional cases people of unusual competence but without certification may teach students in certain subject areas such as music, art, and drama, so long as a certified person exercises general supervision. Annual written statements shall be submitted to the office of the superintendent of public instruction reporting and explaining such circumstances.

(6) Private and/or parochial school curriculum shall include instruction in the basic skills of occupational education, science, mathematics, language, social studies, history, health, reading, writing, spelling and the development of appreciation of art and music, all in sufficient units for meeting state board of education graduation requirements.

All decisions of policy, philosophy, selection of books, teaching materials, curriculum, except as in subsection (6) above provided, school rules and administration, or other matters not specifically referred to in this section, shall be the responsibility of the administration and administrators of the particular private and/or parochial school involved.

**NEW SECTION.** Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

(1) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement of its philosophy and specific objectives.

(2) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement of its instructional program. This program statement shall set forth both the content and the organization of the learning experiences or courses in which students will be involved.

(3) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement indicating how it intends to evaluate whether its instructional program is meeting its stated objectives.

**NEW SECTION.** Sec. 5. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The state recognizes the following rights of every private and/or parochial school:

(1) To teach their religious beliefs and doctrines, if any; to pray in class and in assemblies; to teach patriotism including requiring students to salute the flag of the United States if that be the custom of the particular private and/or parochial school.

(2) To require that there shall be on file the written consent of parents or guardians of students prior to the administration of any psychological test or the conduct of any type of group therapy.

**NEW SECTION.** Sec. 6. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

Any private and/or parochial school may appeal the actions of the state superintendent of public instruction or state board of education as provided in chapter 34 RCW.

*NEW SECTION.* Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The state board of education shall promulgate rules and regulations for the enforcement of this 1971 amendatory act, including a provision which denies approval to any school engaging in a policy of racial segregation or discrimination.

*NEW SECTION.* Sec. 8. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 335.

Mr. Bottiger spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 335 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 335 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 3; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Charette, Farr, Hansey—3.

Absent or not voting: Representative Flanagan—1.

Engrossed House Bill No. 335 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENT TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 346 with the following amendment:

Amend the Grant amendment to line 19, being line 20 of the engrossed bill, after "up to a maximum of" strike "one hundred and eighty" and insert "forty-five", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 346.

Representatives Shera and May spoke in favor of the motion to concur in the Senate amendment, and Representatives Hoggins and Brouillet spoke against it.

The motion was lost on a rising vote. The House refused to concur in the Senate amendment to Engrossed House Bill No. 346 and asked the Senate to recede therefrom.

## SENATE AMENDMENT TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 373 with the following amendment:

On page 1, section 1(1), line 12 of the engrossed bill, being line 10 of the printed bill, before "prior" strike "A" and insert "[A] *As long as such member is not employed by the United States, the state or any agency or instrumentality or political subdivision thereof a*" and on line 15 of the engrossed bill being line 14 of the printed bill after "member" insert "": *PROVIDED, That as long as any such member is employed by the United States, the state or any agency or instrumentality or any political subdivision thereof, a prior service annuity which shall be equal to one and one-half percent of the member's average final salary multiplied by the number of years of prior service rendered by the member.*", and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to House Bill No. 373.

Mr. Shera spoke in favor of the motion.  
The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 373 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 373 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Conway, Newhouse, Wojahn—3.

House Bill No. 373 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 430 with the following amendments:

On page 1, line 6 of the title, after "RCW" and before the period insert "": amending section 35.81.010, chapter 7, Laws of 1965 and RCW 35.81.010"

On page 1 strike the amendment by the House Committee on Local Government

On page 1, line 1 of the printed bill, after "development;" and before "amending" insert "authorizing participation of the state and local governments in various federally-assisted social and economic development programs; amending section 1, chapter 77, Laws of 1970 ex. sess. and RCW 35.21.660"

On page 1, line 4 after "new" and before "to chapter" strike "section" and insert "sections"

On page 1, line 4 after "35.21 RCW;" and before "adding" strike "and"

On page 1, line 5 after "35A.11 RCW" and before the period insert "; and declaring an emergency"

On page 3, after section 4 add new sections as follows:

"Sec. 5. Section 1, chapter 77, Laws of 1970 ex. sess. and RCW 35.21.660 are each amended to read as follows:

Notwithstanding any other provision of law, all cities shall have the power and authority to enter into agreements with the United States or any department or agency thereof, to carry out the purposes of the Demonstration Cities and Metropolitan Development Act of 1966 (PL 89-754; 80 Stat. 1255), and to plan, organize and administer programs provided for in such contracts. This power and authority shall include, but not be limited to, the power and authority to create public corporations, commissions and authorities to perform duties arising under and administer programs provided for in such contracts *and to limit the liability of said public corporations, commissions, and authorities, in order to prevent recourse to such cities, their assets, or their credit.*

**NEW SECTION.** Sec. 6. There is added to chapter 35.21 RCW a new section to read as follows:

Any public corporation, commission or authority created as provided in section 5 hereof, may be empowered to own and sell real and personal property; to contract with individuals, associations and corporations, and the state and the United States; to sue and be sued; to loan and borrow funds; to do anything a natural person may do; and to perform all manner and type of community services and activities in furtherance of an agreement by a city or by the public corporation, commission or authority with the United States to carry out the purposes of the Demonstration Cities and Metropolitan Development Act of 1966: **PROVIDED, That**

(1) All liabilities incurred by such public corporation, commission or authority shall be satisfied exclusively from the assets and credit of such public corporation, commission or authority; and no creditor or other person shall have any recourse to the assets, credit or services of the municipal corporation creating the same on account of any debts, obligations or liabilities of such public corporation, commission or authority;

(2) Such public corporation, commission or authority shall have no power of eminent domain nor any power to levy taxes or special assessments;

(3) The name, the organization, the purposes and scope of activities, the powers and duties of the officers, and the disposition of property upon dissolution of such public corporation, commission or authority shall be set forth in its charter of incorporation or organization, or in a general ordinance of the city or both.

**NEW SECTION.** Sec. 7. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately."

On page 3, section 4, line 9 of the engrossed and printed bills, following section 5 added by the Fleming amendment, add the following:

"Sec. 6. Section 35.81.010, chapter 7, Laws of 1965 and RCW 35.81.010 are each amended to read as follows:

The following terms wherever used or referred to in this chapter, shall have the following meanings, unless a different meaning is clearly indicated by the context:

(1) 'Agency' or 'urban renewal agency' shall mean a public agency created by RCW 35.81.160.

(2) 'Blighted area' shall mean an area which, by reason of the substantial physical dilapidation, deterioration, defective construction, material, and arrangement and/or age or obsolescence of buildings or improvements, whether residential or nonresidential, inadequate provision for ventilation, light, proper sanitary facilities, or open spaces as determined by competent appraisers on the basis of an examination of the building standards of the municipality; inappropriate or mixed uses of land or buildings; high density of population and overcrowding; defective or inadequate street layout; faulty lot layout in relation to size, adequacy, accessibility or usefulness; excessive land coverage; insanitary or unsafe conditions; deterioration of site; diversity of ownership; tax or special assessment delinquency exceeding the fair value of the land; defective or unusual conditions of title; improper subdivision or obsolete platting; or the existence of conditions which endanger life or property by fire or other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime; substantially impairs or arrests the sound growth of the city or its environs, retards the provision of housing accommodations or constitutes an economic or social liability, and/or is detrimental, or constitutes a menace, to the public health, safety, welfare, and morals in its present condition and use.

(3) 'Bonds' shall mean any bonds, notes, or debentures (including refunding obligations) herein authorized to be issued.

(4) 'Clerk' shall mean the clerk or other official of the municipality who is the custodian of the official records of such municipality.

(5) 'Federal government' shall include the United States of America or any agency or instrumentality, corporate or otherwise, of the United States of America.

(6) 'Local governing body' shall mean the council or other legislative body charged with governing the municipality.

(7) 'Mayor' shall mean the chief executive of a city [or], town, or class AA county.

(8) 'Municipality' shall mean any incorporated city [or], town, or class AA county in the state.

(9) 'Obligee' shall include any bondholder, agent or trustees for any bondholders, or lessor demising to the municipality property used in connection with an urban renewal project, or any assignee or assignees of such lessor's interest or any part thereof, and the federal government when it is a party to any contract with the municipality.

(10) 'Person' shall mean any individual, firm, partnership, corporation, company, association, joint stock association, or school district; and shall include any trustee, receiver, assignee, or other person acting in a similar representative capacity.

(11) 'Public body' shall mean the state or any municipality, township, board, commission, district, or any other subdivision or public body of the state.

(12) 'Public officer' shall mean any officer who is in charge of any department or branch of the government of the municipality relating to health, fire, building regulations, or to other activities concerning dwellings in the municipality.

(13) 'Real property' shall include all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest, right and use, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise.

(14) 'Redevelopment' may include (a) acquisition of a blighted area or portion thereof; (b) demolition and removal of buildings and improvements; (c) installation, construction or reconstruction of streets, utilities, parks, playgrounds, and other improvements necessary for carrying out in the area the urban renewal provisions of this chapter in accordance with the urban renewal plan, and (d) making the land available for development or redevelopment by private enterprise or public agencies (including sale, initial leasing, or retention by the municipality itself) at its fair value for uses in accordance with the urban renewal plan.

(15) 'Rehabilitation' may include the restoration and renewal of a blighted area or portion thereof, in accordance with an urban renewal plan, by (a) carrying out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements; (b) acquisition of real property and demolition or removal of buildings and improvements thereon where necessary to eliminate unhealthful, insanitary or unsafe conditions, lessen density, reduce traffic hazards, eliminate obsolete or other uses detrimental to the public welfare, or otherwise to remove or prevent the spread of blight or deterioration, or to provide land for needed public facilities; (c) installation, construction or reconstruction of streets, utilities, parks, playgrounds, and other improvements necessary for carrying out in the area the urban renewal provisions of this chapter; and (d) the disposition of any property acquired in such urban renewal area (including sale, initial leasing, or retention by the municipality itself) at its fair value for uses in accordance with such urban renewal plan.

(16) 'Urban renewal area' means a blighted area which the local governing body designates as appropriate for an urban renewal project or projects.

(17) 'Urban renewal plan' means a plan, as it exists from time to time, for an urban renewal project, which plan (a) shall conform to the comprehensive plan or parts thereof for the municipality as a whole; and (b) shall be sufficiently complete to indicate such land acquisition, demolition, and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the urban renewal area, zoning and planning changes, if any, land uses, maximum densities, building requirements, and the plan's relationship to definite local objectives respecting appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements.

(18) 'Urban renewal project' may include undertakings or activities of a municipality in an urban renewal area for the elimination and for the prevention of the development or spread of blight, and may involve redevelopment in an urban renewal area, or rehabilitation in an urban renewal area, or any combination or part thereof in accordance with an urban renewal plan."

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 430.

Mrs. Wojahn spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 430 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 430 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 2; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Farr, Kuehnlé—2.

Absent or not voting: Representatives Benitz, Newhouse—2.

Engrossed House Bill No. 430 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENT TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 433 with the following amendment:

On page 10, of the printed and engrossed bills add a new section following section 12 as follows:

**"NEW SECTION. Sec. 13.** The provisions of this 1971 amendatory act relating to 'special voters', as that term is defined in section 3 of this 1971 amendatory act, shall cease to be effective upon the adoption and ratification of an amendment to the Constitution of the United States, establishing the minimum age requirement for voting in state and local elections at eighteen years of age: PROVIDED HOWEVER, That if at the time of such adoption and ratification there is less than fifteen days, Saturdays and Sundays excepted, in which to register for voting prior to either an approaching state primary election, or state general election, as the case may be, the voting procedure for 'special voters' insofar as the one primary or election is concerned will remain essentially the same except that all properly executed applications received by the secretary of state shall be forwarded to the appropriate county auditor who, in turn, will honor same as an application for a mailed ballot to be issued, received and counted in the same manner as absentee ballots for that election."

Remember the remaining section consecutively., and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed Substitute House Bill No. 433.

Mr. Bottiger spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 433 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 433 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Benitz—1.

Engrossed Substitute House Bill No. 433 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 510 with the following amendments:

On page 2, section 1, line 7 of the printed and engrossed bill, strike "\$540,763,292" and insert "\$538,232,899"

On page 2, section 1, line 13, beginning on line 8 of the printed bill, being line 7 of the engrossed bill, strike "thirteen million eight hundred ninety-six thousand four hundred fifty-five dollars" and insert "\$14,337,511"

On page 2, section 1, line 13, following the House Amendment by Representative Kraabel to the printed bill, being page 2, section 1, line 19 of the engrossed bill, after "commence" and before the period insert ": PROVIDED FURTHER, That not to exceed \$18,000 will be expended for the demolition and removal of the abandoned railway overpass between Bremerton and Chico on a section of former state route 3: PROVIDED FURTHER, That if the Highway Commission encounters unavoidable delays in designing and constructing the Bay Freeway Interchange with SR 99 in Seattle and/or in designing and constructing the Duwamish River Bridge and approaches on SR 509 in Seattle, as provided in the budget of the Highway Commission adopted by this act, then the Highway Commission is hereby authorized and directed to expend so much of the \$4,909,749 provided for the Bay Freeway Interchange and so much of the \$5,201,892 provided for the Duwamish River Bridge and approaches, as unavoidable delays may render unexpedient, for expediting the design, acquisition of right of way, and construction of the four lane, limited access highway project on SR 195, from Spokane to Pullman."

On page 2, section 1, line 19, after "commence" and before the period insert the following: ": PROVIDED FURTHER, That all funds programmed for expenditure on state route 2 in Spokane between milepost 286.93 and 292.86 that are not obligated by April 1, 1973, shall be used at the discretion of the state highway commission for construction improvements on state route 195 between milepost 21.00 near the City of Pullman and 80.82 near the City of Spangle."

On page 2, section 1, line 19 after "commence" and before the period and following the Senate amendment to line 19 insert: ": PROVIDED FURTHER, That within constitutional limitations the state highway commission is authorized to use highway construction funds to provide highway facilities for public bus transportation facilities for which the state may receive partial reimbursement of federal aid funds pursuant to section 142 of Title 23, United States Code as amended by section 111 of Public Law 91-605"

On page 2, section 1, line 24 of the printed and engrossed bill, strike "\$60,423,301" and insert "\$61,978,070"

On page 2, section 1, line 25 of the printed and engrossed bill strike "five million seventy-two thousand four hundred forty-six dollars" and insert "\$5,260,573"

On page 2, section 1, line 29 of both the engrossed and printed bills, after "Construction" insert ": PROVIDED FURTHER, That any funds authorized for Program M may be expended for removal of snow from areas designated by the state highway commission on state highway right of way or other land adjacent to a state highway owned by or under lease or permit to the state where public highways join state highways and which are utilized by the public for access to public areas used for noncommercial winter sports activities: PROVIDED, That prior to removing snow outside of the state highway

right of way the commission is authorized and directed to enter into an agreement for reimbursement by other public agencies"

On page 3, section 1, line 9 of the printed and engrossed bill, strike "\$27,514,927" and insert "\$28,490,551"

On page 3, section 1, beginning on line 10 of the printed and engrossed bill, strike "twelve million six hundred thirty-three thousand eight hundred fifty-two dollars" and insert "\$13,241,666"

On page 3, section 1, at the end of the section of the printed and engrossed bill, add a new paragraph as follows:

"It is the intent of the legislature that the Highway Commission devote special attention to limiting salaries and wages expenditures for executive management, supervision and support activities to \$21,500,000 to accomplish such budgeted activities within combined Programs C-1, M-1 and P-1."

On page 3, section 2, beginning on line 24 of the printed and engrossed bill, after "exceed" strike "eight hundred thirty-four thousand seven hundred five dollars" and insert "\$871,588"

On page 3, section 2, line 25 of the printed and engrossed bill, after "administrative expenses" and before the period insert ": PROVIDED FURTHER, That during the 1971-73 biennium the urban arterial board shall not authorize any additional projects which in the board's judgment cannot be placed under contract for construction within fifteen months from the date of authorization"

On page 4, section 6, beginning on line 26 of the printed and engrossed bill, after "of" strike "one hundred fifteen thousand eight hundred twenty-eight dollars" and insert "\$120,554"

On page 6, beginning on line 9 of the printed and engrossed bill, after "Sec. 10." strike the entire section and insert "There is hereby appropriated from the Motor Vehicle Fund to the Washington State Highway Commission for the biennium ending June 30, 1973, the sum of two million seven hundred fifty thousand dollars or so much thereof as may be necessary for the completion of location, acquisition of all right of way, and construction of two lanes plus necessary interchange structures for an ultimate 4-lane parkway connection to The Evergreen State College Campus as provided in section 10, chapter 281, Laws of 1969 extraordinary session: PROVIDED, That no moneys may be expended from this appropriation for construction until Thurston County agrees to accept the completed Parkway Connection as a county road and to preserve the access control established by the Washington State Highway Commission: PROVIDED FURTHER, That no more than two million dollars shall be expended in the biennium ending June 30, 1973."

On page 7 of the printed and engrossed bill, following section 12, add two new sections as follows:

**NEW SECTION.** Sec. 13. There is hereby appropriated from the motor vehicle fund to the Washington State Highway Commission for the biennium ending June 30, 1973, the sum of one million dollars, or so much thereof as may be necessary, for the completion of location and design, acquisition of the right of way and construction of bridge piers necessary in the construction of a bridge across the Snake River to serve SR 193 at a site northwest of Clarkston.

**NEW SECTION.** Sec. 14. There is appropriated from the motor vehicle fund to the joint committee on highways for the biennium ending June 30, 1973 the sum of three thousand dollars for research in the field of motor vehicle law to be performed by the national committee on uniform traffic laws and ordinances. Disbursement of this appropriation shall be pursuant to resolution of the joint committee on highways."

On page 7 insert new sections to read as follows:

**NEW SECTION.** Sec. 15. It is the intent of the legislature that no salary increase be granted in the same job classification, except for increments resulting from longevity, to any individual in the employ of the state whose salary is funded by the provisions of this act.

**NEW SECTION.** Sec. 16. It is the intent of the legislature that no funds from any appropriation contained in this act shall be used to pay yearly merit increments resulting from employee longevity during the 1971-73 biennium for those employees whose salary computed on an annual basis as of July 1, 1971 exceeds \$15,000 per annum.", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 510.

Mr. Berentson spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 510 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 510 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 82; nays, 14; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Mr. Speaker—82.

Voting nay: Representatives Blair, Brouillet, Charnley, Douthwaite, Grant, Lysen, Marzano, McDermott, Mentor, Rabel, Sawyer, Williams, Wolf, Zimmerman—14.

Absent or not voting: Representatives Harris, Hoggins, Rosellini—3.

Engrossed Substitute House Bill No. 510 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## RESOLUTION

HOUSE RESOLUTION NO. 71-105, by Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Swayze, Thompson, Van Dyk, Wanamaker, Williams, Wolf and Zimmerman:

WHEREAS, Mothers' love is our highest form of earthly affection; and

WHEREAS, This quality of maternal solicitude is possessed of a penetrating tenderness which cannot be daunted by disloyalty, weakened by ingratitude, nor chilled by worthlessness—for she will sacrifice her own comfort and surrender her own pleasures, all in love for us;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives pay tribute to all Mothers everywhere, giving expression to the heartfelt hope that tranquil peace and the rich blessings of heaven dwell in their hearts; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be provided to each member of this House for presentation to the Mother of their choice.

Mr. Backstrom moved adoption of the resolution, and spoke in favor of the resolution.

Floral gifts were presented to the women legislators.

## PERSONAL PRIVILEGE

Mrs. Hurley: "Mr. Speaker, ladies and gentlemen of the House: This is absolutely delightful. As one of the mothers seated on the floor of this House, I can't tell you how much I appreciate this lovely, lovely resolution and the floral tribute you have sent around. I think all of you are absolutely wonderful people, and I want to express my appreciation for this lovely resolution."

## PERSONAL PRIVILEGE

Mrs. Wojahn: "Mr. Speaker, I wish to thank every gentleman of this House for this beautiful resolution on which you affixed your signatures. I wanted to especially thank my colleague on the other side of the aisle, Representative Eikenberry, for signing the resolution. I think he has been a little resistant to signing resolutions this session. Thank you."

## PERSONAL PRIVILEGE

Mrs. Kirk: "When we were reading the resolution, and in looking at all of the names, we thought that there was discrimination on the resolution because we couldn't find any women legislators' names, with the exception of Peggy. We didn't realize that the rest of us are all mothers except Peggy. We do want to say 'thank you very much.' It is nice to come back to the legislative session on Mother's Day and have so many wonderful people remembering us, even though we are working along with you."

House Resolution No. 71-105 was adopted.

## SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 697 with the following amendments:

On page 4, section 2, line 2 of both the printed and engrossed bill, after "of" and before "property" strike "[a misdemeanor]" and insert "a misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of"

On page 4, section 3, line 33 of both the printed and engrossed bill, after "of" and before "property" strike "[a misdemeanor]" and insert "a misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of"

On page 5, section 4, line 10 of both the printed and engrossed bill, after "of" and before "property" on line 11, strike "[a gross misdemeanor]" and insert "a [gross] misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of"

On page 7, section 5, line 2 of both the printed and engrossed bill, after "of" and before "property" strike "[a misdemeanor]" and insert "a misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of"

On page 7, section 6, line 14 of both the printed and engrossed bill, after "of" strike everything down to the period on line 16 and insert "a gross misdemeanor"

On page 8, section 8, line 11 of both the printed and engrossed bill, after "of" and before "property" strike "[a misdemeanor]" and insert "a misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of"

On page 8, section 8, line 21 of both the printed and engrossed bill, after "of" and before "property" on line 22, strike "[a misdemeanor]" and insert "a misdemeanor or, if there is actual physical injury to or destruction of any real or personal property, of", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 697.

Mr. Julin spoke in favor of the motion.  
The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 697 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 697 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 4; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris,

Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Douthwaite, Grant, Ross, Shipoch—4.

Absent or not voting: Representatives Newhouse, Polk—2.

Engrossed House Bill No. 697 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 706 with the following amendments:

In line 18 of the title after the semicolon following "RCW 20.01.475" strike the remainder of the title and insert: "adding new sections to chapter 139, Laws of 1959 and to chapter 20.01 RCW; and providing an effective date."

On page 4, section 2, line 28, after "orders" and before the period insert ": PROVIDED FURTHER, That if such cooperative or association acts as a processor as defined in section 14(2) of this 1971 amendatory act and markets such processed agricultural crops on behalf of the grower or its own behalf, said association or federation shall be subject to the provisions of sections 15 through 21 of this 1971 amendatory act and the license provision of this chapter excluding bonding provisions"

On page 12, section 13, line 31, after "NEW SECTION." and before "There" strike "Sec. 13." and insert "Sec. 14."

On page 13, after section 13, now renumbered section 14, add the following new sections:

"NEW SECTION. Sec. 15. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

Notwithstanding any other provision of law, for the purposes of sections 16 through 20 of this 1971 amendatory act, the term 'grower' and the term 'producer' shall have the meanings ascribed thereto by this section:

(1) 'Grower' means any person, firm, company, or other organization that is engaged in the production of agricultural crops (other than sugar beets or alfalfa), which must be planted, cultivated, and harvested within a twelve month period.

(2)(a) 'Processor' means any person, firm, company, or other organization that purchases agricultural crops from a grower and who cans, freezes, dries, dehydrates, cooks, presses, powders, or otherwise processes such crops in any manner whatsoever for eventual resale.

(b) The exemption provided for in RCW 20.01.030(1) shall not apply to a cooperative or association as defined therein, which acts as a processor defined herein, and markets such agricultural crops on behalf of the grower or on its own behalf.

NEW SECTION. Sec. 16. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

In order to carry out the purposes of this 1971 amendatory act, the director may require a processor to annually complete a form prescribed by the director, which, when completed, will show the maximum processing capacity of each plant operated by the processor in the state of Washington. Such completed form shall be returned to the director by a date prescribed by him.

NEW SECTION. Sec. 17. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

By a date or dates prescribed prior to planting time by the director, the director, in order to carry out the purposes of this 1971 amendatory act, may require a processor to have filed with him:

(1) A copy of each contract he has entered into with a grower for the purchase of acres of crops and/or quantity of crops to be harvested during the present or next growing season; and

(2) A notice of each oral commitment he has given to growers for the purchase of acres of crops and/or quantity of crops to be harvested during the present or next growing season, and such notice shall disclose the amount of acres and/or quantity to which the processor has committed himself.

NEW SECTION. Sec. 18. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

Any grower may file with the director on a form prescribed by him the acres of crops and/or quantity of crops to be harvested during the present or next growing season, which he understands a processor has orally committed himself to purchase.

NEW SECTION. Sec. 19. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

Any processor who, from the information filed with the director, appears to or has committed himself either orally or in writing to purchase more crops than his plants are

capable of processing shall be in violation of this chapter and his dealer's license subject to denial, suspension, or revocation as provided for in RCW 20.01.330.

**NEW SECTION.** Sec. 20. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

Any processor who willfully discriminates between growers with whom he contracts as to price, conditions for production, harvesting, and delivery of crops which is not supportable by economic cost factors shall be in violation of this chapter and the director may subsequent to a hearing deny, suspend, or revoke such processor's license to act as a dealer.

**NEW SECTION.** Sec. 21. There is added to chapter 139, Laws of 1959 and to chapter 20.01 RCW a new section to read as follows:

Sections 15 through 20 of this 1971 amendatory act shall take effect beginning on September 1, 1972." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 706.

Mr. Amen spoke in favor of the motion.

The motion was carried.

### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 706 as amended by the Senate.

### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 706 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Lysen, Shinpoch—2.

Absent or not voting: Representative Polk—1.

House Bill No. 706 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### SENATE AMENDMENT TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 766 with the following amendment:

In section 1, line 18 of the printed bill, being section 1, line 19 of the engrossed bill, after "section" and before the period insert "but provided that no such action shall be taken unless he is notified by mail after two consecutive unexcused absences that his position will be declared vacant if he is absent without being excused from the next regularly scheduled meeting",

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Engrossed House Bill No. 766.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 766 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 766 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 99; nays, 0; absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—99

Engrossed House Bill No. 766 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 876 with the following amendments:

On page 1, line 4 of the title, after "RCW 66.24.420" insert "; and adding a new section to chapter 66.04 RCW"

On page 4, line 25, add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 66.04 RCW a new section to read as follows:

'Public Place' as defined in this title shall not include any of those parks under the control of the state parks and recreation commission.",  
and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 876.

Mr. Curtis spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 876 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 876 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 66; nays, 33; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Eikenberry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Hubbard, Hurley, Jones, Jueling, Julin, Kilbury, King, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Martinis, Maxie, McCormick, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Smythe, Spanton, Thompson, Wanamaker, Williams, Wolf, Mr. Speaker--66.

Voting nay: Representatives Amen, Barden, Bauer, Bottiger, Bozarth, Brouillet, Conway, Costanti, Curtis, Douthwaite, Farr, Hansey, Haussler, Hoggins, Jastad, Johnson, Kirk, Kiskaddon, Luders, Lysen, Marsh, Marzano, May, McDermott, Mentor, Moon, Paris, Schumaker, Shipoch, Smith, Van Dyk, Wojahn, Zimmerman--33.

Engrossed House Bill No. 876 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 1041 with the following amendments:

On page 1, section 3, line 26, after "than fifty" and before "registered voters" insert "percent of the"

On page 4, section 10, line 4, after "not receive" strike all of the material down to and including the comma on line 5, and insert "at least a class grade B contour signal re-transmitted by the television translator station or other similar device operated by the district, as such class is defined under regulations of the federal communications commission as of the effective date of this act."

On page 4, section 11, line 17, after "tax" and before the period insert "but no such excise tax or costs, nor any judgment based thereon, shall be deemed to create a lien against real property"

On page 5, following section 13, add a new section as follows:

"NEW SECTION. Sec. 14. A district may translate or re-transmit only those signals which originate from commercial and educational television stations which directly provide, within some portion of the state of Washington, a class A grade or class B grade countour, as such classes are defined under regulations of the Federal Communications Commission as of the effective date of this act."

Re-number the remaining sections accordingly.

On page 6, following section 19, add a new section as follows:

"NEW SECTION. Sec. 20. No television reception improvement district may be formed to operate and maintain any translator station presently or previously owned, operated or maintained by a television broadcaster."

Re-number the remaining sections accordingly., and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 1041.

Mr. Haussler spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1041 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1041 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 3; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Gladder, Polk, Ross—3.

Absent or not voting: Representatives Flanagan, Hatfield, May—3.

Engrossed Substitute House Bill No. 1041 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 739 with the following amendments:

On page 1, line 1 of the title, after "college" and before "districts" insert "and school"

On page 1, line 8 of the title after "RCW 28B.50.580" and before the period insert: "amending section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010; amending section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020; amending section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030; amending section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070; amending section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080; repealing section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; repealing section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040; adding new sections to chapter 223, Laws of 1969 ex. sess. and chapter 28A.72 RCW; and making an appropriation"

On page 1, section 2, line 21, after "or administrator" and before "who is" on line 22, strike " , who has had or does have status as a teacher, counselor, or librarian, and"

On page 3, line 7, after section 8 add a new section to read as follows:

"NEW SECTION. Sec. 9. Contracts or agreements, or any provision thereof entered into between boards of trustees and employees organizations pursuant to this act shall not be affected by or be subject to chapter —, Laws of 1971 ex. sess. (Senate Bill No. 469)."

Renumber the remaining sections accordingly.

"Sec. 11. Section 28A.72.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.010 are each amended to read as follows:

It is the purpose of this chapter to strengthen methods of administering employer-employee relations through the establishment of orderly methods of communication and procedures for resolving disputes between certificated employees and the school districts by which they are employed.

Sec. 12. Section 28A.72.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.020 are each amended to read as follows:

As used in this chapter:

'Employee organization' means any organization which includes as members certificated employees of a school district and which has as one of its purposes the representation of the employees in their employment relations with the school district.

'Certificated employee' means any employee holding a regular teaching certificate [of the state] authorized by state law of the state board of education and who is employed by any school district with the exception of the chief administrative officers of each local district.

'Chief administrative officers' shall mean the superintendent, deputy superintendents, administrative assistants to the superintendent, assistant superintendents, the business manager, the director of personnel and board negotiators as provided for in section 5 of this 1971 amendatory act.

'Established administrative channels' shall mean those procedures adopted by the

board of directors of a school district under section 15 of this 1971 amendatory act for utilizing chief administrative officers of the district to meet and confer with representatives of the employee organization prior to the meeting, conferring or negotiating with the board of directors, or a committee thereof, or its designated representatives.

Sec. 13. Section 28A.72.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.030 are each amended to read as follows:

Representatives of the employee organization, which organization shall by secret ballot have won a majority in an election to represent the certificated employees within its school district, [shall have the right,] after using established administrative channels, shall have the right, to meet, confer and negotiate with the board of directors of the school district or a committee thereof or its designated representatives to communicate the considered professional judgment of the certificated staff prior to [the] final adoption by the board or chief administrative officers of proposed school board policies and administrative procedures relating to [, but not limited to,] curriculum, textbook and instructional material selection, in-service training, student teaching programs, personnel, grievance procedures, hiring and assignment practices, fringe benefits, leaves of absence, conditions of work, hours to be worked, salaries and salary schedules and noninstructional duties.

Sec. 14. Section 28A.72.070, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.070 are each amended to read as follows:

Boards of directors of school districts or any chief administrative officers thereof shall not discriminate against certificated employees or applicants for such positions because of their membership or nonmembership in employee organizations or their exercise of other rights under this chapter.

Sec. 15. Section 28A.72.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.080 are each amended to read as follows:

Boards of directors of school districts shall adopt reasonable rules and regulations for the administration of employer-employee relations under this chapter, which rules and regulations shall be subject to negotiation with the employee organization duly chosen to represent the certificated employees. Any such board may employ individuals to serve as negotiators on behalf of the board with representatives of the employee organization chosen to represent the certificated employees prior to meetings between such representatives and such boards, or committees of such boards, pursuant to RCW 28A.72.030: PROVIDED, That an agreement by the negotiators shall be reduced to writing and submitted in such form to the respective parties for final action. A board's negotiator may be given authority to reach agreement on behalf of the board within limits established by the board.

NEW SECTION. Sec. 16. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

Negotiations between the employee organization duly chosen to represent certificated employees under chapter 28A.72 RCW and the board shall at all times be conducted in good faith with the objective of reaching an agreement which, when final, shall be reduced to writing and which shall be binding on both parties. Such employee organization shall be the exclusive representative of and negotiate for all of the certificated employees of their respective school district.

NEW SECTION. Sec. 17. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

There is hereby established, under the authority of the superintendent of public instruction, an educational mediation, conciliation, and fact-finding service, hereinafter in this 1971 amendatory act referred to as the service. The service shall be under the direction of a Washington state education conciliation director, hereinafter in this 1971 amendatory act referred to as the director, who shall have had substantial experience in the field of fact-finding, conciliation, and mediation of disputes involving employee relations, and who shall be appointed by the superintendent of public instruction and shall be exempt from the provisions of chapter 41.06 RCW, the state civil service law. The director shall appoint the staff for the service, subject to the approval of the superintendent of public instruction.

The state board of education is empowered and directed to adopt, with the advice of the superintendent of public instruction and the director, rules and regulations necessary for the administration of sections 8 and 9 of this 1971 amendatory act, the same to be in conformity with such sections' intent and purpose.

NEW SECTION. Sec. 18. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

If agreement is not reached between the board of directors of a school district and an employee organization on any matter to which the employee organization has negotiating rights, either party to the negotiations, forty-eight hours after serving written notice of its intended action to the other party, may request that the director appoint either a fact-finder or mediator to assist in the resolution of the disagreement. The director shall forthwith appoint a fact-finder or mediator, as requested, to enter the negotiations process in that school district. In the case of conflicting requests, the director shall decide whether a fact-finder or mediator shall be appointed.

If a fact-finder is appointed, the parties shall furnish all information and documents relevant to the negotiations dispute requested by the fact-finder and shall attend as requested all hearings scheduled by him. Any party refusing to produce any such information or documents, unless privileged, or to attend such hearings as requested shall be

deemed to be in bad faith. Neither party shall be bound in their subsequent negotiations by the findings of the fact-finder respecting the facts or law related to the dispute.

If a mediator is appointed, any party to negotiations which fails to attend, after reasonable notice, the first meeting scheduled by a mediator appointed under this section shall be deemed to be in bad faith. The meaning of the term 'bad faith' is not limited to the definitions contained herein. Any party held or deemed to be in bad faith in negotiations shall be subject to judicial process by the other party for which the court may grant such injunctive or other relief as the court deems appropriate.

From the time of the written notice of intent to invoke the procedures of this section until seventy-two hours after the receipt by both parties of the written decision of the fact-finder or until five days after the first conference of the mediator with both parties, neither party shall take any action adverse to the position of the other party or its members.

**NEW SECTION.** Sec. 19. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

After exhausting the procedures provided in section 8 of this 1971 amendatory act, both parties to the negotiations, through mutual consent and by written agreement, may request the director of the service to appoint, and the director shall appoint, an arbitrator to any dispute arising from employee-employer negotiations in school districts. The costs of such arbitrator shall be paid by the parties as provided in the arbitration agreement.

**NEW SECTION.** Sec. 20. Section 28A.72.060, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 52, Laws of 1969 ex. sess. and RCW 28A.72.060; and section 28A.72.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.72.040 are each hereby repealed.

**NEW SECTION.** Sec. 21. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 22. The sum of one hundred dollars is hereby appropriated from the budget of the superintendent of public instruction for the purpose of carrying out the provisions of this act.

**NEW SECTION.** Sec. 23. The legislature hereby declares that teaching in the public school system of the state of Washington and its related services, including administrative and supervisory services, is a profession, with all the rights, responsibilities and privileges to be accorded other legally recognized professions. As such, the teaching profession is especially qualified to express its views and participate in making decisions on matters of professional concern with respect to the education of children and youth in Washington, and more particularly with respect to professional practices of the teaching profession, certification of educators, and accreditation of preparation programs in institutions of higher learning. Employee organizations elected pursuant to chapter 28A.72 RCW should, and under the provisions of sections 13 through 22 of this 1971 amendatory act shall, have the right to participate in decisions concerning preparation programs leading to certification.

**NEW SECTION.** Sec. 24. There is created within the office of the superintendent of public instruction a state professional practice commission, hereinafter in this 1971 amendatory act referred to as the 'commission'.

**NEW SECTION.** Sec. 25. The state board of education shall appoint the commission, which shall be composed of twelve members, nine of whom shall each possess at least five years' teaching experience and a valid teaching certificate of the state of Washington, one of whom shall possess an educational staff associate certificate issued by the state board of education for an education-related position in the public schools, and two of whom shall be on the teaching training faculties of different Washington institutions of higher education. The terms of the members of the commission shall be for three years, except that four of the initial members of the commission (including one of the members from an institution of higher education) shall be appointed to serve one year, four (including the other member from an institution of higher education) to serve for two years, and four (including the educational staff associate) to serve for three years. No commission member may be appointed to succeed himself in office more than once.

In making appointments to, and in filling vacancies on, the commission, the board shall insure broad representation of the geographical and urban areas of the state and broad professional representation from the various educational levels and fields, and shall at all times include on the commission seven active classroom teachers, one school principal, one school superintendent, one person certificated as an educational staff associate and the two members of the teacher training faculties of Washington institutions for higher education. Nominations for appointment to the commission may be submitted to the board by any state-wide professional organization of certificated employees whose membership is representative of all grade levels and subject matter of the common schools in the state of Washington. The board shall make appointments to the commission from those lists of nominees after considering any recommendations respecting those nominees which may be made by the superintendent of public instruction. Appointments to fill vacancies on the commission shall be made in the same manner as appointments for a full term. At any time that any member of the commission shall no longer be employed full time by a school district or institution of higher education in the category for which he was appointed to the commission, his position on the commission shall be vacated, and that vacancy shall be filled with a person active in the education profession and otherwise meeting the necessary qualifications for that position.

The commission shall have authority to select its own chairman, establish procedures and adopt the rules under which it shall operate, and recommend for employment,

consistent with employment policies of the superintendent of public instruction, such personnel and contract for such supportive services as it deems necessary. Six members (including no less than four active classroom teachers) of the commission shall constitute a quorum.

**NEW SECTION.** Sec. 26. Subject to the review and approval of the state board of education, the commission shall:

(1) Adopt standards consistent with law which shall be followed by the state board of education in accrediting institutions for teacher training;

(2) Establish procedures consistent with law relating to the adoption of programs for the issuance of teaching certificates and other education-related certificates;

(3) Adopt standards consistent with law relating to the suspension, revocation and reinstatement of teaching certificates or other education-related certificates;

(4) Review at least once every five years following the adoption thereof or any revision thereof the standards referred to in subsections (1), (2) and (3) above or at such other time within said five-year period the commission deems appropriate, and approve, amend, revise, delete or add to such standards;

(5) Conduct, upon written request of the complainant or the educator involved, investigations and hearings or both, in cases involving the suspension, revocation, and reinstatement of teaching certificates or other education-related certificates and take appropriate action as a result thereof; **PROVIDED**, That no action changing the status of a certificate shall be taken without a hearing;

(6) Meet semiannually with an advisory committee of the state board to counsel on concerns of mutual interest and file an annual report of its activities with the state board of education; and

(7) Take such other action and make such other recommendations consistent with the provisions of sections 13 through 22 of this 1971 amendatory act to ensure the professional rights and responsibilities of educators in the state of Washington.

**NEW SECTION.** Sec. 27. Prior to taking any actions or holding any hearings provided for in section 16 of this 1971 amendatory act, the commission shall adopt procedures for the establishment of standards and the holding of hearings pursuant to chapter 34.04 RCW. Procedures relating to the adoption of standards pursuant to subsections (1), (2), (3) and (4) of section 16 of this 1971 amendatory act shall provide for the holding of hearings in each congressional district of the state after public notice thereof and notice to any state-wide organization of educators requesting such notice. Hearings provided for in subsection (5) of section 16 of this 1971 amendatory act shall be deemed contested cases under chapter 34.04 RCW and shall be conducted pursuant to and with all of the powers, rights and duties prescribed in that chapter, which shall include immediate notice to the person charged, opportunity for hearing, representation by counsel, examination and cross-examination of witnesses, subpoena of evidence and documents, appeal and all other requirements provided for contested cases.

**NEW SECTION.** Sec. 28. Members of the commission shall be granted leaves with pay to serve on commission business. The board shall reimburse the employer of the members for their pay during such leaves. Expenses authorized by the commission incurred by such members while serving on the commission shall be paid by the board.

**NEW SECTION.** Sec. 29. Every person paying a fee under RCW 28A.70.110 shall in addition to such fee pay the sum of five dollars which shall be used in support of the activities and operations of the commission.

Intermediate school district superintendents, or other officers authorized to receive such fee, shall within thirty days transmit the same to the state treasurer who shall deposit the money into an account to be used by the commission to carry out the purposes of sections 13 through 22 of this 1971 amendatory act.

Sec. 30. Section 28A.70.005, chapter 223, Laws of 1969 ex. sess. and RCW 28A.70.005 are each amended to read as follows:

The [state board of education] *professional practice commission*, subject to the approval of the state board of education, shall establish, publish and enforce rules and regulations determining eligibility for and certification of teachers in the common schools of this state, including certification for emergency or temporary, substitute or provisional duty and under such certificates or permits as the board shall deem proper or as otherwise prescribed by law. The superintendent of public instruction shall act as the administrator of any such rules and regulations and have the power to issue any certificates or permits and revoke the same in accordance with [board] *such rules and regulations*.

Sec. 31. Section 28A.70.140, chapter 223, Laws of 1969 ex. sess. as amended by section 145, chapter 176, Laws of 1969 ex. sess. and RCW 28A.70.140 are each amended to read as follows:

Before registering any certificate, the intermediate school district superintendent of the county in which application is made for certificate shall satisfy himself that the applicant is a person of good moral character and personal fitness. In the event of a refusal to register a certificate for whatsoever reason, the intermediate school district superintendent shall immediately notify the superintendent of public instruction of his action and shall fully and clearly state his reasons therefor, and the person aggrieved shall have the right of appeal to the superintendent of public instruction, and shall have the further right of appeal to the [state board of education] *professional practice commission created in section 14 of this 1971 amendatory act*.

Sec. 32. Section 28A.70.170, chapter 223, Laws of 1969 ex. sess. as amended by

section 52, chapter 48, Laws of 1971 and RCW 28A.70.170 are each amended to read as follows:

Any teacher whose certificate to teach has been questioned by the filing of a complaint by a school district superintendent or intermediate school district superintendent under RCW 28A.70.160 shall have a right to be heard by the issuing authority before his certificate is revoked. Any teacher whose certificate to teach has been revoked shall have a right of appeal to the [state board of education] *professional practice commission* if notice of appeal is given by written affidavit to the [board] *commission* within thirty days after the certificate is revoked. *If the commission revoked the certificate, the appeal may be made in like manner to the state board of education.*

An appeal to the *professional practice commission* or state board of education within the time specified shall operate as a stay of revocation proceedings until the next regular or special meeting of [said] *that commission* or board and until the *commission's* or board's decision has been rendered.", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments through section 21, and that the House do not concur in sections 22 through 32, and the Senate be asked to recede therefrom.

#### POINT OF ORDER

Mr. Brouillet: "Mr. Speaker, I would like a ruling on a point of order. This amendment to House Bill No. 739 came over as a single amendment and not two separate amendments. Can we amend a Senate amendment by refusing to concur in half of a Senate amendment to a House bill, and not substantially amend the Senate amendment?"

The Speaker: "We have done this several times, Mr. Brouillet, by motions to divide. This is the same technique in one original motion."

Mr. Brouillet: "Is this a motion to divide? I didn't understand that."

The Speaker: "On several prior concurrences, the motion has either been made to concur or not to concur, and then there has been a motion made to divide the question between different parts of those amendments."

Mr. Brouillet: "Then on my point of order, are you ruling that we can do this on a single amendment that comes over from the Senate on a House bill?"

The Speaker: "Mr. Brouillet, it is not correct that it is a single amendment. There are several amendments—some are committee amendments, some are floor amendments by Senators Francis and Murray. There is a committee amendment to add a new section 9. There are many different amendments on this bill."

Mr. Brouillet: "Mr. Speaker, in my book, the amendment that you are dividing is a Senate amendment by Senators Francis and Murray. It is one long amendment."

The Speaker: "There is a committee amendment to add a new section 9, a committee amendment to section 2, and a couple of title amendments. Often, on just bill actions, where single amendments have been submitted on the floor or from committee containing more than one section, there have been motions to divide the question."

The Speaker stated the question before the House to be the motion to concur in all Senate amendments except sections 22 through 32 and ask the Senate to recede therefrom.

Representatives Lynch and Hurley spoke in favor of the motion, and Representative Brouillet spoke against it.

Mr. Newhouse demanded an electric roll call, and the demand was sustained.

#### PARLIAMENTARY INQUIRY

Mr. Julin: "Could you advise me and the members of the House exactly the posture of the motion that we are now voting on, so that we can all be clear on that?"

The Speaker: "The motion is to concur in all Senate amendments except sections 22 through 32, in which the House does not concur and asks the Senate to recede therefrom."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Morrison that the House concur in all Senate amendments to House Bill No. 739 except sections 22 through 32, and the Senate be asked to recede therefrom. The motion was carried by the following vote: Yeas, 63; nays, 29; absent or not voting, 7.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Conway, Copeland, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jones, Julin, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Morrison, Newhouse, North, Pardini, Polk, Rabel, Randall, Savage, Schumaker, Shera, Smith, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—63.

Voting nay: Representatives Anderson, Bauer, Beck, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Hoggins, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Luders, Marsh, Mentor, O'Brien, Paris, Rosellini, Sawyer, Shinpoch, Van Dyk—29.

Absent or not voting: Representatives Eikenberry, Jueling, Kiskaddon, Moon, Perry, Ross, Smythe—7.

#### PERSONAL PRIVILEGE

Mr. Bledsoe: "This legislature has been faced with a flurry of concurrences and differences between the Houses like we have never seen before. I would like to thank, on behalf of the rest of this legislature, my seatmate, Mr. Morrison, who I think has done an impeccable job of not only keeping track of it, but handling it fairly and accurately. A first class legislative performance. Sid, we are in your debt."

#### SECOND READING

ENGROSSED SENATE BILL NO. 691, by Senators Greive, Andersen, Holman, Durkan, Connor, Whetzel, Washington, Murray and Scott:

Authorizing local excise taxes for support of public transportation.

The bill was read the second time.

Mr. Barden moved adoption of the following amendment:

On page 2, section 2, line 11 after "voters" strike all language down to and including "RCW" on line 13

Representative Barden spoke in favor of the amendment, and Representatives Kiskaddon, Mentor, Bledsoe and Hoggins spoke against it.

Mr. Barden closed debate, speaking in favor of the amendment.

The amendment by Mr. Barden was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 691 was placed on final passage.

Representatives Kiskaddon and Perry spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 691, and the bill passed the House by the following vote: Yeas, 91; nays, 6; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Barden, Beck, Bradley, Grant, Marsh, Shinpoch—6.

Absent or not voting: Representatives Marzano, Newhouse—2.

Engrossed Senate Bill No. 691, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 291, and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Walgren, Huntley and Keefe. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for conference on Engrossed House Bill No. 291.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bagnariol, Gilleland and Kuehnle as members of the Conference Committee on Engrossed House Bill No. 291.

## SECOND READING

SUBSTITUTE SENATE BILL NO. 770, by Committee on State Government:

Establishing uniform relocation program for eminent domain takings.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 770 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Mentor.

Mr. Mentor: "I hope these figures you are talking about are just the new maximums that they can pay and not what they expect to pay or intend to pay."

Mr. Berentson: "They are maximums, but for the most part people are paid according to their actual costs incurred."

## ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 770, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Newhouse, Randall—2.

Substitute Senate Bill No. 770, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 52, by Senators Greive, Knoblauch, Peterson (Ted), Talley, Lewis and Keefe (by Legislative Council request):

Providing changes relating to solid waste and providing for solid waste collection districts.

Committee recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 26, after "waste" and before the period insert: ":

PROVIDED, That no such district shall include any area within the corporate limits of any city or town without the consent of the legislative authority of the city or town”

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 52 as amended by the House was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 52 as amended by the House, and the bill passed the House by the following vote: Yeas, 86; nays, 7; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Rosellini, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Bottiger, Brouillet, Eikenberry, McDermott, Ross, Sawyer, Wojahn—7.

Absent or not voting: Representatives Goldsworthy, Hatfield, Moon, Morrison, Newhouse, Perry—6.

Engrossed Senate Bill No. 52 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 43, by Representatives Copeland, Bledsoe, Bottiger and Barden:

Creating a special committee on redistricting.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 43 was placed on final passage.

Mr. Copeland spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 43, and the resolution passed the House by the following vote: Yeas, 96; nays, 2; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Eikenberry, Ross—2.

Absent or not voting: Representative Newhouse—1.

House Concurrent Resolution No. 43, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 486, by Senator Stender:

Providing legislation to promote the public welfare in regard to the public highways of this state.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 486 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 486, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Newhouse—1.

Engrossed Senate Bill No. 486, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 467, by Senators Henry, Washington and Huntley:

Directing blood analysis of drivers and pedestrians killed in traffic accidents.

The bill was read the second time.

Mr. Sawyer moved adoption of the following amendment by Representatives Sawyer and Kirk:

On page 1, section 1, beginning on line 14, after "substances," add the following: "The reports and records of the state toxicologist relating to analyses made pursuant to this section shall be confidential, and shall not be utilized as evidence in any civil or criminal action, except that the results of these analyses shall be reported to the state patrol, and may be made available to the prosecuting attorney or law enforcement agencies having jurisdiction in any case in which an autopsy or post mortem is performed."

Mr. Sawyer spoke in favor of the amendment.

The amendment was adopted.

Mr. Shipoch moved adoption of the following amendment:

On page 1, line 14, following section 1, insert new sections to read as follows:

**NEW SECTION. Sec. 2.** For the purposes of this act, the term "private motor vehicle" shall mean a four-wheeled vehicle designed principally for carrying passengers not for hire, for use on public roads and highways, and not designed for use as a dwelling or for camping.

**NEW SECTION. Sec. 3.** Every private motor vehicle manufactured on and after January 1, 1974, and subsequently sold and licensed in the state of Washington, shall be sold subject to the manufacturer's warranty that it is equipped with an appropriate energy absorption system and that, without compromising existing standards of passenger safety, it can be driven, both front and rear directly into a standard Society of Automotive Engineers test barrier (SAE J 850) at a speed of five miles per hour without sustaining any damage to the automobile.

**NEW SECTION. Sec. 4.** Every private motor vehicle manufactured on and after January 1, 1976, and subsequently sold and licensed in the state of Washington, shall be sold subject to the manufacturer's warranty that it is equipped with an appropriate energy absorption system and that, without compromising existing standards of passenger safety, it can be driven, both front and rear, directly into a standard Society of Automototive

Engineers test barrier (SAE J 850) at a speed of ten miles per hour without sustaining any damage to the automobile.

**NEW SECTION.** Sec. 5. The warranty provisions of this act shall not be applicable with respect to any private passenger automobile as to which the manufacturer files a written certification under oath with the department of motor vehicles, on a form to be prescribed by that department, that the particular make and model described therein complies with the applicable standards of this act.

**NEW SECTION.** Sec. 6. Sections 2 through 5 of this act shall be added to Title 46 RCW."

Mr. Shinpoch spoke in favor of the amendment.

The amendment was adopted on a rising vote.

On motion of Mr. Shinpoch, the following amendment to the title was adopted:  
On page 1, line 1 of the title, after "motor" insert "vehicles and motor"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 467 as amended by the House was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 467 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 2; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker-92.

Voting nay: Representatives Cunningham, Rabel-2.

Absent or not voting: Representatives Eikenberry, Flanagan, Kuehne, Newhouse, Randall-5.

Senate Bill No. 467 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 17, by Senators Mardesich, Cooney, Twigg, Peterson (Ted), Stender and Holman (by Insurance Commissioner request):

Creating the Washington Life Insurance Guaranty Association.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of May 8, 1971, Fifty-eighth Day, Ex. Sess.)

The bill was read the second time.

Mr. Shera moved adoption of the committee amendment.

#### POINT OF ORDER

Mr. Grant: "The bill before us deals with the creation of a Washington Life Insurance Guaranty Association, and the committee amendment has nothing to do with life insurance but changes the procedures followed by casualty, liability and some other insurance companies. I think it expands the scope and object of the act and in accordance with your other rulings, I think the committee amendment should be ruled out of order."

#### RULING BY THE SPEAKER

The Speaker: "Ruling on your point of order, I have examined the title of the bill which is very broad: 'An Act relating to insurance.' It adds a number of sections to Title 48 RCW. The committee amendment also adds certain sections to Title 48.

"In reading section one of the bill, it says:

"The purpose of this act is the creation of funds arising from assessments upon all insurers . . . to be used to assure to the extent prescribed herein the performance of the insurance contractual obligations of insurers becoming insolvent to residents of this state and, in the case of domestic insurers, to residents of other jurisdictions as well; and to promote thereby the stability of domestic insurers. . . . is deemed essential for the protection of the general welfare."

"The first section of the committee amendment starts out:

"To protect the public, policyholders and insurers against the adverse effects of excessive, inadequate, or unfairly discriminatory rates;

"(2) To encourage, as the most effective way to produce rates . . .

"(3) To provide formal regulatory controls . . .

"(5) To encourage the most efficient and economic practices in providing insurance protection;"

"It would appear to me that both of these measures deal with the protection of the public and set up consumer protection and public protection-type devices within the insurance industry. It would appear to me to have the same object in mind. I will have to rule that the amendment is in order."

Mr. Shera spoke in favor of adoption of the committee amendment.

Mr. Bottiger demanded an electric roll call, and the demand was sustained.

Representatives O'Brien and Grant spoke against adoption of the committee amendment.

The Speaker called on Mr. Copeland to preside.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Barden.

Mr. Barden: "Did I understand you to say that this same type of amendment, to this same piece of legislation, caused the failure of the legislation in the 1970 special session?"

Mr. O'Brien: "Yes, that's right. The measure as passed by the Senate would do the job substantially the same as the measure which died in conference in 1970 as a result of the same crippling amendment proposed here by the same committee."

Representatives Pardini and Shera spoke in favor of the committee amendment, and Representatives Barden and O'Brien spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the committee amendment to Engrossed Senate Bill No. 17, and the committee amendment was lost by the following vote: Yeas, 32; nays, 62; absent or not voting, 5.

Voting yea: Representatives Benitz, Blair, Bluechel, Costanti, Curtis, Flanagan, Gilleland, Gladder, Harris, Hatfield, Hoggins, Hubbard, Jones, Julin, Kopet, Kraabel, Kuehnle, May, Mentor, Morrison, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Spanton, Wanamaker, Zimmerman—32.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf—62.

Absent or not voting: Representatives Bagnariol, Bledsoe, Brown, Newhouse, Mr. Speaker—5.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 17 be placed on final passage.

Mr. Mentor demanded an electric roll call, and the demand was not sustained.

The motion by Mr. Wolf was carried on a rising vote.

Mr. Shera spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 17, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—96.

Absent or not voting: Representatives Brown, Newhouse, Mr. Speaker—3.

Engrossed Senate Bill No. 17, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 18, by Senators Mardesich, Cooney and Twigg (by Insurance Commissioner request):

Creating the Washington Insurance Guaranty Association.

## MOTION

Mr. Wolf moved that the House defer consideration of Engrossed Senate Bill No. 18 and the bill be ordered placed at the top of today's second reading consent calendar.

The motion was carried on a rising vote.

## MOTION

On motion of Mr. Wolf, the House advanced to the tenth order of business.

## THIRD READING

SUBSTITUTE HOUSE BILL NO. 777, by Committee on Appropriations (Originally introduced by: Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel—by Executive request):

Making supplemental appropriations for the period ending June 30, 1973.

Substitute House Bill No. 777 was read the third time and placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Barden.

Mr. Barden: "Representative Kiskaddon, we are here proposing to spend \$58 million. Can you tell me where this \$58 million is going to come from, please?"

Mr. Kiskaddon: "The bill that is following House Bill No. 777 is House Bill No. 776, which we talked about yesterday. It is extending, in essence, the sales tax to gasoline. If you recall the amendment, we reduced the amount of gas tax going into the motor vehicle fund so the net effect for this biennium will be no additional increase in the gasoline tax. That is the method proposed to fund this particular package, by having that money placed in a special state and local improvement revolving account."

The Speaker resumed the Chair.

Mr. Kraabel spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 777, and the bill passed the House by the following vote: Yeas, 60; nays, 38; absent or not voting, 1.

Voting yea: Representatives Adams, Bauer, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Hansey, Harris, Haussler, Hoggins, Hurley, Jones, Jueling, Julin, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Maxie, May, McDermott, Mentor, Moon, North, O'Brien, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Van Dyk, Williams, Wolf, Zimmerman, Mr. Speaker—60.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Bozarth, Bradley, Conner, Copeland, Eikenberry, Flanagan, Gladder, Goldsworthy, Grant, Hatfield, Hubbard, Jastad, Johnson, Kilbury, Kirk, Kuehne, Lynch, Martinis, Marzano, McCormick, Merrill, Morrison, Pardini, Paris, Polk, Schumaker, Spanton, Thompson, Wanamaker, Wojahn—38.

Absent or not voting: Representative Newhouse—1.

Substitute House Bill No. 777, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

I voted against final passage of Substitute House Bill No. 777 because I intended to vote against Engrossed House Bill No. 776—the tax bill that would raise the money for Substitute House Bill No. 777. A. J. PARDINI, 6th District.

ENGROSSED HOUSE BILL NO. 776, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Extending sales and use tax to motor vehicle fuel.

Engrossed House Bill No. 776 was read the third time and placed on final passage.

Representatives Kiskaddon, Perry and McDermott spoke in favor of passage of the bill, and Representatives Gladder, Barden, Benitz, Gallagher, Berentson and Bozarth spoke against it.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Representatives Hurley, Douthwaite and Kraabel spoke in favor of passage of the bill, and Representative Flanagan spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 776, and the bill failed to pass the House by the following vote: Yeas, 39; nays, 59; absent or not voting, 1.

Voting yea: Representatives Blair, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charnley, Cunningham, Douthwaite, Gilleland, Hoggins, Hurley, Jones, Julin, King, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Moon, North, O'Brien, Perry, Rabel, Randall, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Van Dyk, Williams, Mr. Speaker—39.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bozarth, Bradley, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jueling, Kilbury, Kirk, Knowles, Kuehne, Lynch, Marsh, Martinis, Marzano, McCormick, Mentor, Merrill, Morrison, Newhouse, Pardini, Paris, Polk, Schumaker, Smith, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman—59.

Absent or not voting: Representative Rosellini—1.

Engrossed House Bill No. 776, having failed to receive the constitutional majority, was declared lost.

## MOTION FOR RECONSIDERATION

Mr. Wolf, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed House Bill No. 776 failed to pass the House.  
The motion was carried on a rising vote.

## RECONSIDERATION

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 776.

## MOTION

Mr. Wolf moved that the House defer reconsideration of Engrossed House Bill No. 776 and the bill be ordered placed at the top of tomorrow's third reading calendar.

## POINT OF ORDER

Mr. Barden: "Mr. Speaker, House Rule 70 says in part, 'PROVIDED, That after the fiftieth day reconsideration can be had only on the day the vote to be reconsidered was taken.' I interpret that to mean that we must reconsider it. We can only have reconsideration today. It says 'reconsideration can be had' so that means, in my interpretation, we must have reconsideration today."

## RULING BY THE SPEAKER

The Speaker: "You must consider the rule in full, Mr. Barden. The next paragraph says, 'When a motion to reconsider has been carried (which this House has done) its effect shall be to place the original question before the House in the exact position it occupied before it was voted upon.' At that time it would have been perfectly in order for the House to move to defer further action on Engrossed House Bill No. 776. The point is not well taken."

The motion by Mr. Wolf to defer reconsideration of Engrossed House Bill No. 776 was carried.

## MOTION

Mr. Wanamaker moved that the following remarks of Representative Berentson with regard to final passage of Engrossed House Bill No. 776 be entered in the Journal.  
The motion was carried.

## STATEMENT FOR THE JOURNAL

Mr. Berentson: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: I think I would agree with Mr. Perry that we do have to look to something to provide jobs now. And if you will recall back a few weeks ago when this concept came out of the Governor's office, it came out with the idea that we would have the sales tax on gasoline. I think all of us ought to be courageous enough to vote for the measure on that basis. However, as time went on we decided we weren't quite that brave so we'll steal a little bit from highway construction—we'll put a little on the top—and then we can go home and face our constituents by saying, 'well we didn't vote a new tax—we just voted to take some away and add it here.' Now another very important thing you are facing here is this: It is pretty well agreed by most members here that are knowledgeable on this issue that if we do this now we will have to come back two years from now and put two cents back on the gas tax. There is no reason to believe it will be that easy to do. I think we all realize there are going to be a lot of problems facing us and that we will probably have to come back with some type of tax reform. We could very well, right here this afternoon, be crippling the construction program of the Department of Highways for ten years into the future.

"I would like, if you will bear with me, to give you some statistics. Some of them I will have to read because these are statistics that our budget director (who works for us, not for the Department of Highways) prepared for us. This is sort of a condensation of what we have been talking about for several weeks now. Also, you will notice toward the conclusion how many jobs we are actually losing by crippling the construction fund.

"Under current estimates for 1971-73, we will only have about \$45 million of state dollars (this is exclusive of bond funds) left after meeting federal-aid matching needs and essential maintenance and operations activities.

"These funds are programmed for construction projects on the noninterstate system. Now these are under our priorities programming act—principal, major, collector and other classes of highways throughout the state. The projects are badly needed. They include such things as repairing, widening, drainage, safety and similar improvements. Most of these highways do not receive the large matching funds consideration. The 1971-73 budget provides only enough funds to meet about 12 percent of the projected needs.

"This bill will also reduce revenues by \$60 million. Actually if we had reduced it by only \$35 million as we had on the floor here yesterday we would have nothing left for new construction. I might point out at this time that this is a good indication to me, how ill-conceived some of this program has been. When they suddenly come to the floor, even yesterday, and decide, 'well we can't do that to county road funds so we'll have to go back to the drawing boards and decide how will this sell.' Now when this is added to the appropriations already authorized for other agencies, such as the state patrol, we will have little, if any, funds for these projects on the noninterstate system. It actually means a 100 percent cut in that part of the budget that deals with new construction. However, the needs are still there and will never be met until sometime after the 1973-75 biennium, assuming only the cut we saw yesterday; they will never be met with the cut that we now face of \$60 million.

"But now for the last thought: The situation is bad enough, but we are opening the door for even greater losses. Starting in the 1973-75 biennium, we will be short required federal aid matching funds by some \$45 million. We will lose about \$180 million in federal funds in 1973-75, and about \$130 million in 1975-77.

"Now let me mention a closing thought. It has been ascertained that for every \$1 million of construction funds available to go out there and build highways with, we create about 120 jobs. If you multiply \$180 million in 1973-75, you come up with 21,600 jobs. So we are kicking out windows to provide under 'jobs now' about 20,000 jobs in assorted ways.

"I also would leave you with this thought: The highway construction program, other than just providing highways for each of us in our district, does provide job opportunities, by the way, by improving arteries and allowing business and industry to function. If we continue this route, we are not only losing 21,000 jobs in the 1973-75 biennium (and these are construction jobs—it has nothing to do with laying off people that work for the Department of Highways. These are just jobs lost because we aren't doing things) in the 1975-77 biennium, another \$130 million will be lost. I will just leave you with the thought that we are crippling our Department of Highways, the highway construction program for the next decade, to provide a short-term solution. I just hope most of you would be brave enough to vote the two cents if that is really what is in your hearts, and not to dip in and ruin the Department of Highways construction program."

#### RECONSIDERATION

The Speaker stated that, notice being given the previous day, the House do now reconsider the vote by which Engrossed Senate Bill No. 263 failed to pass the House.

ENGROSSED SENATE BILL NO. 263, by Senators Donohue and Knoblauch (by Departmental request):

Changing funding of veterans' bonuses.

The Speaker stated the question before the House to be reconsideration of final passage of Engrossed Senate Bill No. 263.

Representatives Flanagan and Perry spoke in favor of passage of the bill, and Representatives Marzano and Anderson spoke against it.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed Senate Bill No. 263, and the bill failed to pass the House by the following vote: Yeas, 49; nays, 48; absent or not voting, 2.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Jones, Jueling, Julin, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Randall, Ross, Schumaker, SHERA, Smythe, Wolf, Zimmerman, Mr. Speaker—49.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Chatalas, Conner, Douthwaite,

Eikenberry, Gallagher, Grant, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Paris, Polk, Savage, Sawyer, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn-48.

Absent or not voting: Representatives Litchman, Rosellini-2.

Engrossed Senate Bill No. 263, having failed to receive the constitutional majority, was declared lost.

STATEMENT FOR THE JOURNAL

Those voting in favor of Senate Bill No. 263 did so in the knowledge that these funds were originally designated and subsequently redesignated for the following:

- 1949 ACT (73.32.020) WW II
  - \$10 per month for every month served stateside
  - \$15 per month for every month served overseas
- 1955 ACT (73.33.010) Korea
  - \$100 for in excess of 89 days served stateside
  - \$150 for in excess of 89 days served overseas
  - \$200 for in excess of 364 days served overseas

and further that the passage of SB 263 will in no way violate those commitments. It is also understood that the area of veterans' benefits has been in the main taken over by the federal government and greatly increased since the inception of our State program in 1949, as indicated in the figures below:

Increase of Federal Benefits from 1949 to present.

	1949	1971
1. Compensation (Veteran)	10% disability—\$13.40	10% disability—\$25.00
(Veteran)	100% disability—\$138.00	100% disability—\$450.00
Parents (single —)	\$40.00	\$87.00
2. Pension (Veteran)	\$66.15	\$121.00
Widows	\$40.00	\$81.00
Children	\$20.00	\$40.00
3. Education (single) (Vet)	\$90.00	\$175.00
Children (100% disabled or		
father killed in action)	None	\$175.00
Wives (widows or wives of 100%		
disabled or killed in action		
or prisoner of war)	None	\$175.00
4. Burial Allowance (Vet)	\$150.00	\$250.00
5. Flag (Burial) (Vet)	Granted	Granted
6. Home Loan Benefits (Vet)	Guarantee \$7,500	Guarantee \$12,500
Wives or widows of wives		
of prisoners of war)	None	Same as veteran
7. Hospitalization (Vet)	Same in 1949 as in 1971	
8. Homes for Paraplegic (Vet)	\$10,000.00	\$18,000.00
9. Automobiles for loss of leg (Vet)	\$1,600.00	\$2,600.00

For the foregoing reasons an aye vote on Senate Bill No. 263 does not abrogate the present legislative posture regarding veterans' benefits. PAUL B. KRAABEL, 46th District.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to recede from its amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 214, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Wilson, Holman and Dore.

SIDNEY R. SNYDER, Secretary.

MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 214.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Brown, Ross and Shinpoch as members of the Conference Committee on Engrossed Substitute House Bill No. 214.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 454, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 465, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 531, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 559, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has receded from its amendments to ENGROSSED HOUSE BILL NO. 567, and has passed the bill without the Senate amendments, and the same is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 690, and passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 884, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has receded from its amendments to ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 20, and has passed the bill without the Senate amendments, and the same is herewith transmitted.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146, and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SUBSTITUTE SENATE BILL NO. 51 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Day, Murray and Ridder.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on SENATE BILL NO. 185 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Walgren, Peterson (Ted) and Wilson.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 86, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 86, reorganizing powers, duties and functions within intermediate school districts, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to education; amending section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010; amending section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020; amending section 3, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.030; amending section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040; amending section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050; amending section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060; amending section 7, chapter 176, Laws of 1969 ex. sess., as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070; amending section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080; amending section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090; amending section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100; amending section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110; amending section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120; amending section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130; amending section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140; amending section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160; amending section 17, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.170; amending section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180; amending section 20, chapter 176, Laws of 1969 ex. sess. RCW 28A.21.190; amending section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220; amending section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended by section 104, chapter 176, Laws of 1969 ex. sess. and RCW 28A.24.080; amending section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050; amending section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060; amending section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070; amending section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080; amending section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090; amending section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 and RCW 28A.44.100; amending section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 and RCW 28A.60.186; amending section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100; amending section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding new sections to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW; repealing section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150; repealing section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230; repealing section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020; repealing section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040; repealing section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050; repealing section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060; repealing section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070; repealing section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080; repealing section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073; creating new sections; and declaring an emergency.

## BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1, Section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010 are each amended to read as follows:

It shall be the intent and purpose of this [1969 amendatory act] chapter to reorganize existing [offices of county superintendent of schools and county boards of education into] intermediate school district offices in order [that the territorial organization of the intermediate school districts may be more readily and efficiently adapted to the changing economic pattern and educational program in the state, so that the children in the state will be provided with equal educational opportunities] to:

- (1) Establish intermediate school district offices as regional educational service agencies which will provide cooperative and informational services to local school districts;
- (2) Assist the superintendent of public instruction and the state board of education in the performance of their respective statutory or constitutional duties;

(3) *Make the territorial organization of intermediate school district offices as such educational service agencies and the school districts more readily and efficiently adaptable to the changing economic pattern and educational programs within the state; and*

(4) *Provide the pupils within the state with equal educational opportunities.*

Sec. 2. Section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020 are each amended to read as follows:

[ (1) On or before July 1, 1969, the state board of education shall create a system of intermediate school districts, the boundaries of each of which shall be compatible with the state wide plan of potential intermediate districts heretofore adopted by the state board of education pursuant to section 3, chapter 139, Laws of 1965 and RCW 28.19.320. Prior to the creation of such system and the boundaries of the individual intermediate school districts, the state board may make such changes in that state-wide plan and those boundaries as it deems consistent with the purposes stated in RCW 28A.21.010. Prior to the creation of such system and districts the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

(2) The state board of education [may], at any time it deems advisable [,] or upon petition of any intermediate school district board [of education], may make [such] changes in the number and boundaries of the intermediate school districts, including an equitable adjustment and transfer of any and all property, assets, and liabilities among the intermediate school districts whose boundaries and duties and responsibilities are increased and/or decreased by such changes, consistent with the purposes of RCW 28A.21.010 [as now enacted or hereafter amended]: *PROVIDED, That no intermediate school district may be eliminated through consolidation with another district without the consent of the board of the intermediate school district which would be eliminated.* Prior to making any such changes, the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

The state board in [the formation of or] making any change in boundaries [as provided in subsections (1) and (2) above,] shall give consideration to, but not be limited by, the following factors: Size, population, topography, and climate of the proposed district.

(3) The [state] superintendent of public instruction shall furnish personnel, material, supplies, and information necessary to enable [county or] intermediate school district boards and superintendents to consider the [initial] proposed [plan as provided in subsection (1) above, its districts and] changes [thereto. Such personnel, material, supplies and information shall thereafter be furnished to intermediate school district boards of education and superintendents when proposed changes are in question.

Intermediate districts created pursuant to chapter 139, Laws of 1965 as amended shall be called intermediate school districts and shall be subject to all of the provisions of this 1969 amendatory act.]

Sec. 3. Section 3, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.030 are each amended to read as follows:

Except as otherwise provided in this section, in each intermediate school district there shall be an intermediate school district board [of education, which shall] consisting of seven members elected by the voters of the intermediate school district, one from each of seven intermediate school district board-member districts [, such]. Board-member districts [to be] in districts reorganized under section 2 of this 1971 amendatory act, or as provided for in section 4 of this 1971 amendatory act and under this section, shall be initially determined by the state board of education [on or before July 1, 1969]. If a reorganization pursuant to section 2 of this 1971 amendatory act places the residence of a board member into another or newly created intermediate school district, such member shall serve on the board of the intermediate school district of residence until the next general school election at which time a new seven member board shall be elected. If the redrawing of board member district boundaries pursuant to this chapter shall cause the resident board member district of two or more board members to coincide, such board members shall continue to serve on the board until the next general school election at which time a new board shall be elected. The board-member districts shall be arranged so far as practicable on a basis of equal population, with consideration being given existing board members of existing intermediate school district boards. Each intermediate school district board member shall be elected by the [qualified] registered voters [in his] of the respective board member district [only]. [At least] Beginning in 1971 and every [four] ten years thereafter, intermediate school district boards shall review and, if necessary, shall change the boundaries of board-member districts so as to provide so far as practicable equal representation according to population of such board-member districts and to conform to school district boundary changes: *PROVIDED, That all board-member district boundaries, to the extent necessary to conform with this chapter, shall be redrawn for the purposes of the next general school election immediately following the effective date of this 1971 amendatory act and the next general school election immediately following any reorganization pursuant to this chapter.* Such district board [may], if failing to make the necessary changes prior to June 1 of the appropriate year, shall refer for settlement questions on board-member district boundaries to the state board of education, which, after a public hearing, [may] shall decide such questions.

Election of board members shall be held at the time of the general school election [commencing with the general school election of 1969]. Such election shall be called and notice thereof given by the county auditor of each county in the manner provided by law for giving notice of the election of school district directors and such election shall be

conducted by the official who conducts the general school election for first class school districts.

Filing for candidacy for the intermediate school district board shall be with the county auditor of the headquarters county of the intermediate school district not more than sixty days nor less than forty-six days prior to the general school election, and the auditor shall certify the names of candidates to the officials conducting the elections in the board-member districts [, except that for the elections to be conducted in November, 1969, the filings shall be with the county auditor of the most populous county in the intermediate school district who shall make such certifications].

The term of office for each board member shall be four years and until [his] a successor is duly elected and qualified. For the first election or an election following reorganization, board-member district positions numbered one, three, five, and seven in each intermediate school district shall be for a term of four years and positions numbered two, four, and six shall be for a term of two years.

*Any intermediate school district board may elect by resolution of the board to increase the board member size to nine board members. In such case positions numbered eight and nine shall be filled at the next general school election, position numbered eight to be for a term of two years, position numbered nine to be for a term of four years. Thereafter the terms for such positions shall be for four years.*

The term of every intermediate school district board member shall begin after the election returns have been certified, a certificate of election issued, and the oath of office taken [at which time the term of all existing county or intermediate district board members shall terminate and all duties of county board members affecting the county office shall be assumed by the new intermediate school district board serving those counties. Each intermediate school district board shall be organized at the first meeting of the board after the beginning of such term]. In the event of a vacancy in the board from any cause, such vacancy shall be filled by appointment of a person from the same board-member district by the intermediate school district board [of education]. In the event that there are more than three vacancies in a seven-member board or four vacancies in a nine-member board, the state board of education shall fill by appointment sufficient vacancies so that there shall be a quorum of the board serving. Each appointed board member shall serve until the next general school election, at which time there shall be elected a member to fill the unexpired term.

[After July 1, 1969, the then incumbent county and intermediate district board members who reside in the newly created intermediate school districts shall meet at the call of the then incumbent intermediate district superintendent or county superintendent of the most populous county in the newly created district, and elect from among their number board members for the new district, one from each board member district, to serve until the new intermediate school district board assumes office.]

No person shall serve as an employee of a school district or as a member of a board of directors of a common school district or as a member of the state board of education and as a member of an intermediate school district board at the same time.

**NEW SECTION.** Sec. 4. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Any intermediate school district board which elects under section 3 of this 1971 amendatory act to increase the size of the intermediate school district board from seven to nine members, after at least four years, may elect by resolution of the board to return to a membership of seven intermediate school board members. In such case the term of office of all existing intermediate school board members shall expire at the next general school election and seven intermediate school board members shall be elected in accordance with the provisions of section 3 of this 1971 amendatory act.

**NEW SECTION.** Sec. 5. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Absence of any intermediate school district board member from four consecutive regular meetings of the board, unless excused on account of sickness or otherwise authorized by resolution of the board, shall be sufficient cause for the members of the intermediate school district board to declare by resolution that such board member position is vacated.

Sec. 6. Section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040 are each amended to read as follows:

Every school district must be included entirely within a single intermediate school district [and within a single board member district thereof]. If the boundaries of any school district within an intermediate school district are changed in any manner so as to extend the school district beyond the boundaries of that intermediate school district, the state board shall change the boundaries of the intermediate school districts so affected [so that all of the school district as constituted by such change of boundaries shall be included within one intermediate school district] in a manner consistent with the purposes of section 1 of this 1971 amendatory act and this section.

Sec. 7. Section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050 are each amended to read as follows:

Every candidate for member of the intermediate school district board [of education] shall be a [qualified] registered voter and a resident of the board-member district for which [he] such candidate files [, and shall not be an employee of any school district]. On or before the date for taking office, every member shall make an oath or affirmation to

support the Constitution of the United States and the state of Washington [,] and to faithfully discharge the duties of [his] the office according to the best of [his] such member's ability. The members of the board shall not be required to give bond *unless so directed by the state board of education*. At the first meeting after each general school election and after the qualification for office of the newly elected members, each intermediate school district board shall reorganize by electing a chairman and a vice chairman. A majority of all of the members of the board shall constitute a quorum.

Sec. 8. Section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060 are each amended to read as follows:

[All members of the intermediate school district board of education shall be reimbursed for their travel expenses and subsistence while engaged in the performance of their duties under this 1969 amendatory act in accordance with expenses allowable under RCW 43.03.050 and 43.03.060, as now or hereafter amended.] *The actual expenses of intermediate school board members in going to, returning from and attending meetings called or held pursuant to district business or while otherwise engaged in the performance of their duties under this chapter shall be paid up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended; all such claims shall be approved by the intermediate school district board [of education] and paid from the budget of the intermediate school district.*

Sec. 9. Section 7, chapter 176, Laws of 1969 ex. sess. as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070 are each amended to read as follows:

Every intermediate school district board [of education] shall appoint and set the salary of an intermediate school district superintendent who shall be employed by a written contract for a term to be fixed by the board but not to exceed four years, and who may be discharged for sufficient cause. [The appointment of the first superintendent under this section shall take effect at the end of the terms of all existing county and intermediate district superintendents in each intermediate school district. All existing county and intermediate district superintendents shall continue in office until the end of their respective terms of office. While holding such positions of the existing superintendents within the intermediate school district shall continue to receive the salary of that office as prescribed by law existing immediately prior to April 25, 1969 to be paid by such intermediate school district. Unless all positions of county and intermediate school district superintendents within an intermediate school district shall become vacant before the expiration of the existing terms of office, no vacancies shall be filled, but the intermediate school district board shall designate another such superintendent within the district to serve in that vacant position for the duration of that term of office. Prior to the assumption of office by the appointive superintendent, if there shall be more than one elected superintendent in office within a district, the intermediate school district board shall designate one of the superintendents to be chairman of the county and intermediate district superintendents within the district and, thereafter, such chairman shall represent such superintendents in matters of concern to the intermediate school district.]

Sec. 10. Section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080 are each amended to read as follows:

To be eligible for appointment to the office of intermediate school district superintendent, in addition to *any other requirements under other provisions of the law*, a candidate must have [completed five years of regular, accredited work in one or more recognized institutions of higher learning; have] a valid principal's or superintendent's credential of the state of Washington[, and have three or more years' experience in educational administration in the common schools or in the office of a county or intermediate district superintendent or office of an intermediate school district superintendent] *or meet other criteria specifically established by the state board of education as representing appropriate training and qualification for the office of intermediate school district superintendent*; but anyone serving as a legally qualified county or intermediate district superintendent or deputy county or intermediate district superintendent in the state of Washington on April 25, 1969 may be deemed qualified to hold the office of intermediate school district superintendent.

**NEW SECTION.** Sec. 11. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) Comply with rules or regulations of the state board of education and the superintendent of public instruction.

(2) If the district board deems necessary, establish and operate for the schools within the boundaries of the intermediate school district a depository and distribution center for films, tapes, charts, maps, and other instructional material as recommended by the school district superintendents within the service area of the intermediate school district.

(3) Establish cooperative service programs for school districts within the intermediate school district: **PROVIDED**, That on matters relating to cooperative service programs the board and superintendent of the intermediate school district shall seek the prior advice of the superintendents of local school districts within the intermediate school district.

**NEW SECTION.** Sec. 12. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) If the district board deems necessary, hold each year one or more teachers' institutes as provided for in RCW 28A.71.100 and one or more school directors' meetings.

(2) Cooperate with the state supervisor of special aid for handicapped children as provided in chapter 28A.13 RCW and the state supervisor of recreation as provided in chapter 28A.14 RCW.

(3) Apportion such school funds other than state funds as otherwise authorized by law in a manner not in conflict with state or federal law or rules and regulations relating to the distribution and apportionment of such school funds.

(4) Certify statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

(5) Perform such other duties as may be prescribed by law or rule or regulation of the state board of education and/or the superintendent of public instruction as provided in sections 29 and 30 of this 1971 amendatory act.

Sec. 13. Section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090 are each amended to read as follows:

*In addition to other powers and duties as provided by law, every intermediate school district board [of education] shall [have the following additional powers and duties]:*

(1) Advise with and pass upon the recommendations of the intermediate school district superintendent in the preparation of [manuals, courses of study, and] rules and regulations for the circulating libraries *established pursuant to RCW 27.16.010.*

(2) [Adopt rules and regulations as it shall deem necessary for the schools of the intermediate school district, not inconsistent with the code of public instruction or with the rules and regulations of the state board of education or the superintendent of public instruction.

(3)] Approve the budgets of the intermediate school district [, and certify to the board or boards of county commissioners the amount needed from county funds and to the state board of education the estimates of special service funds needed] *in accordance with the procedures provided for in this chapter.*

[(4)] (3) Meet regularly according to the schedule adopted at the organization meeting and in special session upon the call of the chairman [,] or a majority of the board [, or the intermediate school district superintendent].

[(5) Assist the intermediate school district superintendent in] (4) Approve the selection of *intermediate school district* personnel and clerical staff as provided in [RCW 28A.21.100] *section 16 of this 1971 amendatory act.*

[(6)] (5) Fix the amount of and approve the *bonds for those* intermediate school district [superintendent's bond] *employees designated by the board as being in need of bonding.*

[(7) Exercise careful supervision over the common schools of the district and see that all provisions of the common school laws are observed and followed by teachers, supervisors, superintendents and school officers.

(8) Hear and decide all disputes concerning conflicting or incorrectly described school district boundaries.

(9) Hear and act upon appeals as provided in RCW 28A.88.020.]

(6) *Keep in the intermediate school district office a full and correct transcript of the boundaries of each school district within the intermediate school district.*

[(10)] (7) Acquire by purchase, lease [or], *devise, bequest, and gift* and otherwise [,] *contract for real and personal property necessary for the operation of the intermediate school district and to the execution of the duties of the board and superintendent thereof* [,] and [to] sell, lease, or otherwise dispose of that property not [so] necessary *for district purposes: PROVIDED, That no real property shall be acquired or alienated without the prior approval of the state board of education.*

[(11)] (8) Adopt such bylaws [,] *and rules and regulations for its own [government] operation as it deems necessary or appropriate.*

[(12)] (9) Enter into contracts, *including contracts with common and intermediate school districts for the joint financing of cooperative service programs conducted pursuant to section 11(3) of this 1971 amendatory act, and employ consultants and legal counsel relating to any of the duties, functions, and powers of the intermediate school districts.*

**NEW SECTION.** Sec. 14. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties prescribed by law every intermediate school district board shall be authorized to:

(1) Pay the expenses of its members in accordance with law for attendance at state-wide meetings of intermediate school district board members.

(2) Pay dues from intermediate school district funds in an amount not to exceed one hundred dollars per board member per year for membership in a state-wide association of intermediate school district board members: PROVIDED, That dues to such an association shall not be paid unless the formation of such an association, including its constitution and bylaws, is approved by a resolution passed by at least two-thirds of the intermediate school district boards within the state: PROVIDED FURTHER, That such association if formed shall not employ any staff but shall contract either with the Washington state school directors' association or with the superintendent of public instruction for staff and informational services.

**NEW SECTION.** Sec. 15. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Each intermediate school district board, by written order filed in the headquarters office, may delegate to the intermediate school district superintendent any of the powers and duties vested in or imposed upon the board by this 1971 amendatory act or rule or regulation of the state board of education and/or the superintendent of public instruction. Such delegated powers and duties shall not be in conflict with rules or regulations of the superintendent of public instruction or the state board of education and may be exercised by the intermediate school district superintendent in the name of the board.

Sec. 16. Section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100 are each amended to read as follows:

The intermediate school district superintendent may appoint with the consent of the intermediate school district board of education assistant superintendents and such other professional personnel and clerical help as may be necessary to perform the work of [his] the office at such salaries as may be determined by the intermediate school district board of education [,] and shall pay such salaries out of the budget of the district. [All assistant intermediate school district superintendents shall qualify in the same manner as the intermediate school district superintendent; and] In the absence of the intermediate school district superintendent a *designated assistant superintendent* shall perform the duties of the office. The intermediate school district superintendent shall have the authority to appoint [a qualified deputy] on an acting basis an assistant superintendent to perform any of the duties of the office.

Sec. 17. Section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110 are each amended to read as follows:

In addition to other powers and duties as provided by law, each intermediate school district superintendent shall:

(1) Serve as chief executive officer of the intermediate school district and secretary of the intermediate school district board.

(2) Visit the schools in [his] the intermediate school district, counsel with directors and [teachers] staff, and assist in every possible way to advance the educational interest in [his] the intermediate school district.

(3) [Distribute promptly all reports, laws, forms, circulars, and instructions which he may receive for the use of the schools and the teachers, and execute the instructions, rules and regulations, and decisions of the superintendent of public instruction, as provided by law; enforce any outline course of study adopted by the state board of education or course of study adopted by any other lawful authority, and enforce any rules and regulations promulgated therefor] *Perform such record keeping, including such annual reports as may be required, and liaison and informational services to local school districts and the superintendent of public instruction as required by rule or regulation of the superintendent of public instruction or state board of education: PROVIDED, That the superintendent of public instruction and the state board of education may require some or all of the school districts to report information directly when such reporting procedures are deemed desirable or feasible.*

(4) [Keep on file and preserve in his office the biennial reports of the superintendent of public instruction and such other reports pertinent to the operation of his intermediate district.

(5) Keep records of [his] official acts [and those] of the intermediate school district board and superintendents in accordance with section 18 of this 1971 amendatory act.

[(6)] (5) Preserve carefully all reports of school officers and teachers and [at the close of his term of office] deliver to [his] the successor of the office all records, books, documents, and papers belonging to the office either personally [,] or through [his] a personal representative, taking a receipt for the same, which shall be filed in the office of the county auditor in the county where [his] the office is located.

[(7)] (6) Administer oaths and affirmations to school directors, teachers, and other persons on [all] official matters connected with or relating to schools, when appropriate, but not make or collect any charge or fee for so doing.

[(8)] Suspend any teacher who may be teaching in his district, against whom he files charges; in case of any such suspension he shall immediately notify the superintendent of public instruction of his action and shall clearly and fully state his reasons for his action.

(9) Keep an official record of all persons under contract to teach in the schools of his intermediate school district, showing the number of the school district, the date of the contract, the names of the contracting parties, and the date of the expiration of the teacher's certificate and the kind thereof, the salary paid, and the date of commencing school with the length of term in days.

(10) Make an annual report to the superintendent of public instruction on the first day of August of each year, for the school year ending June 30th, next preceding. The report shall contain an abstract of the reports made to him by the district clerks and such other matters as the superintendent of public instruction shall direct.

(11) Keep in his office a full and correct transcript of the boundaries of each school district in the intermediate school district, including joint districts. In case the boundaries of the districts are conflicting or incorrectly described, he shall change, harmonize and describe them, and at their next regular meeting he shall certify his action to the county commissioners of the county in which the affected districts are located, and shall file with them a complete transcript of the boundaries of all school districts therein affected by his action, which shall be entered upon the journal of that board and become a part of its records. In the event of a dispute over such boundaries, the intermediate school district

board shall hear and decide the matter. The intermediate school district superintendent shall, on request, furnish school district clerks with descriptions of the boundaries of their respective districts.

(12) Apportion school funds in the manner not in conflict with state law or the rules or regulations relating to distribution and apportionment of school funds.

(13) Conduct such examination of teachers and make such records thereof as may be prescribed by law. He shall give ten days' notice of each examination by publication in some newspaper of general circulation published in each county in his district, or if there be no newspaper, then by posting up handbills, or otherwise.

(14) Hold teachers' institutes according to law, and conduct such other meetings of the teachers of his intermediate school district as may be for the best interests of the schools; and attend other meetings and conferences which may be of benefit to the schools of his intermediate school district.

(15) Hold at his option each year, one or more school directors' meetings.

(16) Furnish free of charge teachers' registers, clerks' record books, and other materials received free of charge from the superintendent of public instruction to all districts of his intermediate school district.

(17) Counsel with school boards on selection of school sites and whenever any board of directors of a school district of the third class shall be authorized, by the electors of that district, to erect a school building. It shall be the duty of such board, before entering into any contract for the erection of any building, to obtain the approval of the intermediate school district superintendent, of the plans and specifications for the building to be erected, and the superintendent shall give special attention to the provisions made therein for heating, lighting and ventilation.

(18) Require all reports of school district officers, teachers and others to be made promptly as required by law.

(19) (7) Require the oath of office of all school district officers be filed in [his] *the intermediate school district* office [,] and [shall] furnish a directory of all such officers to the county auditor and to the county treasurer of the county in which the school district is located [, upon blanks furnished by the superintendent of public instruction,] as soon as the election or appointment of such officers is determined and their oaths placed on file.

(20) Prepare an annual budget for the district for approval by the intermediate school district board of education.

(21) Serve as a member of the transportation commission as provided by RCW 28A.24.080.

(22) (8) Assist the school districts in preparation of their budgets as provided in chapter 28A.65 RCW.

(23) Cooperate with the state supervisor of special aid for handicapped children and with school districts in administering the educational program for handicapped children as provided in RCW 28A.13.020.

(24) Cooperate with the state supervisor of recreation and with school districts in administering the recreation program as provided in RCW 28A.14.020.

(25) (9) Enforce the provisions of the compulsory attendance law as provided in chapters 28A.27 and [chapter] 28A.28 RCW.

(26) Certify certain statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

(27) (10) Perform duties relating to capital fund aid by nonhigh districts as provided in chapter 28A.56 RCW.

(28) (11) Carry out the duties and issue orders creating new school districts and transfers of territory as provided in chapter 28A.57 RCW.

(29) (12) Perform all other duties prescribed by law [or] *and* the intermediate school district board.

Sec. 18. Section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120 are each amended to read as follows:

The intermediate school district board [of education] shall designate the headquarters office of the intermediate school district. The board of county commissioners in each county shall provide the intermediate school district superintendent *and employees* with suitable quarters and office *for the operations of the intermediate school district*. Official records of the intermediate school district board and superintendent, [and of] *including* each of the county superintendents [of counties within the intermediate school district, shall prior to January 1, 1971, be transferred to and thereafter] *abolished by chapter 176, Laws of 1969 ex. sess., shall be kept by the intermediate school district superintendent*. [Where a county is divided into two or more intermediate school districts] *Whenever the boundaries of any of the intermediate school districts are reorganized pursuant to section 2 of this 1971 amendatory act*, the state board of education shall supervise the transferal of such records so that each intermediate school district superintendent shall receive those records relating to school districts within [his] *the appropriate* intermediate school district.

Sec. 19. Section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130 are each amended to read as follows:

For all actual and necessary travel in the performance of [his] official duties and while in attendance upon meetings and conferences, each intermediate school district superintendent and [his necessary assistants] *employee* shall be [allowed] *reimbursed* for their actual traveling expenses and subsistence [in accordance with] *up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended*. All claims shall be approved by the intermediate school district board [of education] and paid from the funds

budgeted by the district. *Each intermediate school district superintendent and employee may be advanced sufficient sums to cover their anticipated expenses in accordance with rules and regulations promulgated by the state auditor and which shall substantially conform to the procedures provided in RCW 43.03.150 through 43.03.210.*

**NEW SECTION.** Sec. 20. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

The superintendent of public instruction by rule and regulation shall adopt budgeting procedures for intermediate school districts modeled after the statutory procedures for school districts as provided in chapter 28A.65 RCW.

Sec. 21. Section 17, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.170 are each amended to read as follows:

The *biennial budget request* of [the] *each* intermediate school district shall be approved by the *respective* intermediate school district board [of education. The budget shall] and then [be] forwarded to the [state board of education] *superintendent of public instruction* for [its] *revision and approval as provided in section 22 of this 1971 amendatory act.* [Moneys received from the state superintendent of public instruction shall be paid to the county treasurer in the county wherein the intermediate school district headquarters office is located to be credited to intermediate school district special service fund, and the county treasurer of that county shall be the custodian of the fund, and the auditor of that county shall keep a record of receipts and disbursements, and shall draw and the county treasurer shall honor and pay the warrants.]

Sec. 22. Section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140 are each amended to read as follows:

The [state board of education] *superintendent of public instruction* shall examine and *revise the biennial budget request* of each intermediate school district and *shall fix the amount to be [allocated thereto from] requested in state funds [and certify to the state superintendent of public instruction the amount of state funds needed] for the intermediate school district [budgets as approved by the state board of education,] system from the legislature. Once funds have been appropriated by the legislature, the superintendent of public instruction shall fix the annual budget of each intermediate school district and shall [require the state superintendent of public instruction to] allocate [this amount from the current state school fund or] quarterly the state's portion from funds [otherwise] appropriated for that purpose to the county treasurer of the headquarters county of the intermediate school district for deposit to the credit of the intermediate school district [special service] *general expense fund.**

In each intermediate school district, there [is hereby created] *shall be* an intermediate school district [special service] *general expense fund* into which there shall be deposited such moneys as are allocated by the superintendent of public instruction under provisions of this [1969 amendatory act] *chapter*, and such moneys as are [not specifically] allocated from the county current expense funds, *the county institute funds, the county circulating library funds* and other funds of the intermediate school district, and such moneys shall be expended [by warrants drawn by the county auditor of the headquarters county of the intermediate school district upon vouchers approved] *according to the method used by first or second class school districts, whichever is deemed most feasible* by the intermediate school district board [, except as otherwise provided in this 1969 amendatory act]. No vouchers for warrants other than moneys being distributed to the school districts [,] shall be approved for expenditures not budgeted by the intermediate school district board.

Sec. 23. Section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160 are each amended to read as follows:

[By January 11, 1971,] All funds under the control of the office of each [county superintendent or county board of education of each county combined into an] intermediate school district shall be combined into *the* intermediate school district *general expense fund*[s] and deposited in the office of the county treasurer of the county in which the intermediate school district headquarters office is located [, except that where a county becomes a part of two or more intermediate school districts, then only a portion of the funds of the office of county superintendent and county board of education shall be combined into the funds of each intermediate school district. The portion of such funds to be combined shall be determined as follows:

(1) Of the current expense fund of the county superintendent, that amount representing the same proportion as the assessed valuation of the property for tax purposes of the portion of the county being combined into the intermediate school district is to the assessed valuation of all county property.

(2) Of the county superintendent's special service fund, an amount determined by the state board of education.

(3) Of the county institute fund, the amount representing the same proportion as the number of teachers employed by school districts in the portion of the county being combined into the intermediate district is to the number of teachers employed by all school districts in the entire county not maintaining a separate institute fund]. *The superintendent of public instruction, by rule or regulation, shall provide by an established formula for the proper distribution of moneys received from the county current expense fund, the county institute fund, and the county circulating library fund in those counties which are a part of two or more intermediate school districts. In case the boundaries of any of the intermediate school districts are changed, the superintendent of public instruction shall order an equitable transfer of such funds from one intermediate school district to another which the*

*superintendent of public instruction deems necessary to adjust for the increase and decrease in the operating costs of the respective districts for the balance of the fiscal year and shall certify to the county commissioners of the affected counties a new ratio for the appropriation of funds to the general expense funds of two or more intermediate school districts under section 24 of this 1971 amendatory act.*

Sec. 24. Section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180 are each amended to read as follows:

The county commissioners of each county shall pay the election costs of intermediate school board elections and shall pay each year from their county current expense fund to the intermediate school district [current] general expense fund of the intermediate school district or districts in which the county is located not less than the amount which the county appropriated to the budget of the county superintendent and/or intermediate district [superintendent] or districts and/or intermediate school district or districts for the year 1969. [Where only a portion of a county is a part of an intermediate school district, the amount to be paid by the county commissioners to the intermediate school district shall be based on an amount not less than that appropriated to the budget of the county or intermediate district superintendent for the year 1969 and determined by a ratio as described in RCW 28A.21.160 (1.)] In addition the county commissioner of each county shall pay for services other than those of the county treasurer, auditor, and prosecutor provided to any county and/or intermediate district or districts and/or intermediate school district or districts for the year 1969 but not included in the 1969 budget of any county and/or intermediate district or districts and/or intermediate school district or districts. The county treasurers, auditors, and prosecutors shall provide their services without charge to the intermediate school districts.

NEW SECTION. Sec. 25. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Possession and title to any and all personal property or equity in such property purchased in whole or part with county, state, school district, or federal funds, or any combination of the above, for the use or direct benefit of an office of county superintendent or intermediate district and used and/or in the possession of such office fifty percent or more of the time during the period of January 1, 1969 through July 1, 1969, shall immediately be transferred to and vested in the intermediate school district encompassing the largest percentage of the common school students in the respective county. In the event of dispute regarding the transfer of property, the county board of commissioners or the intermediate school district board, within thirty days after the effective date of this 1971 amendatory act, may require the governor to form an arbitration committee to decide the dispute within sixty days of the request. Decisions of the arbitration committee shall be final. The committee membership shall consist of one member appointed by the governor, who shall serve as chairman of the arbitration committee and shall call its first meeting; one member appointed by the affected board of county commissioners; and one member appointed by the affected intermediate school district board: PROVIDED, That no member of the arbitration committee shall be a member of the appointing boards: PROVIDED FURTHER, If necessary to order an equitable transfer of property or equity in such property, the arbitration committee may waive any of the provisions of this section regarding use or possession of such property.

NEW SECTION. Sec. 26. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

In case the boundaries of any of the school districts are conflicting or incorrectly described, the county committee on school organization after due notice and a public hearing, shall change, harmonize, and describe them and shall so certify, with a complete transcript of boundaries of all districts affected, such action to the state board of education for its approval or revision. Upon receipt of notification of state board of education action, the county committee on school organization shall transmit to the county commissioners of the county or counties in which the affected districts are located a complete transcript of the boundaries of all districts affected.

Sec. 27. Section 20, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.190 are each amended to read as follows:

The prosecuting attorney for the county in which the headquarters office of the intermediate school district office is located [shall], if required by law to devote full time to the duties of his office, as a part of his duties, shall serve upon request as legal advisor to the intermediate school district board and superintendent in all matters relating to their official business. When requested by such board or superintendent, [he] the prosecuting attorney shall draw all instruments, give legal advice, and represent such board or superintendent with respect to all such matters and business: PROVIDED, That if the prosecuting attorney of the headquarters county is not required by law to devote full time to the duties of his office, then the prosecuting attorney of the county with the greatest population within the intermediate school district and who is by law required to devote full time to his duties shall act as the legal advisor to the district board and superintendent. The prosecuting attorneys of other counties within an intermediate school district, if required by law to devote their full time to the duties of their office, shall be available to assist the headquarters county prosecuting attorney with respect to such matters and business: PROVIDED, That on matters deemed of state-wide concern by the superintendent of public instruction or the state board of education, the superintendent or board may request the attorney general to provide written legal opinions regarding any matter before any intermediate school district.

Sec. 28. Section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220 are each amended to read as follows:

The superintendents of all local school districts within an intermediate school district shall serve in an advisory capacity to the intermediate school district board and superintendent in matters pertaining to *budgets*, programs, policy, and staff.

*NEW SECTION.* Sec. 29. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW a new section to read as follows:

The superintendent of public instruction, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the superintendent of public instruction by law or by the Constitution of the state of Washington, upon such terms and conditions as the superintendent of public instruction shall establish. Such authority to assist the superintendent of public instruction shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

*NEW SECTION.* Sec. 30. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW a new section to read as follows:

The state board of education, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the state board of education by law, upon such terms and conditions as the state board of education shall establish. Such authority to assist the state board of education shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

Sec. 31. Section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100 are each amended to read as follows:

The intermediate school district [superintendent must] *board* may arrange each year for the holding of one or more teachers' institutes and/or workshops for in-service training [,] in such manner and at such time as [he] *the board* believes will be of benefit to the teachers [of] *within* the intermediate school district. [He] *The board* may provide such additional means of teacher in-service training as [he] *it* may deem necessary or appropriate and there shall be a proper charge against the intermediate school district institute funds *and/or the intermediate school district general expense fund* when approved by the intermediate school district board.

Intermediate school district [superintendents] *boards* of contiguous intermediate school districts, by mutual arrangements, may hold joint institutes and/or workshops, the expenses to be shared in proportion to the numbers of certificated personnel as shown by the last annual reports of the intermediate school districts [superintendents] holding such joint institutes or workshops.

In *local school districts* employing more than one hundred teachers, the school district superintendent [, in his discretion,] may hold a teachers' institute of [two, three, four or five] *one or more* days in such district, said institute when so held by the school district superintendent to be in all respects governed by the provisions of this code relating to teachers' institutes held by intermediate school district superintendents.

Sec. 32. Section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended by section 104, chapter 176, Laws of 1969 ex. sess. and RCW 28A.24.080 are each amended to read as follows:

School district transportation routes [,] for purposes of state reimbursement of transportation costs [,] shall be recommended by the [intermediate] school district transportation commission *in each school district* and approved by the [state] superintendent *of public instruction* pursuant to rules and regulations promulgated by the superintendent for that purpose. The commission shall *be appointed by the superintendent of public instruction and shall consist of* (1) a representative of the local board of directors, (2) a representative of the [state] superintendent of public instruction, and (3) *a representative of the intermediate school district [superintendent] board.*

Sec. 33. Section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050 are each amended to read as follows:

The intermediate school district [superintendent] *board*, after verifying such reports as provided for in RCW 28A.44.080 *as hereinafter amended*, shall certify, on or before the fifteenth day of August each year, to the appropriate county commissioners[, and to the county commissioners of such other counties as any high school district of his district may have claims against under the provisions of RCW 28A.44.045 through 28A.44.100,] the amount of each such high school district claim for the cost of educating nonresident high school pupils [, and]. Such county commissioners are [hereby] authorized to levy and shall levy a tax up to the amount permissible under RCW 84.52.050 [,] against all nonhigh school districts in their respective counties in the aggregate amount as certified to them by the intermediate school district [superintendent,] *board.* Such levy [to] *shall be made at the same time and in the manner as other county levies for school purposes are made. In fixing the amount of any such claim by a high school district for educating nonresident high school pupils the intermediate school district [superintendent] board shall [take] compute the net difference between the cost per pupil per day of educating high school pupils in the given high school district and the apportionment per pupil per day to such high school*

district from the state [current school fund] and receipts from the real estate transfer tax as provided in chapter 28A.45 RCW, and such difference [to] shall be multiplied by the days of attendance of nonresident high school pupils in each case. Such amount, when ascertained and certified as provided in this section, shall constitute a valid claim against the high school district fund hereafter provided for in this section. The above tax shall be collected at the same time and in the same manner as other taxes are collected [,] and shall be segregated by the appropriate county treasurer into a fund which shall be designated as the high school district fund [and which]. Such fund shall be used only for reimbursing high school districts for the cost of educating nonresident high school pupils whose legal residence shall be in a nonhigh school district.

Sec. 34. Section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060 are each amended to read as follows:

The state board of education shall provide each intermediate school district [superintendent] board in the state with a copy of the rules and requirements for the classification of districts and [said board], on or before the first day of July of each year, shall certify to every intermediate school district [superintendent] board in the state a complete list of all high school districts in [his] the district.

Sec. 35. Section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070 are each amended to read as follows:

Each intermediate school district superintendent, on or before the first day of September, shall certify to the appropriate county assessors, the county treasurers, the county auditors, and the boards of county commissioners, a complete list of all high school districts and all nonhigh school districts in [his] the counties within the intermediate school district.

Sec. 36. Section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080 are each amended to read as follows:

The superintendent of every high school district [,] shall certify under oath, as a part of [his] an annual report to the intermediate school district [superintendent] board to be made on or before the fifteenth day of July [,] as required by law, the following facts as nearly as the same can be ascertained: [First, the

(1) Name, post office address, county [and number of], resident school district [if obtainable,] and the days of attendance of each nonresident high school pupil [,] who is not a resident of another high school district [,] and is enrolled in the high school, or high schools, of [his] the district during the school year [, with the days of attendance of each such nonresident high school pupil. Second,]

(2) The cost per pupil per day of educating high school pupils for the school year in his district. For ascertaining such cost the following items of high school expenditure shall be used: Salaries of all high school teachers, supervisors, principals, special instructors, superintendent and assistants, janitors, clerks, and secretaries, stenographers, and all other employees; fuel, light, water, power, telephones, textbooks, office expenses, janitors' supplies, freight, express, drayage, rents for high school purposes, upkeep of grounds, upkeep of shops and laboratories, all materials used in instruction, insurance, current ordinary repairs of every nature, inspection, promotion of health, and such other current expenditures as may be necessary to efficient operation of the high school, or high schools. Expenditures for real estate, construction of buildings, and for other permanent improvements and fixtures shall not be included in estimating high school expenditures for the purposes of this section. When any item [shall], as a necessary result of organization, covers both grade and high school work, it shall be prorated, as nearly as practicable, by the high school district superintendent.

Sec. 37. Section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090 are each amended to read as follows:

The intermediate school district [superintendent] board, on or before the first day of September, shall certify to the appropriate county treasurer the amounts due to each high school district in [his district] the county from the high school district fund [,] and [also] the amounts due to the high school district fund of other counties wherein high school districts may have educated pupils from nonhigh school districts of [his district] the county as certified by the intermediate school district [superintendent] board of such county to the appropriate county commissioners.

Sec. 38. Section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 and RCW 28A.44.100 are each amended to read as follows:

At the time of apportioning funds to school districts the county treasurer shall transfer to the credit of each high school district the amount due such district from the high school district fund [,] or such prorated portion thereof as may be in such fund at the time. [He shall] The county treasurer, at the same time, shall transfer to the credit of the high school district fund of other counties such amounts [, or prorated portions thereof as may be in the high school district fund of his county,] as may be due the high school district fund of such other county or prorated portions thereof as may be in the high school district fund of the county as certified by the intermediate school district [superintendent he is acting for] board.

Sec. 39. Section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 and RCW 28A.60.186 are each amended to read as follows:

Whenever any board of directors of school districts of the third class shall be authorized by the electors of their districts to erect a school building, [it shall be the duty of] such board, before entering into any contract for the erection of any such building, [to] shall obtain the approval of the intermediate school district [superintendent] board of the plans and specifications for the building to be erected, including approval of the heating, lighting, ventilating, and safety thereof.

Sec. 40. Section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010 are each amended to read as follows:

Any person, or persons, either severally or collectively, aggrieved by any decision or order of any school official or [school] board, within thirty days after the rendition of such decision or order, or of the failure to act upon the same when properly presented, may appeal the same to the [proper officer or board as hereinafter in this chapter provided] superior court of the county in which the school district or part thereof is situated, by filing with the secretary of the school board if the appeal is from board action or failure to act, otherwise with the proper school official, and filing with the clerk of the superior court, a notice of appeal which shall set forth in a clear and concise manner the errors complained of.

Appeals by teachers, principals, supervisors, superintendents, or other certificated employees from the actions of school boards with respect to discharge or other action adversely affecting their contract status, or failure to renew their contracts for the next ensuing term shall be governed by the appeal provisions of chapter 28A.58 RCW therefor and in all other cases shall be governed by this chapter 28A.88 RCW.

**NEW SECTION.** Sec. 41. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Within twenty days of service of the notice of appeal, the school board, at its expense, or the school official, at such official's expense, shall file the complete transcript of the evidence and the papers and exhibits relating to the decision for which a complaint has been filed. Such filings shall be certified to be correct.

**NEW SECTION.** Sec. 42. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Any appeal to the superior court shall be heard de novo by the superior court. Such appeal shall be heard expeditiously.

**NEW SECTION.** Sec. 43. Moneys in any intermediate school district special service fund on the effective date of this 1971 amendatory act shall be transferred to the intermediate school district general expense fund created in section 22 of this 1971 amendatory act by the appropriate county treasurer and after such date there shall be no intermediate school district special service fund.

**NEW SECTION.** Sec. 44. The following acts or parts of act are each hereby repealed:

- (1) Section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150;
  - (2) Section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230;
  - (3) Section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020;
  - (4) Section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040;
  - (5) Section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050;
  - (6) Section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060;
  - (7) Section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070;
  - (8) Section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080;
- and
- (9) Section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073.

**NEW SECTION.** Sec. 45. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 46. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

**NEW SECTION.** Sec. 47. The joint committee on education shall present to the 1973 legislature a comprehensive report on the future role of intermediate school districts in the state's common school system and on alternative methods of funding such districts or any recommended successor to such districts. The joint committee on education, in carrying forth its obligations under this section, shall seek the cooperation and advice of the legislative budget committee, the governor, the superintendent of public instruction, the state board of education, and the Washington state association of counties. Such study shall extend to the possibility of separating intermediate school districts from legal and financial ties to county government.

Signed by Senators Francis, Odgaard and Newschwander; Representatives Zimmerman, Brown and Haussler.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 86.

Representatives Zimmerman and Haussler spoke in favor of the motion.  
The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 86 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 86 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Smith—1.

Absent or not voting: Representatives Benitz, Blair, Eikenberry, Jones, Paris—5.

Engrossed House Bill No. 86, as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 853, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 853, repealing prohibition on sale of contraceptives, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to crimes and punishments; amending section 1, chapter 168, Laws of 1921 and RCW 9.04.030; amending section 208, chapter 249, Laws of 1909 and RCW 9.68.030; repealing section 3, chapter 192, Laws of 1939 and RCW 18.81.030; and adding a new section to chapter 18.81 RCW.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 1, chapter 168, Laws of 1921 and RCW 9.04.030 are each amended to read as follows:

Every person who shall advertise, either in his own name, or in the name of another person, copartnership or pretended copartnership, association, corporation or pretended corporation, in any newspaper, pamphlet, circular, periodical or in any other written or printed paper, and every owner, publisher, editor or manager of any newspaper, pamphlet, circular, periodical or other written or printed paper, who shall publish, or permit to be published or inserted, an advertisement in any newspaper, pamphlet, circular, periodical, or

other written or printed paper, owned or controlled by him, or of which he is the editor or manager, and every person who shall distribute, circulate, display or cause to be distributed, circulated or displayed, any newspaper, pamphlet, circular, periodical, or other written or printed paper containing any advertisement for the [treatment or care of venereal diseases, the] restoration of lost [manhood, or of lost vitality or lost vigor, or monthly regulators for women, or the treatment of diseases of the sexual organs, or diseases caused by sexual vice, self abuse or any disease of like cause,] *sexual potency*, or for the sale of any medicine, drug, compound, mixture, appliance, or any means whatever, whereby [sexual] *venereal* diseases of men or women may be cured or relieved, shall be guilty of a gross misdemeanor.

Sec. 2. Section 208, chapter 249, Laws of 1909 and RCW 9.68.030 are each amended to read as follows:

Every person who shall expose for sale, loan or distribution, any instrument or article, or any drug or medicine, for [the prevention of conception, or for] causing unlawful abortion; or shall write, print, distribute or exhibit any card, circular, pamphlet, advertisement or notice of any kind, stating when, where, how or of whom such article or medicine can be obtained, shall be guilty of a misdemeanor.

**NEW SECTION.** Sec. 3. There is added to chapter 18.81 RCW a new section to read as follows:

A retail dealer's license shall be issued to any person holding a valid license to operate a pharmacy, dispensary, hospital or clinic and to any public or private program engaged in venereal disease prevention or treatment, family planning or the care, treatment or rehabilitation of any person. Further, the board of pharmacy shall issue a retail dealer's license in any area where it determines prophylactics are not readily available, and to any person or program where the local health officer determines that, in the interest of public health, prophylactics should be made available.

**NEW SECTION.** Sec. 4. Section 3, chapter 192, Laws of 1939 and RCW 18.81.030 are each repealed.

Signed by Senators Day, Francis and Elicker; Representatives Kopet, North and Martinis.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 853.

Mr. Kopet spoke in favor of the motion, and Mr. Hoggins spoke against it. The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 853 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 853 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 77; nays, 18; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charley, Chatalas, Conner, Conway, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, May, McDermott, Merrill, Moon, Morrison, Newhouse, North, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—77.

Voting nay: Representatives Barden, Berentson, Bottiger, Bozarth, Brouillet, Cunningham, Grant, Hansey, Hoggins, Hurley, Kirk, Kuehne, Lysen, Maxie, McCormick, Mentor, Sawyer, Wojahn—18.

Absent or not voting: Representatives Copeland, Eikenberry, O'Brien, Paris—4.

Engrossed House Bill No. 853 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on HOUSE BILL NO. 1034, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 1034, providing for forest protection, have had the same under consideration, and we recommend that House Bill No. 1034 be amended to read as follows and that the amended bill do pass:

Amend the Senate Committee amendment to page 15, line 29 as follows:

Strike all the matter beginning on line 10 of the amendment down to and including "purpose" on line 18 and insert:

"If any owner of forest land neglects or fails to provide adequate fire protection therefor as required by RCW 76.04.350 [the administrator of] the department [of natural resources, through the supervisor of natural resources,] shall provide such protection therefor, notwithstanding the provisions of section 9 of this act, at a cost to the owner of not to exceed nine cents an acre per year on lands west of the summit of the Cascade mountains and seven cents an acre per year on lands east of the summit of the Cascade mountains: PROVIDED, That for the calendar years 1971 and 1972 the cost to the owner for such protection shall be eighteen cents an acre per year on lands west of the summit of the Cascade mountains and fourteen cents an acre per year on lands east of the summit of the Cascade mountains[,] after which time said additional assessment shall revert to the 1970 level. During said calendar years Legislative Budget Committee shall study the costs of forest fire protection to determine the ratio of financial support to be borne by the state to that of the forest land owner.

The findings of the Legislative Budget Committee shall be considered when establishing the forest patrol assessment for the ensuing biennium.

[and] For [that] the purpose"

Signed by Senators Donohue, Talley and Murray; Representatives Newhouse, Smith and Charette.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on House Bill No. 1034.

Mr. Charette spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of House Bill No. 1034 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1034 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera,

Shinpooh, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Eikenberry, Harris, Paris—3.

House Bill No. 1034 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

### MOTION

On motion of Mr. Wolf, the House reverted to the ninth order of business.

### SECOND READING

ENGROSSED SENATE BILL NO. 18, by Senators Mardesich, Cooney and Twigg (by Insurance Commissioner request):

Creating the Washington Insurance Guaranty Association.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 3, line 27 of the engrossed bill, after "claim," and before "one" strike "including" and insert "excluding" thus striking the Senate amendment

On page 2, section 3, line 1 of the engrossed bill, after "out of" and before "is within", strike "or" and insert "and" thus striking the Senate amendment

On page 3, section 6, line 32 of the engrossed bill, after "excess of" and before "and is" strike "applicable deductible provisions of the policy" and insert "one hundred dollars" thus striking the Senate amendment

On page 4, section 6, line 1 of the engrossed bill, after "amount of" and before "any" strike "unearned premiums of" thus striking the Senate amendment

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

Mr. Shera moved adoption of the following amendment by Representatives Shera and Pardini:

On page 13 of the engrossed bill after section 23 add the following new sections:

"NEW SECTION. Sec. 24. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The purposes of this chapter are:

(1) To protect the public, policyholders and insurers against the adverse effects of excessive, inadequate, or unfairly discriminatory rates;

(2) To encourage, as the most effective way to produce rates that conform to the standards set forth in section 20, reasonable price competition among insurers;

(3) To provide formal regulatory controls for use if price competition fails;

(4) To authorize cooperative action among insurers in the rate making and risk evaluation process, and to regulate such cooperation in order to prevent practices that tend to bring about monopoly or to lessen or destroy competition;

(5) To encourage the most efficient and economic practices in providing insurance protection;

(6) To regulate the business of insurance in a manner that will preclude application of federal antitrust laws.

NEW SECTION. Sec. 25. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

In this chapter, unless contrary to context, the following definitions shall apply:

(1) 'Rate determination data' shall mean any manual or plan of rates, rating schedules, rating tariff, rating rule, risk classification for rating purposes, and any other material necessarily used by an insurer or rating bureau in computing the rate to be charged for any policy.

(2) 'Rating organization' shall mean any person, other than an insurer or a direct employee of an insurer, who assists insurers in rate making or filing by:

(a) recommending, making, furnishing or filing rates or information used in rate determination; or by

(b) advising about rate questions, except as an attorney giving legal advice.

(3) 'Market segment' means any grouping or subgrouping of risks separately defined or classed as to loss or expense probability for the purpose of rating with respect to any line or kind of insurance.

NEW SECTION. Sec. 26. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The commissioner may by rule exempt any market segment from any or all of the provisions of section 29 of this act, if and to the extent that he finds their application unnecessary to achieve the purposes of this chapter.

**NEW SECTION.** Sec. 27. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Rates shall not be excessive, inadequate, or unfairly discriminatory, nor shall any insurer charge any rate which, if continued, will have or tend to have the effect of destroying competition or creating a monopoly.

(1) No rate shall be held to be excessive unless:

(a) Such rate is unreasonably high for the insurance provided; and

(b) A reasonable degree of competition does not exist in the area with respect to the classification to which such rate is applicable.

(2) No rate shall be held to be inadequate unless:

(a) Such rate is unreasonably low for the insurance provided; and

(b) Continued use of such rate endangers the solvency of the insurer; or unless

(c) Such rate is unreasonably low for the insurance provided and the use of such rate by the insurer has, or if continued will have, the effect of destroying competition or creating a monopoly.

**NEW SECTION.** Sec. 28. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

In determining whether rates comply with the requirements of this chapter, due consideration shall be given to past and prospective loss and expense experience within and outside of this state, to catastrophe hazards and contingencies, to trends within and outside of this state, to loadings for leveling premium rates over time or for dividends or savings to be allowed or returned by insurers to their policyholders, members or subscribers, and to all other relevant factors, including the judgment of technical personnel.

Risks may be classified or divided into market segments in any reasonable way for the establishment of rates and minimum premiums, except that classifications may not be based on race, color, creed or national origin. Rates thus produced may be modified for individual risks in accordance with rating plans or schedules which establish reasonable standards for measuring probable variations in hazards, expenses, or both.

The expense provisions included in the rates to be used by an insurer may reflect the operating methods of the insurer and, so far as it is credible, its own expense experience.

The rates may contain an allowance permitting a profit that is not unreasonable in relation to the loss probability of the class of business.

**NEW SECTION.** Sec. 29. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Every authorized insurer and every rating organization licensed under RCW 48.19.180 which has been designated by any insurer for the filing of rates on its behalf shall file with the commissioner all rate determination data and all changes and amendments thereof made by it for use in this state and each filing shall become effective immediately on date specified thereon, but not earlier than the date such filing is received by the commissioner. In the event the commissioner requests it, there shall also be filed after demand, statistical and other supporting data showing that the filing meets the requirements of this chapter. If the commissioner determines, after hearing, that any filing does not so comply, he shall order that the same be disapproved and it may not thereafter be used. At such hearing or any appeal therefrom the burden of establishing the validity of a filing shall be upon the filer. All premiums charged by an insurer shall be in accordance with its rate filings.

**NEW SECTION.** Sec. 30. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Each filing and any supporting information filed under this chapter shall, as soon as filed, be open to public inspection at any reasonable time. Copies may be obtained by any person on request and upon payment of a reasonable charge therefor.

**NEW SECTION.** Sec. 31. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

Any insurer which is a subscriber or member of a rating organization may designate such rating organization to make rate filings on its behalf. The insurer shall have the complete power of determination as to filings to be made on its behalf and the rating organization shall act simply as a filing agent. The filings designated by an insurer may coincide with the filings made by the rating organization on behalf of other subscribers or members or they may vary therefrom in any respect requested by the insurer. In making any filing of rates or rate determination data or any amendments thereto, a rating organization shall specifically designate the subscriber or member insurers on whose behalf such filing is made.

**NEW SECTION.** Sec. 32. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

If as to any kind, class or market segment of insurance the commissioner finds, after a hearing, that competition does not exist as a result of which the rates are excessive or that a substantial number of companies are competing irresponsibly as a result of which rates are inadequate, or that there are widespread violations of this chapter, he may promulgate a rule requiring that in such kind, class, or market segment any subsequent changes in the rates or rate determination data be filed with him at least fifteen days before they become effective. He may extend the waiting period to not exceed fifteen additional days by written notice to the filer before the first fifteen day period expires. Changes in rates or rate determination data may become effective at the expiration of such fifteen day period or extended period

as the case may be, unless the commissioner within such period or extended period has given written notice to the filer of his intention to disapprove the change. Within fifteen days after the date of such notice the commissioner shall hold a hearing notice of the time and place of which shall have been given the filer at least ten days in advance, to determine whether the change would result in a rate or rates which do not comply with the requirements and standards of this chapter. The commissioner shall render his decision within fifteen days after the close of such hearing. If the decision is to disapprove the change as proposed by the filer, the commissioner in the decision may grant approval to some other change found by the commissioner to be consistent with the requirements and standards of this chapter. In any such hearing the filer shall have the burden of supporting and justifying the change proposed. The time periods specified herein are for the benefit of the filer and may be waived by him. A rule promulgated under this section shall expire no more than one year after issue but the commissioner may renew it after a hearing and appropriate findings to the effect that such renewal is warranted.

**NEW SECTION.** Sec. 33. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

If the commissioner finds, after a hearing, that any rate or rate determination data on file does not meet the requirements of this chapter, he shall order that its use be discontinued for any policy issued or renewed after a date specified in the order, which date shall not be prior to the date of the issuance of the order. For a period of one year after the effective date of such order, no rate promulgated to replace a disapproved one may be used until it has been filed with the commissioner and not disapproved within thirty days thereafter. Whenever an insurer has no legally effective rates as a result of the commissioner's disapproval of rates or other acts, the commissioner shall, on request, specify interim rates for the insurer that are sufficient to protect the interests of all parties and may order that a specified portion of the premiums be placed in an escrow account approved by him. When new rates become legally effective, the commissioner shall order the escrowed funds or any overcharge in the interim rates to be distributed appropriately, except that refunds to policyholders that are de minimis shall not be required.

**NEW SECTION.** Sec. 34. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW, a new section to read as follows:

The commissioner may, by order, require that a particular insurer file any or all of its rates and supplementary rate information fifteen days prior to their effective date, if and to the extent that he finds, after a hearing, that protection of the interests of its insureds and the public in this state require closer supervision of its rates because of the insurer's financial condition.

Sec. 35. Section .19.37, chapter 79, Laws of 1947, and RCW 48.19.370, are each amended to read as follows:

(1) The commissioner shall promulgate reasonable rules and statistical plans, reasonably adapted to each of the rating systems on file with him, which may be modified from time to time and which shall be used thereafter by each insurer in the recording and reporting of its loss and country-wide expense experience, in order that the experience of all insurers may be made available at least annually in such form and detail as may be necessary to aid him in determining whether rating systems comply with the standards set forth in [RCW 48.19.020 and 48.19.030] *this chapter*. Such rules and plans may also provide for the recording and reporting of expense experience items which are specially applicable to this state and are not susceptible of determination by a prorating of country-wide expense experience.

(2) In promulgating such rules and plans, the commissioner shall give due consideration to the rating systems on file with him and, in order that such rules and plans may be as uniform as is practicable among the several states, to the rules and to the form of the plans used for such rating systems in other states.

(3) No insurer shall be required to record or report its loss experience on a classification basis that is inconsistent with the rating system filed by it.

(4) The commissioner may designate one or more rating organizations or other agencies to assist him in gathering such experience and making compilations thereof, and such compilations shall be made available, subject to reasonable rules promulgated by the commissioner, to insurers and rating organizations.

(5) Reasonable rules and plans may be promulgated by the commissioner for the interchange of data necessary for the application of rating plans.

**NEW SECTION.** Sec. 36. Section .19.02, chapter 79, Laws of 1947 and RCW 48.19.020; section .19.03, chapter 79, Laws of 1947 and RCW 48.19.030; section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; section .19.06, chapter 79, Laws of 1947 and RCW 48.19.060; section .19.07, chapter 79, Laws of 1947 and RCW 48.19.070; section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080; section .19.10, chapter 79, Laws of 1947 and RCW 48.19.100; section .19.11, chapter 79, Laws of 1947 and RCW 48.19.110; section .19.12, chapter 79, Laws of 1947 and RCW 48.19.120; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; and section .34.02, chapter 79, Laws of 1947 and RCW 48.19.440 are each repealed."

Renumber the remaining sections consecutively.

On page 1, line 8 of the title after "emergency;" insert "adding new sections to chapter 79, Laws of 1947, and to chapter 48.19 RCW; amending section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370; repealing section .19.02, chapter 79, Laws of 1947 and RCW

48.19.020; section .19.03, chapter 79, Laws of 1947 and RCW 48.19.030; section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; section .19.06, chapter 79, Laws of 1947 and RCW 48.19.060; section .19.07, chapter 79, Laws of 1947 and RCW 48.19.070; section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080; section .19.10, chapter 79, Laws of 1947 and RCW 48.19.100; section .19.11, chapter 79, Laws of 1947 and RCW 48.19.110; section .19.12, chapter 79, Laws of 1947 and RCW 48.19.120; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; and section .34.02, chapter 79, Laws of 1947 and RCW 48.19.440;"

#### POINT OF ORDER

Mr. O'Brien: "I believe this amendment was offered on Engrossed Senate Bill No. 17. Is that right?"

The Speaker: "I believe it has been changed in some respects. Has this amendment been changed, Mr. Shera?"

Mr. Shera: "Yes, the top part was changed."

Mr. O'Brien: "I submit to you, Mr. Speaker, that the amendment would now be out of order. It was presented in connection with Engrossed Senate Bill No. 17, where it was defeated. The only way you can resurrect a defeated amendment would be by reconsideration. If you pursued this policy, there would never be any end to how often you could offer amendments. It seems to me he is circumventing Reed's Rules and orderly procedure of the House by now re-presenting this amendment on Senate Bill No. 18. It is entirely out of order."

The Speaker: "It seems to me during this session we have had a number of attempts to hang the same amendment on a number of different vehicles. Some amendments were tried on the budget bill and later were attempted to be placed on various other bills. Is there a rule which prohibits attempting to put an amendment on one bill after it has been defeated on another bill? If there is, I am not familiar with it."

Mr. O'Brien: "House Rule 70 spells out the procedure relative to motions to reconsider."

The Speaker: "Well that doesn't prohibit trying the same amendment on a different bill at a later time."

Mr. O'Brien: "I would also refer you to House Rule No. 47. It isn't completely analogous to the situation here; however it is the same general category—on a motion to postpone indefinitely being decided, it shall not be allowed again."

The Speaker: "Well it wasn't indefinitely postponed. It was just defeated as an amendment to a different bill. The body may decide that this particular amendment might fit better on this bill."

Mr. O'Brien: "The result is just the same as a defeated bill. As a matter of fact, the amendment was defeated so the only way you could resurrect this amendment would be on the prior bill by a motion to reconsider. If you don't follow an orderly procedure, you will have chaos with attempts to present amendments time after time when they have been defeated. It is just like reintroducing a bill."

#### RULING BY THE SPEAKER

The Speaker: "I am not saying we haven't got chaos, but your point is not well taken."

The Speaker stated the question before the House to be the amendment by Representatives Shera and Pardini to Engrossed Senate Bill No. 18.

Mr. Shera spoke in favor of the amendment.

Mr. Chatalas demanded an electric roll call, and the demand was sustained.

Mr. O'Brien spoke against adoption of the amendment.

Mr. Newhouse demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Shera and Pardini to Engrossed Senate Bill No. 18, and the amendment was lost by the following vote: Yeas, 48; nays, 49; absent or not voting, 2.

Voting yea: Representatives Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, John, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—48.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—49.

Absent or not voting: Representatives Amen, Paris—2.

Engrossed Senate Bill No. 18 as amended by the House was passed to Committee on Rules and Administration for third reading.

SUBSTITUTE SENATE BILL NO. 85, by Committee on Cities, Towns and Counties: Establishing rules for assumption of indebtedness by cities and towns. The bill was read the second time.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I would remind the House once again of the rules on consent calendar bills. If there are any substantive amendments, the bills go off the consent calendar. The debate on noncontroversial amendments and on final passage is limited to one speech on each side."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 85 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 85, and the bill passed the House by the following vote: Yeas, 92; nays, 2; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Gallagher, Haussler—2.

Absent or not voting: Representatives Julin, Maxie, Morrison, Paris, Ross—5.

Substitute Senate Bill No. 85, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 144, by Senators Washington, Henry and Huntley (by Departmental request):

Providing for the segregation of taxes when property is acquired by a governmental unit.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 144 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill, and Mr. Charette spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 144, and the bill passed the House by the following vote: Yeas, 68; nays, 29; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Beck, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Ceccarelli, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hoggins, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Lynch, Lysen, Marsh, Martinis, Marzano, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Schumaker, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—68.

Voting nay: Representatives Backstrom, Barden, Bottiger, Brouillet, Brown, Charette, Charnley, Conway, Curtis, Gallagher, Hatfield, Haussler, Hubbard, Hurley, Kraabel, Litchman, Luders, Maxie, May, McDermott, Merrill, Moon, Ross, Sawyer, Shinpoch, Smith, Thompson, Van Dyk, Williams—29.

Absent or not voting: Representatives Paris, Shera—2.

Engrossed Senate Bill No. 144, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 147, by Committee on Natural Resources, Fisheries and Game:

Providing for the leasing of harbor areas.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 23, 1971, Forty-third Day, Ex. Sess.)

The bill was read the second time.

Mr. Zimmerman moved adoption of the committee amendment.

On motion of Mr. Zimmerman, the following amendment to the committee amendment was adopted:

On page 5, section 4, line 7 of the House Committee amendment, strike all material after "except" down to and including "resources" on line 19 and insert ", that in cases where the port district itself shall have [presently constructed or shall now own existing structures or improvements situate upon] on April 28, 1967 leased the harbor areas, or tidelands, the entire rentals of such [improved] leased harbor area or tideland, less payment required herein to the resources management cost account, [shall go to] may be retained by such port district [: PROVIDED, That whenever the port district shall hereafter construct improvements on such leased harbor areas or tideland the rental attributable to such improvements shall go to the port district] for harbor or waterfront improvement purposes. Payment to the resources management cost account from all annual rent from state leases of harbor areas shall equal twenty percent'"

The committee amendment as amended was adopted.

On motion of Mr. Zimmerman, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 147 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 147 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Ross—1.

Absent or not voting: Representatives Eikenberry, King, Paris—3.

Substitute Senate Bill No. 147 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 170, by Senators Ridder, Peterson (Ted) and Foley (by Departmental request):

Providing for licensing of hotels and motels.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 170 was placed on final passage.

Mr. Gladder spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 170, and the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanemaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Kuehnle—1.

Absent or not voting: Representative Paris—1.

Engrossed Senate Bill No. 170, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 176, by Senators Wilson, Huntley, and Peterson (Lowell):

Allowing municipal officers to contract with that municipality for up to thirty-six hundred dollars of business annually.

The bill was read the second time.

On motion of Mr. Smythe, the following amendment was adopted:

On page 2, section 1, line 12 after "*the*" and before "*third*" strike "*second*,"

On motion of Mr. Kuehnle, the following amendment was adopted:

On page 2, after section 1, insert the following new sections:

"Sec. 2. Section 22, chapter 34, Laws of 1939 as last amended by section 1, chapter 67, Laws of 1969 ex. sess. and RCW 52.12.010 are each amended to read as follows:

The affairs of the district shall be managed by a board of fire commissioners composed of three resident electors of the district. The members of any district which owns or operates motor-powered fire fighting equipment shall each receive twenty-five dollars per day, not to exceed seventy-five dollars per month, for attendance at board meetings and for performance of other services in behalf of the district. In addition, they shall receive necessary expenses incurred in attending meetings of the board or when otherwise engaged [on] in district business, and shall be entitled to receive the same insurance available to all firemen of the district: PROVIDED, That the premiums for such insurance, except liability insurance, shall be paid by the individual commissioners who elect to receive it. In any district which has a fire department owning and operating motor-powered fire fighting equipment and employing personnel on a full time, fully paid basis, fire commissioners, in addition to expenses as aforesaid, shall each receive twenty-five dollars per day, not to exceed one hundred twenty-five dollars per month, for attendance at board meetings and for performance of other services on behalf of the district.

The board shall fix the compensation to be paid the secretary and all other agents and

employees of the district. The board may, by resolution adopted by unanimous vote, authorize any of its members to serve as volunteer firemen without compensation. [Only] A commissioner actually serving as a volunteer fireman may enjoy the rights and benefits of a volunteer fireman. The first commissioners shall serve until after the next general election for the selection of commissioners and until their successors have been elected or appointed and have qualified.

**NEW SECTION. Sec. 3.** There is added to chapter 52.12 RCW a new section to read as follows:

In any fire protection district maintaining a fire department consisting wholly of personnel employed on a full time, fully paid basis, there shall be five fire commissioners. The two positions created on boards of fire commissioners by this 1971 amendatory act shall be filled initially as for a vacancy, except that the appointees shall draw lots, one appointee to serve until the next general fire district election after the effective date of this 1971 amendatory act, at which two commissioners shall be elected for six year terms, and the other appointee to serve until the second general fire district election after the effective date of this 1971 amendatory act, at which two commissioners shall be elected for six year terms.

**NEW SECTION. Sec. 4.** This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Mr. Kuehnle, the following amendments to the title were adopted:

On page 1, line 1 of the title, after "officers" strike ";" and insert "and boards of fire commissioners;"

On page 1, line 2 of the title, after "RCW 42.23.030" and before the period insert the following: "; amending section 22, chapter 34, Laws of 1939 as last amended by section 1, chapter 67, Laws of 1969 ex. sess. and RCW 52.12.010; adding a new section to chapter 52.12 RCW; and declaring an emergency"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 176 as amended by the House was placed on final passage.

Mr. Haussler spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 176 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 4; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Charney, Kilbury, Ross, Van Dyk—4.

Absent or not voting: Representatives Bledsoe, Maxie, Morrison, Paris—4.

Engrossed Senate Bill No. 176 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 192, by Senators Scott, Ridder and Bailey:  
Providing for the regulation of nonpartisan elections.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 192 on second reading, and the bill was ordered placed at the top of tomorrow's second reading calendar.

ENGROSSED SENATE BILL NO. 214, by Senators Connor, Ridder and Peterson (Ted):

Providing for approval of facilities, plans and programs for alcoholism and allocating financial assistance.

The bill was read the second time.

On motion of Mr. Zimmerman, the following amendment by Representatives Zimmerman and Haussler was adopted:

On page 1 of the printed bill as amended by the Senate, strike section 3 of the Senate amendment and insert the following new sections:

"NEW SECTION. Sec. 3. There is added to chapter 70.96 RCW a new section to read as follows:

A city or county alcoholism program shall not be approved by the secretary of the department of social and health services unless such city or county has allotted no less than two percent of its share of liquor taxes and profits to the support of such program.

NEW SECTION. Sec. 4. There is added to chapter 70.96 RCW a new section to read as follows:

Any city, town or county not having a facility, plan or program for the rehabilitation of alcoholics may share in the use of a facility, plan or program maintained by another city, town or county so long as it contributes no less than two percent of its share of liquor taxes and profits to the support of the same."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 214 as amended by the House was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 214 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Moon, Paris, Perry, Ross—4.

Engrossed Senate Bill No. 214 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 216, by Committee on Judiciary:  
Providing for the registration of escrow agents.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Substitute Senate Bill No. 216, and the bill was ordered placed at the top of tomorrow's second reading calendar.

SENATE BILL NO. 295, by Senators Newschwander, Elicker and Greive (by Joint Committee on Governmental Cooperation request; and by Departmental request):

Authorizing board of health to set expiration dates for boarding homes, nursing homes, hospitals and private establishments.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 30, 1971, Fiftieth Day, Ex. Sess.)

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 295 as amended by the House, was placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 295 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Paris—1.

Senate Bill No. 295 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 368, by Senators Fleming, Ridder and Elicker (by Public Pension Commission request):

Integrating retirement plan laws for state universities and state colleges.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 368 was placed on final passage.

Mr. Shera spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 368 and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savagè, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Cunningham, Grant, May, Newhouse, Paris, Sawyer—6.

Engrossed Senate Bill No. 368 having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 369, by Senators Henry, Washington and Huntley:

Modifying warning equipment requirements for certain motor vehicles.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 369 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 369, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Kuehnle, Mentor—2.

Absent or not voting: Representatives Jueling, Newhouse, Paris—3.

Senate Bill No. 369, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 428, by Senators Canfield, Greive, Day and Lewis:  
Providing for a model litter control act.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 428, and the bill was ordered placed at the top of tomorrow's third reading calendar.

SENATE BILL NO. 493, by Senator Gissberg:  
Clarifying taxing powers of fire protection districts.

The bill was read the second time.

Mr. Kuehnle moved adoption of the following amendment, and spoke in favor of its adoption:

On page 1, line 5, strike section 1 in its entirety and insert the following new sections:  
"Section 1. Section 1, chapter 243, Laws of 1969 ex. sess. and RCW 45.82.010 are each amended to read as follows:

(1) Hereafter no township shall assess or levy any regular ad valorem taxes upon property. *Townships, whether or not assessing or levying regular ad valorem taxes upon property, are hereby authorized to levy taxes in excess of the constitutional forty mills limitation in accordance with the provisions and procedure specified in RCW 84.52.052 for approval of excess levies.* Townships may levy and collect special assessments upon property specially benefited by improvements constructed by such townships under their general powers. The procedure for the making of such improvements and the levying and collecting of such assessments shall, insofar as applicable, be the same as that prescribed for fire protection districts under chapter 52.20 RCW. A township may also receive and expend gifts and grants from any source for strictly township purposes.

(2) The county auditor of each county which contains one or more townships shall prior to January 1, 1970, fix a date for holding an election which may be either a special or general election at which election the voters of the county shall determine whether all township organizations within the county shall or shall not be disorganized. If a majority of votes cast upon the question favor disorganization of the township system of the county, the ensuing disorganization shall be conducted pursuant to RCW 45.80.040, 45.80.050, 45.80.060, 45.80.070 and 45.80.080: PROVIDED, That nothing contained in subsection (1) of this section shall limit the authority of the county commissioners when authorized by the court from levying ad valorem taxes upon real property and using the proceeds therefrom in order to extinguish the obligations of townships disorganized pursuant to this subsection or pursuant to the provisions of chapter 45.80 RCW.

Sec. 2. Section 84.52.052, chapter 15, Laws of 1961, as last amended by section 1, chapter 113, Laws of 1965 ex. sess., and RCW 84.52.052 are each amended to read as follows:

The limitations imposed by RCW 84.52.050 through 84.52.056, shall not prevent the levy of additional taxes, not in excess of five mills a year and without anticipation of delinquencies in payment of taxes, in an amount equal to the interest and principal payable in the next succeeding year on general obligation bonds, outstanding on December 6, 1934, issued by or through the agency of the state, or any county, city, town, or school district, or the levy of additional taxes to pay interest on or toward the reduction, at the rates provided by statute, of the principal of county, city, town, or school district warrants outstanding on December 6, 1932; but this millage limitation with respect to general obligation bonds shall not apply to any taxing district in which a larger levy is necessary in order to prevent the impairment of the obligation of contracts. Any county, school district, metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, *township*, city or town may levy taxes at a rate in excess of the rate specified in RCW 84.52.050 through 84.52.056, when authorized so to do by the electors of such county, school district, metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, *township*, city or town by a three-fifths majority of those voting on the proposition at a special election, to be held in the year in which the levy is made, and not oftener than twice in such year, in the manner provided by law for holding general elections, at such time as may be fixed by the body authorized to call the same, which special election may be called by the board of county commissioners, board of school directors, or council, board of commissioners, or other governing body of any metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, *township*, city or town, by giving notice thereof by publication in the manner provided by law for giving notices of general elections, at which special election the proposition of authorizing such excess levy shall be submitted in such form as to enable the voters favoring the proposition to vote 'Yes,' and those opposed thereto to vote 'No': PROVIDED, That the total number of persons voting at such special election must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general state election: PROVIDED FURTHER, That the total number of persons voting on an excess levy for school district purposes or for fire protection purposes or for cities and towns at any such special election of such districts or of any city or town must constitute not less than forty percent of the voters in such taxing districts or in any city or town, as the case may be who voted at the last preceding general election in such district.

Sec. 3. Section 1, chapter 165, Laws of 1953, as last amended by section 4, chapter 243, Laws of 1969 ex. sess. and RCW 45.12.100 are each amended to read as follows:

The electors of each town shall have power, at their annual town meeting:

- (1) To determine the number of poundmasters, and location of pounds.
- (2) To select such town officers as are required to be chosen.
- (3) To direct the institution or defense of actions in all controversies where the town is interested.
- (4) To direct such sums to be raised in the town for prosecuting or defending such actions as they may deem necessary.
- (5) To make all rules and regulations for ascertaining the sufficiency of fences in the town and for impounding animals.
- (6) To determine the time and manner in which certain domestic animals, including dogs, may be permitted to go at large.
- (7) To impose such penalties on persons offending against any rules and regulations established by the town, except such as relate to the keeping and maintaining of fences, as they think proper not exceeding ten dollars for each offense, unless herein otherwise provided.
- (8) To apply such penalties, when collected, in such manner as they may deem conducive to the interests of the town.
- (9) To vote to raise such sums of money as they deem necessary for the purchase, repair, maintenance, and operation of snow plows or snow removing equipment, appliances for the prevention of highway dust or debris, and highway lighting, all in cooperation with the state and county authorities: PROVIDED, The board of county commissioners of any county wherein township *regular property tax levy* taxing power is abolished under the provisions of this chapter shall annually budget and levy under chapter 36.82 RCW such additional amounts as necessary to maintain street lighting facilities now provided by townships if no other sufficient financial provision has been made for that purpose at the conclusion of the final hearing on the county's annual road fund budget. Such amount shall be limited to the dollar amount budgeted by the townships in the year 1967 for such street lighting and shall be subject to the same limitations applicable to township levies prior to August 11, 1969. The county shall thereafter maintain such street lighting facilities either as a part of its road fund program or by contract, during the next ensuing year.
- (10) To instruct by vote the board to purchase grounds for a town cemetery; to limit the price to be paid therefor, to raise a special assessment for payment thereon and to establish rules for the care and management thereof.
- (11) To make such bylaws and regulations as may be deemed conducive to the peace,

good order and welfare of the town; to license, tax, regulate and control dogs, hawkers, peddlers, auctioneers, shows, theatricals, circuses, lawful games, merry-go-rounds, ferris wheels, or other amusement devices or places of amusement.

(12) To create a river improvement fund from revenues available for that purpose other than ad valorem taxes."

#### MOTION

On motion of Mr. Wolf, the House deferred further consideration of Senate Bill No. 493 on second reading, and the bill was ordered placed at the top of tomorrow's second reading calendar.

SENATE BILL NO. 525, by Senators Matson, Odegaard and McDougall (by Departmental request):

Providing for the adoption of federal regulations concerning meat and poultry inspection.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 6 after "*director*" strike "*may*" and insert "*shall*"

On page 3, section 5, line 28 after "*director*" strike "*may*" and insert "*shall*"

The bill was read the second time.

On motion of Mr. Amen, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 525 as amended by the House, was placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 525, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Paris—1.

Senate Bill No. 525 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 530, by Senators Ridder, Odegaard, Canfield and Jolly (by Superintendent of Public Instruction request):

Defining certain terms relating to vocational education.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 530, and the bill was ordered placed at the top of tomorrow's second reading calendar.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The President has signed:  
 SUBSTITUTE SENATE BILL NO. 109,  
 SENATE BILL NO. 136,  
 SENATE BILL NO. 168,  
 SENATE BILL NO. 179,  
 SENATE BILL NO. 183,  
 SENATE BILL NO. 291,  
 SENATE CONCURRENT RESOLUTION NO. 12,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 90,  
 HOUSE BILL NO. 115,  
 HOUSE BILL NO. 140,  
 SUBSTITUTE HOUSE BILL NO. 142,  
 HOUSE BILL NO. 229,  
 SUBSTITUTE HOUSE BILL NO. 247,  
 HOUSE BILL NO. 351,  
 HOUSE BILL NO. 364,  
 HOUSE BILL NO. 438,  
 SUBSTITUTE HOUSE BILL NO. 461,  
 HOUSE BILL NO. 491,  
 HOUSE BILL NO. 495,  
 HOUSE BILL NO. 620,  
 HOUSE BILL NO. 687,  
 HOUSE BILL NO. 694,  
 HOUSE BILL NO. 721,  
 SUBSTITUTE HOUSE BILL NO. 740,  
 SUBSTITUTE HOUSE BILL NO. 772,  
 HOUSE BILL NO. 773,  
 HOUSE BILL NO. 803,  
 HOUSE BILL NO. 817,  
 HOUSE BILL NO. 1075,  
 HOUSE BILL NO. 1123,  
 HOUSE JOINT RESOLUTION NO. 52,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The President has signed:  
 HOUSE BILL NO. 403,  
 HOUSE BILL NO. 644,  
 SUBSTITUTE HOUSE BILL NO. 655,  
 HOUSE BILL NO. 888,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

## SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 813, with the following amendments:

In line 5 of the title, after "35.92 RCW;" and before "and" insert "amending section 2, chapter 124, Laws of 1955 and RCW 54.04.070:"

On page 3, section 3, line 30 of the printed bill, being page 3, section 3, line 32 of the engrossed bill, after "done," and before "and" insert "or the material to be purchased"

On page 3, section 3, line 31 of the printed bill, being page 3, section 3, line 33 of the engrossed bill, after "proposals for" strike "doing" and insert "[doing] furnishing"

On page 4, section 3, line 15 of the printed bill, being page 4, section 3, line 17 of the engrossed bill, after "be let" and before "in" insert "for more than fifteen percent"

On page 4, section 3, line 18 of the printed bill, being page 4, section 3, line 20 of the engrossed bill, after "bidders." insert "*The commission may procure materials in the open market, have its own personnel perform the work or negotiate a contract for such work to be performed by others, in lieu of readvertising, if it receives no bid.*"

On page 4 add a new section following section 3 to read as follows:

"Sec. 4. Section 2, chapter 124, Laws of 1955 and RCW 54.04.070 are each amended to read as follows:

[All] *Any item, or items of the same kind of materials, equipment, or supplies purchased, the estimated cost of which is in excess of five thousand dollars, exclusive of sales tax shall be by contract: PROVIDED, That a district may make purchases of the same*

*kind of items of materials, equipment and supplies not exceeding five thousand dollars in any calendar month without a contract, purchasing any excess thereof over five thousand dollars by contract. [and] Any work ordered by a district commission, the estimated cost of which is in excess of [five] ten thousand dollars exclusive of sales tax, shall be by contract, except that a district commission may have its own regularly employed personnel perform work which is an accepted industry practice under prudent utility management without a contract. Prudent utility management means performing work with regularly employed personnel utilizing material of a worth not exceeding thirty thousand dollars in value without a contract: PROVIDED, That such limit on the value of material being utilized in work being performed by regularly employed personnel shall not include the value of individual items of equipment purchased or acquired and used as one unit of a project. Before awarding such a contract, the commission shall publish a notice once or more in a newspaper of general circulation in the district at least [thirty] twenty days before the letting of the contract, inviting sealed proposals for the work or materials; plans and specifications of which shall at the time of the publication be on file at the office of the district subject to public inspection: PROVIDED, That any published notice ordering work to be performed for the district shall be mailed at the time of publication to any established trade association which files a written request with the district to receive such notices. The commission may at the same time and as part of the same notice, invite tenders for the work or materials upon plans and specifications to be submitted by the bidders.*

Whenever equipment or materials required by a district are held by a governmental agency and are available for sale but such agency is unwilling to submit a proposal, the commission may ascertain the price of such items and file a statement of such price supported by the sworn affidavit of one member of the commission and may consider such price as a bid without a deposit or bond: PROVIDED, That where an emergency arises endangering the public safety, or threatening property damage, the commission may purchase materials or order work performed by others in addition to regularly employed personnel in any amount necessary without calling for bids after having taken precautions to secure the lowest price practicable under the circumstances." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House concurred in the Senate amendments to Engrossed House Bill No. 813.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 813, as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 813, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Cunningham, Lynch, Newhouse, Smith, Spanton—5.

Absent or not voting: Representatives Paris, Smythe—2.

Engrossed House Bill No. 813 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## STATEMENT FOR THE JOURNAL

My "no" vote on final passage of Engrossed House Bill No. 813 was in error. I intended to vote "yea." KEITH J. SPANTON, 15th District.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SUBSTITUTE SENATE BILL NO. 109,  
 SENATE BILL NO. 136,  
 SENATE BILL NO. 168,  
 SENATE BILL NO. 179,  
 SENATE BILL NO. 183,  
 SENATE BILL NO. 291,  
 SENATE CONCURRENT RESOLUTION NO. 12.

## REPORT OF CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred SENATE BILL NO. 185, allowing sale of property by governmental units, have had the same under consideration, and we recommend that the Senate concur in the House amendments.

Signed by: Senators Walgren, Peterson (Ted) and Wilson; Representatives Bottiger, Bluechel and Hatfield.

## MOTION

Mr. Morrison moved that the report of the Conference Committee on Senate Bill No. 185 be adopted.

Mr. Bluechel spoke in favor of the motion.

FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY  
CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Senate Bill No. 185 as recommended by the Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 185 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Pardini, Paris—2.

Senate Bill No. 185 as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to HOUSE BILL NO. 684, and insists on its position and asks the House to concur thereon, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House insisted on its position with respect to amendments to House Bill No. 684 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Barden, Backstrom and Shera as members of the Conference Committee on House Bill No. 684.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendment to ENGROSSED SENATE JOINT RESOLUTION NO. 22, and asks the House to recede therefrom, and said bill, together with the amendment thereto, is herewith transmitted.  
SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Senate Joint Resolution No. 22 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bluechel, Bottiger and Hoggins as members of the Conference Committee on Engrossed Senate Joint Resolution No. 22.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendment to SENATE JOINT RESOLUTION NO. 38, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendment to Senate Joint Resolution No. 38 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Jones, Smythe and Thompson as members of the Conference Committee on Senate Joint Resolution No. 38.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 457, and asks the House for a conference thereon, and the President has appointed as members of the Conference Committee: Senators Walgren, Woodall and Knoblauch.

SIDNEY R. SNYDER, Secretary.

MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 457.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Cunningham, Hurley and Wanamaker as members of the Conference Committee on Engrossed Substitute House Bill No. 457.

MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 291, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

REPORT OF CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 291, relating to gambling, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Keefe, Walgren and Huntley; Representatives Kuehnle, Bagnariol and Gilleland.

MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 291 was adopted, and the committee was granted the powers of Free Conference.

MOTIONS

On motion of Mr. Bledsoe, the House reverted to the eighth order of business.

Mr. Bledsoe moved that the rules be suspended, and that House Rule No. 88 be suspended for the balance of this session.

Representatives Bledsoe and Grant spoke in favor of the motion.

The motion was carried.

MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 542, by Committee on Cities, Towns and Counties:

Providing that sewer districts may include within their boundaries parts of more than one county.

The bill was read the second time.

On motion of Mr. Bagnariol, the following amendment by Representatives Bagnariol and Lysen was adopted:

On page 13 of the engrossed substitute bill, following section 12, insert a new section as follows:

"NEW SECTION. Sec. 13. Whenever a city or town located wholly or in part within a water district shall enter into a contract with the commissioners of a water district providing

that the city or town shall take over all of the operation of the facilities of the district located within its boundaries, such area of said water district located within said city or town shall upon the execution of said contract cease to be a part of said water district and the inhabitants therein shall no longer be permitted to vote in said water district. The land, however, within such city or town shall remain liable for the payment of all assessments, any lien upon said property at the time of the execution of said agreement and for any lien of all general obligation bonds due at the date of said contract, and the city shall remain liable for its fair prorated share of the debt of the area for any revenue bonds outstanding as of said date of contract."

On motion of Mr. Bagnariol, the following amendments to the title were adopted:

On page 1, line 1 of the title, following "to sewer" insert "and water"

On page 1, line 24, strike "a new section" and insert "new sections"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 542 as amended by the House was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 542 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Julin—1.

Absent or not voting: Representatives Hoggins, Paris—2.

Engrossed Substitute Senate Bill No. 542 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 545, by Senators Peterson (Lowell), Peterson (Ted) and Durkan: Establishing the state environmental policy.

Committee recommendation: Majority, do pass with the following amendments:

On page 1, section 2, line 18, before "exploitation," insert "utilization and"

On page 2, section 2, line 2, after "of" strike "Americans" and insert "Washington citizens"

On page 2, section 2, line 6, after "of" strike "federal" and insert "state"

On page 2, section 2, line 11, after "all" strike "Americans" and insert "people of Washington"

On page 2, section 3, line 30, after "policies," strike "regualtions" and insert "regulations"

On page 4, section 3, line 7, after "with" strike "federal" and insert "state"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

On motion of Mr. Luders, the following amendments by Representatives Luders and Zimmerman were adopted:

On page 2, line 29 before "Sec. 3." insert "NEW SECTION."

On page 2, section 3, line 32 strike "all agencies of the state" and insert "all branches of government of this state, including state agencies, municipal and public corporations, and counties"

On page 3, section 3, line 12 after "major" strike "state"

On page 3, section 3, line 26 before "official" strike "state"

On page 3, section 3, line 27 before "agency" strike "state and federal" and insert "public"

On page 4, section 4, line 17 after "4," strike "All agencies of the state" and insert "All branches of government of this state, including state agencies, municipal and public corporations, and counties"

On page 4, section 5, line 28 before "agency" strike "state"

On page 4, section 5, line 30 before "agency" strike "federal or state" and insert "public"

On page 4, section 5, line 32 before "agency" strike "federal or state" and insert "public"

On page 5, section 6, line 2 after "of" strike "state agencies" and insert "all branches of government of this state, including state agencies, municipal and public corporations, and counties"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 545 as amended by the House was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 545 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 8; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—87.

Voting nay: Representatives Amen, Benitz, Hatfield, Hubbard, Schumaker, Smith, Spanton, Mr. Speaker—8.

Absent or not voting: Representatives Jones, Lynch, Newhouse, Paris—4.

Senate Bill No. 545 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 594, by Senators Sandison, Holman, Matson, Atwood, Wilson and Foley (by Joint Committee on Higher Education request):

Defining "resident" and "nonresident" for college and university fee purposes.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 2, lines 12 and 13 of the printed bill, being lines 15 and 16 of the engrossed bill, strike "over the age of twenty-one years" and insert "of full age and majority for all purposes under RCW 26.28.010, as now law or hereafter amended,"

On page 4, section 3, line 25 of the printed bill, being line 28 of the engrossed bill, after "institution," insert "In any case involving an application for a change from nonresident to resident status, the burden of proof shall rest with the applicant."

The bill was read the second time.

On motion of Mr. Kiskaddon, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 594 as amended by the House was placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 594 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 0; absent or not voting, 7.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Absent or not voting: Representatives Amen, Berentson, Bluechel, Jueling, Morrison, Paris, Rabel—7.

Engrossed Senate Bill No. 594 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 659, by Senator Mardesich:

Providing that governmental agencies may elect a tax deferred annuity plan for employees.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 659 was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 659, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Hatfield—1.

Absent or not voting: Representatives Julin, Litchman, Paris—3.

Engrossed Senate Bill No. 659, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 735, by Senators Knoblauch, Twigg and McDougall:

Pertaining to junkyards adjacent to highways.

Committee recommendation: Majority, do pass with the following amendments:

On page 2, section 3, line 24, after "approved by the" and before "secretary" insert "United States"

On page 2, section 4, line 28, after "day of" strike "July, 1971" and insert "January, 1972"

On page 4, beginning on line 10, strike all of section 7 and renumber the remaining sections consecutively.

On page 1, beginning on line 1 of the title, strike "providing penalties" and insert "creating new sections"

The bill was read the second time.

Mr. Berentson moved that the committee amendments be not adopted.

Mr. Berentson spoke in favor of the motion.

The motion was carried, and the committee amendments were not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 735 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 735, and the bill passed the House by the following vote: Yeas, 96; nays, 1; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Kuehnle—1.

Absent or not voting: Representatives Copeland, Paris—2.

Engrossed Senate Bill No. 735, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

I missed a few votes on Sunday, May 9, 1971 because the session ran longer than anticipated which interfered with my Sunday evening worship service. My responsibility as a pastor is the sole reason for my absence.

I was present for the session during the afternoon and early evening. The legislation considered during my absence was either consent or bills upon which I had previously voted. WILLIAM N. PARIS, 18th District.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the twelfth order of business.

Mr. Bledsoe moved that the House adjourn until 10:00 a.m., Monday, May 10, 1971.

#### RULING BY THE SPEAKER

The Speaker: "I am sorry. You preceded your motion with remarks. It is out of order."

#### MOTION

On motion of Mr. Wolf, the House adjourned until 10:00 a.m., Monday, May 10, 1971.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## SIXTIETH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, May 10, 1971.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Flanagan, Pardini and Perry who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Glen D. Cole of the Assembly of God Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 441, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 214, and has granted said committee the powers of Free Conference.

BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 273, and has granted said committee the powers of Free Conference.

BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SENATE JOINT RESOLUTION NO. 38, and has granted said committee the powers of Free Conference.

BILL GLEASON, Assistant Secretary.

May 9, 1971.

Mr. Speaker: The Senate has passed:  
 ENGROSSED HOUSE BILL NO. 113,  
 ENGROSSED HOUSE BILL NO. 225,  
 HOUSE BILL NO. 451,  
 ENGROSSED HOUSE BILL NO. 659,  
 HOUSE BILL NO. 672,  
 HOUSE BILL NO. 676,  
 HOUSE BILL NO. 686,  
 ENGROSSED HOUSE BILL NO. 743,  
 and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 59, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 7, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SENATE BILL NO. 522, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 897, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE JOINT RESOLUTION NO. 22, and the President has appointed as members of the Conference Committee thereon: Senators Gardner, Whetzel and Mardesich.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE JOINT RESOLUTION NO. 38, and the President has appointed as members of the Conference Committee thereon: Senators Jolly, Whetzel and Bailey.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on HOUSE BILL NO. 684, and the President has appointed as members of the Conference Committee thereon: Senators Day, Metcalf and Cooney.

SIDNEY R. SNYDER, Secretary.

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 69, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 69, providing for the taxation of mobile homes, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Foley, Whetzel and Bailey; Representatives Haussler, Newhouse and Wolf.

## MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Engrossed Substitute House Bill No. 69 was adopted, and the committee was granted the powers of Free Conference.

## REPORTS OF STANDING COMMITTEES

April 30, 1971.

ENGROSSED SENATE BILL NO. 627, adding changes to the law relating to the collective bargaining of public employees, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, add new sections following section 1 as follows:

"Sec. 2. Section 3, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.030 are each amended to read as follows:

As used in this chapter:

(1) 'Public employer' means any officer, board, commission, council, or other person or body acting on behalf of any public body governed by this chapter as designated by RCW 41.56.020, or any subdivision of such public body.

(2) 'Public employee' means any employee of a public employer except any person (a) elected by popular vote, or (b) appointed to office pursuant to statute, ordinance or resolution for a specified term of office by the executive head or body of the public employer, or (c) whose duties as deputy, administrative assistant or secretary necessarily imply a confidential relationship to the executive head or body of the applicable bargaining unit, or any person elected by popular vote or appointed to office pursuant to statute, ordinance or resolution for a specified term of office by the executive head or body of the public employer, or (d) who is a 'management level employee' as defined in this section.

(3) 'Bargaining representative' means any lawful organization which has as one of its primary purposes the representation of employees in their employment relations with employers.

(4) 'Collective bargaining' means the performance of the mutual obligations of the public employer and the exclusive bargaining representative to meet at reasonable times, to confer and negotiate in good faith, and to execute a written agreement with respect to grievance procedures and collective negotiations on personnel matters, including wages, hours and working conditions, which may be peculiar to an appropriate bargaining unit of such public employer, except that by such obligation neither party shall be compelled to agree to a proposal or be required to make a concession unless otherwise provided in this chapter.

(5) 'Department' means the department of labor and industries.

(6) 'Supervisor' means any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline other employees, or responsibility to direct them, or to adjust their grievances, or effectively to recommend such action, if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment.

(7) 'Management level employee' means any individual who is involved directly in the determination of policy or who responsibly directs the implementation thereof.

Sec. 3, Section 6, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.060 are each amended to read as follows:

The department, after hearing upon reasonable notice, shall decide each application for certification as an exclusive bargaining representative, the unit appropriate for the purpose of collective bargaining: *PROVIDED, That the department shall not decide that any unit is appropriate for such purposes if such unit includes both supervisors and employees who are not supervisors unless a majority of the supervisors vote for inclusion in such unit: PROVIDED FURTHER, That none of the terms 'management level employee' or 'supervisor' shall apply to any firefighter or law enforcement officer, as those terms are defined in RCW 41.26.030.*

In determining, modifying, or combining the bargaining unit, the department shall consider the duties, skills, and working conditions of the public employees; the history of collective bargaining by the public employees and their bargaining representatives; the extent of organization among the public employees; and the desire of the public employees. The department shall determine the bargaining representative by (1) examination of organization membership rolls, (2) comparison of signatures on organization bargaining authorization cards, or (3) by conducting an election specifically therefor."

Renumber the remaining sections consecutively.

On page 1, line 3 of the title after "41.56.020;" insert "amending section 3, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.030; amending section 6, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.060;"

Signed by Representatives Hubbard, Chairman, Charette, Charnley, Grant, Johnson, Randall, Savage.

Passed to Committee on Rules and Administration for second reading.

The Speaker called on Mr. Copeland to preside.

## SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 796, by Committee on Judiciary:

Enacting a "Collection Agency Act."

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 796 was placed on final passage.

Mr. Curtis spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 796, and the bill passed the House by the following vote: Yeas, 93; nays, 0; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Absent or not voting: Representatives Bradley, Jones, Kuehnle, Newhouse, Pardini, Randall—6.

Engrossed Substitute Senate Bill No. 796, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 861, by Senators Henry, Washington and Huntley: Pertaining to the authority to employ, appoint, discipline or discharge employees of the department of highways.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 861 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 861, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Jones, Pardini, Van Dyk—3.

Engrossed Senate Bill No. 861, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 863, by Senators Walgren, Washington and Atwood:

Pertaining to local improvement districts.

Committee recommendation: Majority, do pass with the following amendment:

On page 4, section 6, line 29 of the engrossed bill, being line 9 of the amendment by Senators Mardesich and Andersen to page 5, after "of" and before "thousand" strike "five" and insert "fifteen"

The bill was read the second time.

Mr. Smythe moved adoption of the amendment and spoke in favor of it.

Representatives Barden and Bottiger spoke against adoption of the amendment.

The committee amendment was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 863 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 863, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Ross—1.

Absent or not voting: Representatives Julin, Pardini, Van Dyk—3.

Engrossed Senate Bill No. 863, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 865, by Senators Elicker, Talley, Clarke and Greive: Including legislative authority of charter county in definition of county commissioners. Committee recommendation: Majority, do pass with the following amendments:

On page 1, add a new section following section 1 as follows:

“**NEW SECTION.** Sec. 2. There is added to chapter 36.32 RCW a new section to read as follows:

Nothing in this chapter shall permit the counties to adopt, by reference or by ordinance, regulations relating to the subject matter contained in chapters 19.28, 43.22, 70.79, or 70.87 RCW.”

In line 1 of the title after the semicolon following “counties” and before “and” insert “adding a new section to chapter 36.32 RCW;”

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 865 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 865, and the bill passed the House by the following vote: Yeas, 93; nays, 3; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Anderson, Haussler, May—3.

Absent or not voting: Representatives Jastad, Pardini, Van Dyk—3.

Engrossed Senate Bill No. 865, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 883, by Senators Washington and Jolly:

Providing for payment of weed district assessments on highway lands from motor vehicle fund.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 883 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 883, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Pardini, Van Dyk—2.

Senate Bill No. 883, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 4, by Senators Metcalf, Ridder and Elicker (by Joint Committee on Education request):

Providing for study on agency responsibility in educating handicapped children.

Committee recommendation: Majority, do pass as amended.

(For Committee Amendments see Journal of April 9, 1971, Twenty-ninth Day, Ex. Sess.)

The resolution was read the second time.

On motion of Mr. Mentor, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 4 as amended by the House was placed on final passage.

Mr. Mentor spoke in favor of passage of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 4 as amended by the House, and the resolution passed the House by the following vote: Yeas, 95; nays, 2; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—95.

Voting nay: Representatives May, Zimmerman—2.

Absent or not voting: Representatives Jones, Pardini—2.

Senate Concurrent Resolution No. 4 as amended by the House, having received the constitutional majority, was declared passed.

SENATE JOINT MEMORIAL NO. 5, by Senators Woodall, Bailey, Matson, McDougall and Canfield:

Requesting the federal government to assume greater obligation for certain welfare programs.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 5 was placed on final passage.

Mr. Farr spoke in favor of passage of the memorial.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 5, and the memorial passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Curtis, Gladder, Polk, Smith, Spanton—5.

Absent or not voting: Representatives Flanagan, Pardini—2.

Senate Joint Memorial No. 5, having received the constitutional majority, was declared passed.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 23, by Senators Odegaard, Gardner, Metcalf, Ridder, Newschwander and Francis:

Providing for study of vocational education needs and capabilities.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Concurrent Resolution No. 23 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 23, and the resolution passed the House by the following vote: Yeas, 89; nays, 6; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Eikenberry, Gladder, Kuehnle, Polk, Smith, Spanton—6.

Absent or not voting: Representatives Anderson, Gilleland, May, Pardini—4.

Engrossed Senate Concurrent Resolution No. 23, having received the constitutional majority, was declared passed.

#### MOTION

On motion of Mr. Wolf, the House advanced to the tenth order of business.

#### THIRD READING

ENGROSSED HOUSE BILL NO. 776, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Extending sales and use tax to motor vehicle fuel.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed House Bill No. 776 on third reading, and the bill was placed at the bottom of the third reading calendar.

SENATE BILL NO. 68, as amended by the House, by Senators Ridder, Stender, Bailey and Stortini:

Allowing vocational rehabilitation or retraining under industrial insurance coverage.

Senate Bill No. 68, as amended by the House, was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 68 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Senate Bill No. 68 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 82, by Senators Peterson (Ted), Francis and Murray:

Authorizing conveyance of certain tidelands in King county to state board for community college education.

Senate Bill No. 82 was read the third time and placed on final passage.

Mrs. North spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 82, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden,

Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Senate Bill No. 82, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 90, as amended by the House, by Committee on Constitution, Elections, and Legislative Processes:

Providing for the preservation of legislative records.

Substitute Senate Bill No. 90 as amended by the House was read the third time and placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Zimmerman: "Mr. Speaker, I would like to ask a question in connection with the reference in your amendment allowing easy access to the debate as far as recordings here on the House floor."

The Speaker (Mr. Copeland presiding) called on Mr. Wolf to preside.

Mr. Zimmerman: "Mr. Copeland, in your amendment regarding the Chief Clerk's records, it says there will be 'easy access to the debate on specific questions before either House.' How do you feel this amendment applies? In other words, do you contemplate that we could have easy access as far as the news media, to the end that quotations could be checked for accuracy? Is that possible?"

Mr. Copeland: "This is a possibility, Mr. Zimmerman. However the raw tapes wouldn't be available for copying or anything of the kind. What we were trying to do here was to allow the court to come back and check these tapes in order to check out legislative intent. This is one of the tough things the courts run into. This is actually somewhat more of a request of the court rather than anybody else. All they have been able to see for years in our journal were those things inserted by intention, or those things put in as a matter of question. So this will allow the courts to go ahead and make the total review on all of the debate on a particular measure."

Mr. Copeland resumed the rostrum.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 90 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Hurley, Pardini, Rabel—3.

Substitute Senate Bill No. 90 as amended by the House, having received the

constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 108, as amended by the House, by Senators Andersen, Odegaard and Walgren (by Departmental request):

Providing changes in the sentencing of persons convicted of more than one crime.

Engrossed Senate Bill No. 108 as amended by the House, was read the third time and placed on final passage.

Representatives Julin and Bottiger spoke in favor of passage of the bill, and Representative Charette spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 108 as amended by the House, and the bill passed the House by the following vote: Yeas, 76; nays, 17; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lynch, Marsh, Martinis, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman—76.

Voting nay: Representatives Anderson, Backstrom, Bradley, Charette, Charnley, Conner, Douthwaite, Grant, Haussler, Kilbury, Litchman, Lysen, Marzano, Maxie, McDermott, Savage, Williams—17.

Absent or not voting: Representatives Jones, Kiskaddon, Pardini, Rabel, Ross, Mr. Speaker—6.

Engrossed Senate Bill No. 108 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 7, 1971.

Mr. Speaker: The Senate recessed from its amendments to HOUSE BILL NO. 313 and returned the bill to second reading for the purpose of considering different amendments, which were adopted. The Senate has passed House Bill No. 313 with the following amendments:

Strike all of the title and insert the following:

"An Act relating to the public health; authorizing the creation of tuberculosis and respiratory disease hospital districts; implementing the law relating to county hospitals and infirmaries; amending section 36.62.252, chapter 4, Laws of 1963 as amended by section 3, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.252; amending section 36.62.270, chapter 4, Laws of 1963 and RCW 36.62.270; adding a new section to chapter 36.62 RCW; creating new sections; repealing section 36.62.280, chapter 4, Laws of 1963 and RCW 36.62.280; providing for the levy of certain taxes; and declaring an emergency."

Add new sections following section 4 as follows:

"NEW SECTION. Sec. 5. The purpose of sections 5 through 14 of this 1971 amendatory act is to authorize and establish a tuberculosis and respiratory disease hospital district in the state to operate a hospital and supply hospital service for the residents of such district and such others as the district shall deem necessary.

NEW SECTION. Sec. 6. There is hereby established a tuberculosis and respiratory disease hospital district in the state, hereinafter in this 1971 amendatory act referred to as the Eastern district, consisting of the following named counties: Okanogan, Chelan, Kittitas, Yakima, Benton, Walla Walla, Franklin, Grant, Douglas, Ferry, Lincoln, Adams, Columbia, Asotin, Garfield, Whitman, Spokane, Stevens and Pend Oreille; the headquarters county of such district shall be Spokane county. Such hospital district is authorized to operate a hospital in the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington.

NEW SECTION. Sec. 7. The Eastern tuberculosis and respiratory disease hospital district in this state shall be governed by a commission consisting of five members, three of whom shall be members of the legislative authority of the headquarters county to be chosen

by and to serve at the pleasure of such legislative authority and two of whom shall be elected by and to serve at the pleasure of an advisory committee to the commission made up of the chief health officers of the respective counties within the district. If such advisory committee shall fail to fill a vacancy within two weeks, the governor shall fill such vacancy and so notify the commission. Initial members of the commission shall be elected or appointed within ten days of the effective date of sections 5 through 14 of this 1971 amendatory act. Such advisory committee shall counsel the commission with respect to commission powers and duties under sections 5 through 14 of this 1971 amendatory act. Failure of any member to continue in public office shall result in a commission vacancy which shall be filled as in the case of original appointment or election.

**NEW SECTION.** Sec. 8. The district commission shall appoint and determine the compensation of a hospital superintendent for the district who shall serve at the pleasure of the commission and be a physician duly licensed in this state and qualified in public health and/or specializing in the care of tuberculosis and respiratory diseases. Such superintendent shall act as administrative officer for the commission, shall be the tuberculosis and respiratory control officer for the district, and shall be empowered to employ such technical and other personnel as approved by such commission.

**NEW SECTION.** Sec. 9. The district commission shall have authority:

(1) To lease existing hospital and equipment and/or other property used in connection therewith, and to pay such rental therefor as the commissioners shall deem proper; to provide hospital service for residents of said district in hospitals located outside the boundaries of said district, by contract or in any other manner said commissioners may deem expedient or necessary under the existing conditions; and said commission shall have the power to contract with other communities, corporations or individuals for the services provided by said district; and they may further receive in said hospital and furnish proper and adequate services to all persons not residents of said district at such reasonable and fair compensation as may be considered proper: PROVIDED, That it must at all times make adequate provision for the needs of the district and residents of said district shall have prior rights to the available facilities of said hospitals, at rates set by the district commissioners.

(2) To enter into any contract with the United States government, or any state or municipality for carrying out any of the powers authorized in sections 5 through 14 of this 1971 amendatory act;

(3) To sue and be sued in any court of competent jurisdiction: PROVIDED, That all suits against the district shall be brought in the headquarters county of the district; and

(4) To make contracts, employ superintendents, attorneys, and other technical or professional assistants and all other employees; to make contracts with private or public institutions for employee retirement programs; to print and publish information or literature and to do all those things necessary to carry out the purposes of sections 5 through 14 of this 1971 amendatory act.

Commission members shall be reimbursed for reasonable expenses incurred in connection with commission business and meetings, including subsistence and lodging and travel while away from their place of residence. Commission organization and proceedings shall be in accordance with that for public hospital district commissions under RCW 70.44.050.

**NEW SECTION.** Sec. 10. The commission shall as soon as possible after the effective date of sections 5 through 14 of this 1971 amendatory act enter into those necessary negotiations and agreements to obtain the use of the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington.

**NEW SECTION.** Sec. 11. Tuberculosis is a communicable disease and tuberculosis control, including hospitalization, case finding, prevention and follow-up of known cases of tuberculosis represent the basic step in the conquest of this major health problem. In addition, environmental conditions today make vital the advancement of remedies relating to respiratory diseases. In order to carry on work effectively in these fields there shall be levied for tuberculosis and respiratory disease hospital district purposes in the district annually a tax in a sum equal to the amount which would be raised by a levy of one-eighth of a mill against the actual value of the taxable property in the district, or the equivalent thereof, such levy to be made by the board of county commissioners in each county constituting the district, the receipts therefrom to be forwarded by the treasurers of such county to the treasurer of the headquarters district county, who shall be treasurer for the district. The commission shall return a total of thirty-five percent of moneys received from the levy provided under this section to the chief health officers of the counties, other than the headquarters county, which funds are to be allocated to specific counties based on caseload in the counties pursuant to standards promulgated by the district commission. Such returned funds are to be used by the chief health officers to carry out tuberculosis control and respiratory disease treatment on a local county level. The sum herein provided for, and any income that may occur from miscellaneous receipts in connection with the aforesaid programs shall be placed in a special fund in the treasury of the headquarters county and obligations incurred for such programs shall be paid from such fund upon order of the district commissioners by the treasurer in the same manner as general county obligations are paid.

**NEW SECTION.** Sec. 12. The district created by section 6 of this 1971 amendatory act shall not participate in any distributions made pursuant to chapter 70.32 RCW on and after the effective date of sections 5 through 14 of this 1971 amendatory act. On and after January 1, 1972 the provisions of chapter 70.32 RCW shall not apply to the eastern district created by section 6 of this 1971 amendatory act.

*NEW SECTION.* Sec. 13. The department of social and health services shall have the same authority over the hospital of a tuberculosis and respiratory disease hospital district as its authority over any privately administered hospital in this state.

*NEW SECTION.* Sec. 14. Until January 1, 1972, counties and the state shall continue to pay for the treatment of county patients at Edgecliff in Spokane, Washington, in the same manner as they have during this 1969-1971 fiscal biennium prior to the effective date of sections 5 through 14 of this amendatory act.

*NEW SECTION.* Sec. 15. Sections 5 through 14 of this 1971 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

### MOTION

On motion of Mr. Morrison the House insisted on its position and refused to concur in the Senate amendments to House Bill No. 313 and asked the Senate for a conference thereon.

### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Kiskaddon, Kopet and Luders as members of the Conference Committee on House Bill No. 313.

### THIRD READING

ENGROSSED SENATE BILL NO. 164, by Senator Bailey:

Providing for the undergrounding of utility wiring.

Engrossed Senate Bill No. 164 was read the third time and placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 164, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 164, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 188, as amended by the House, by Senators Walgren, Andersen, Ridder and Day:

Establishing physician's trained mobile intensive care paramedics.

Engrossed Senate Bill No. 188 as amended by the House was read the third time and placed on final passage.

Mr. Eikenberry spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 188 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Anderson, Pardini—2.

Engrossed Senate Bill No. 188 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 209, by Senators Day, Henry and Huntley:

Providing axle loads for garbage and refuse collection trucks.

Engrossed Senate Bill No. 209 was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 209, and the bill passed the House by the following vote: Yeas, 93; nays, 4; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Blair, Douthwaite, Shinpoch, Williams—4.

Absent or not voting: Representatives Jones, Pardini—2.

Engrossed Senate Bill No. 209, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 269, as amended by the House, by Senators Donohue, Woodall and Durkan:

Pertaining to fire district levies.

Engrossed Senate Bill No. 269 as amended by the House was read the third time and placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 269 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 4; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Brown, Charette, Cunningham, Kraabel—4.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 269 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 288, as amended by the House, by Senators Bailey and Gardner (by Joint Committee on Governmental Cooperation request; and by Departmental request): Authorizing parks and recreation commission to call for new and higher bids in disposing of land not needed for park purposes.

Senate Bill No. 288 as amended by the House was read the third time and placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 288 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 10; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—87.

Voting nay: Representatives Backstrom, Bauer, Bradley, Charette, Charnley, Haussler, Lysen, Ross, Smith, Zimmerman—10.

Absent or not voting: Representatives Hurley, Pardini—2.

Senate Bill No. 288 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 335, by Senator Gissberg:

Prohibiting the commercial taking of crawfish.

Engrossed Senate Bill No. 335 was read the third time and placed on final passage.

Mr. Martinis spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 335, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 335, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 391, as amended by the House, by Senators Gissberg and Lewis:

Validating plats or subdivisions notwithstanding defects in notice.

The Speaker (Mr. Copeland presiding) called on Mr. Bledsoe to preside.

#### MOTION

On motion of Mr. Wolf, the rules were suspended and Engrossed Senate Bill No. 391 as amended by the House was returned to second reading for the purpose of amendment.

#### SECOND READING

On motion of Mr. Julin, the following amendment was adopted:

On page 1, section 2, beginning on line 16, after "with" strike all the material down to and including the period following "1937" in line 19 and insert: "and if notice and procedures were either in compliance with section 6, chapter 186, Laws of 1937 or substantially in compliance with chapter 271, Laws of 1969 ex. sess."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 391 as amended by the House was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 391 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 10; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Backstrom, Charnley, Douthwaite, King, Kraabel, Martinis, McDermott, Moon, Shinpoch, Williams—10.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 391 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Copeland resumed the rostrum.

### THIRD READING

SUBSTITUTE SENATE BILL NO. 401, by Committee on Highways:

Allowing larger vehicles to use public highways.

Substitute Senate Bill No. 401 was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 401, and the bill passed the House by the following vote: Yeas, 74; nays, 22; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, Merrill, Moon, Morrison, Newhouse, O'Brien, Paris, Perry, Rabel, Randall, Savage, Sawyer, Schumaker, Shera, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker—74.

Voting nay: Representatives Barden, Blair, Bottiger, Brouillet, Brown, Charnley, Cunningham, Eikenberry, Grant, Julin, Kraabel, McDermott, Mentor, North, Polk, Rosellini, Ross, Shinpoch, Smith, Smythe, Wolf, Zimmerman—22.

Absent or not voting: Representatives Hoggins, Maxie, Pardini—3.

Substitute Senate Bill No. 401, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 449, as amended by the House, by Senators Gissberg, Andersen, Dore and Greive:

Providing for appeals procedures to the court of appeals.

Senate Bill No. 449 as amended by the House was read the third time and placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 449 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Senate Bill No. 449 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 450, as amended by the House, by Senators Guess, Keefe and Henry:

Providing penalties for violation of the conditions of an additional gross load special permit.

Engrossed Senate Bill No. 450 as amended by the House, was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 450 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 2; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Haussler, Shinpoch—2.

Absent or not voting: Representatives Blair, McCormick, Pardini—3.

Engrossed Senate Bill No. 450 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 485, as amended by the House, by Senators Washington, Greive, Bailey, Francis, Wilson and Murray (by Lieutenant Governor request):

Enacting an open public meetings act.

Engrossed Senate Bill No. 485 as amended by the House was read the third time and placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Litchman.

Mr. Litchman: "Mr. Thompson, can you tell the body here why we are not hypocritical in that we are not affecting the legislature in this particular bill?"

Mr. Thompson: "Representative Litchman, we are powerless to provide something by statute because of the constitutional constraints. Article II, section 9, provides that each house shall determine the rules of its own proceedings. That is one constraint. The other is contained in Article II, section 16, which provides immunity for each legislator from arrest or civil process. The sanctions contained in this bill provide for civil process, and that is another reason why we do not include the legislature under the effect of this act."

#### POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Grant.

Mr. Grant: "Mr. Thompson, for the purposes of the record and the Journal, is there anything in this act, as far as you can tell, that would prohibit closed sessions for the purpose of negotiating contracts of any public body?"

Mr. Thompson: "Not, Representative Grant, if they are conducted by representatives of the governing body of a public agency. When, following the conclusion of negotiations, the recommendations of negotiators are brought to the governing body for approval, this should be done, under the provisions of this act, in public."

## POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Randall.

Mr. Randall: "When this bill was considered in committee (and the chairman has the prerogative to run the meeting open or closed as he sees fit)—at any time that this bill was being handled, was it in closed session, or were all your sessions open?"

Mr. Thompson: "Are you referring, Representative Randall, to the conduct of the Local Government Committee in the House of Representatives?"

Mr. Randall: "Yes, the House Local Government Committee in its deliberations on this bill."

Mr. Thompson: "I would prefer to yield to the chairman on that question."

## POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Randall.

Mr. Randall: "You did have closed meetings?"

Mr. Smythe: "We had an executive session, that is correct. And, ironically, we asked the newspapermen to leave while we held the subject of open meetings."

Mr. Randall spoke against passage of the bill.

The Speaker (Mr. Copeland presiding) recognized Mr. Smythe.

Mr. Smythe: "Just for brief clarification: The word 'committee' as listed in the bill does not mean a subcommittee group made up of a few members of the governmental authority. This is a misinterpretation. It is a committee such as any other committee appointed by the Governor or any other legal committee—not a subcommittee."

Mr. Charnley spoke against passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 485 as amended by the House, and the bill passed the House by the following vote: Yeas, 73; nays, 20; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Gallagher, Gilleland, Grant, Hansey, Harris, Haussler, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—73.

Voting nay: Representatives Amen, Bauer, Charnley, Copeland, Douthwaite, Farr, Gladder, Goldsworthy, Hatfield, Hubbard, Hurley, Knowles, Kuehnle, Luders, Morrison, Newhouse, Randall, Schumaker, Spanton, Van Dyk—20.

Absent or not voting: Representatives Bledsoe, Hoggins, Julin, Lynch, Pardini, Mr. Speaker—6.

Engrossed Senate Bill No. 485 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Kuehnle, Representative Smythe's remarks relative to clarification of the subcommittee were inserted in the Journal.

On motion of Mr. Thompson, Engrossed Senate Bill No. 485 as amended by the House was ordered transmitted immediately to the Senate.

## MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 273 and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Senate Bill No. 273 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Conway, Rabel and McDermott as members of the Conference Committee on Engrossed Senate Bill No. 273.

## THIRD READING

ENGROSSED SENATE BILL NO. 605, as amended by the House, by Senators Day, Mardesich and Twigg:

Providing for the licensing and regulation of hulk haulers.

Engrossed Senate Bill No. 605 as amended by the House was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 605 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 605 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 606, as amended by the House, by Senators Day, Twigg and Mardesich:

Providing for the removal of abandoned junk motor vehicles.

Engrossed Senate Bill No. 606 as amended by the House was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 606 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley,

Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Pardini, Rabel—2.

Engrossed Senate Bill No. 606 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 612, by Senators Henry, Lewis, Twigg and Connor: Removing the prohibition against the sale of intoxicating liquors on election days.

Engrossed Senate Bill No. 612 was read the third time and placed on final passage.

Representatives Bagnariol and O'Brien spoke in favor of passage of the bill, and Representative Paris spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 612, and the bill failed to pass the House by the following vote: Yeas, 48; nays, 48; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Blair, Bledsoe, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conner, Copeland, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Johnson, Juelling, Kilbury, King, Kiskaddon, Knowles, Kuehnle, Litchman, Lynch, Lysen, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Wolf—48.

Voting nay: Representatives Amen, Bauer, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Brouillet, Charnley, Conway, Costanti, Cunningham, Farr, Gladder, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Kirk, Kopet, Kraabel, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Paris, Rabel, Ross, Schumaker, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—48.

Absent or not voting: Representatives Haussler, Julin, Pardini—3.

Engrossed Senate Bill No. 612 having failed to receive the constitutional majority was declared lost.

#### PARLIAMENTARY INQUIRY

Mr. O'Brien: "That was a tie vote on Engrossed Senate Bill No. 612 wasn't it?"

The Speaker (Mr. Copeland presiding): "Yes sir. Are you inquiring about whether or not it would be possible for you to move for reconsideration, Mr. O'Brien?"

Mr. O'Brien: "I would have to be on the negative side."

The Speaker (Mr. Copeland presiding): "It would be a little difficult for you since you voted 'aye.'"

#### MOTION FOR RECONSIDERATION

Mrs. Hurley, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed Senate Bill No. 612 failed to pass the House.

The motion was carried on a rising vote.

#### RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed Senate Bill No. 612.

Mr. Charette spoke in favor of passage of the bill.

## POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Blair.

Mr. Blair: "Mr. Charette, could you tell me if there is anything in this bill to prohibit other people from buying the candidate a drink on election day?"

Mr. Charette: "Mr. Blair, there is nothing in the bill to prohibit that, but I am sure there would be no concern about any member of this House, because they would be out knocking on doors and working with their committee, and certainly would not be imbibing."

Representatives Curtis, Bagnariol and Backstrom spoke in favor of passage of the bill, and Representatives Gladder and Paris spoke against it.

Mr. Barden demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 612, and the bill passed the House by the following vote: Yeas, 58; nays, 40; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Blair, Bledsoe, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Goldsworthy, Grant, Harris, Haussler, Johnson, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kuehnle, Litchman, Luders, Lynch, Lysen, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Spanton, Wojahn, Wolf—58.

Voting nay: Representatives Amen, Bauer, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Brouillet, Conway, Costanti, Cunningham, Farr, Gilleland, Gladder, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Kirk, Kopet, Kraabel, Marsh, Martinis, McDermott, Mentor, Paris, Rabel, Ross, Schumaker, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Zimmerman, Mr. Speaker—40.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 612, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 658, as amended by the House, by Senator Mardesich:

Providing that manufacturers of retail goods be identified.

Engrossed Senate Bill No. 658 as amended by the House was read the third time and placed on final passage.

Mr. Grant spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 658 as amended by the House, and the bill passed the House by the following vote: Yeas, 89; nays, 3; absent or not voting, 7.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Williams, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Brouillet, Kuehnle, Sawyer—3.

Absent or not voting: Representatives Adams, Bottiger, Gilleland, Hatfield, Julin, Kiskaddon, Pardini—7.

Engrossed Senate Bill No. 658 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 720, as amended by the House, by Senators Washington and Andersen:

Authorizing special license plates for vehicles of historic value.

Engrossed Senate Bill No. 720 as amended by the House was read the third time and placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 720 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 720 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 866, as amended by the House, by Committee on Public Institutions:

Setting financial responsibility standards for residents of state residential schools.

Engrossed Substitute Senate Bill No. 866 as amended by the House was read the third time and placed on final passage.

Mr. Farr spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 866 as amended by the House, the the bill passed the House by the following vote: Yeas, 97; nays, 1; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Voting nay: Representative Hurley—1.

Absent or not voting: Representative Pardini—1.

Engrossed Substitute Senate Bill No. 866 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 903, as amended by the House, by Senators Peterson (Lowell) and Peterson (Ted):

Permitting a five percent differential on Washington produced fish feed.

Engrossed Senate Bill No. 903 as amended by the House was read the third time and placed on final passage.

Representatives Curtis and Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 903 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 5; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Eikenberry, Hatfield, Polk, Ross, Smith—5.

Absent or not voting: Representatives Julin, Pardini—2.

Engrossed Senate Bill No. 903 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTIONS

On motion of Mr. Wolf, all bills passed by the House to this point in the proceedings were ordered transmitted immediately to the Senate.

On motion of Mr. Wolf, the House reverted to the ninth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 192, by Senators Scott, Ridder and Bailey:

Providing for the regulation of nonpartisan elections.

#### MOTION

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 192 and the bill was placed on the calendar immediately following Engrossed Senate Bill No. 530.

SUBSTITUTE SENATE BILL NO. 216, by Committee on Judiciary:

Providing for the registration of escrow agents.

Committee recommendation: Majority, do pass with the following amendments:

Beginning on page 4, line 28 strike all of sections 6 and 7 and insert a new section as follows:

“**NEW SECTION.** Sec. 6. There is added to chapter 153, Laws of 1967 and to chapter 18.44 RCW a new section to read as follows:

Upon application by the director or any other interested party and upon a showing that the interest of the creditors so requires, the superior court may appoint a receiver to take over, operate, or liquidate any escrow office in this state.”

Renumber the remaining sections consecutively

On page 7, section 10, line 15 after "examination" insert ", be a resident of the state of Washington"

On page 7, section 11, line 19 after "has" strike "three" and insert "one"

On page 7, section 11, line 20 after "the" strike "five" and insert "three"

On page 7, section 11, line 23 after "be" strike everything through "Washington and" on line 24

Beginning on page 9, line 25 strike sections 15 through 20 and insert the following section:

"NEW SECTION. Sec. 15. There is added to chapter 153, Laws of 1967 and to chapter 18.44 RCW a new section to read as follows:

The proceedings for revocation or suspension of a license or refusal to renew a license or accept an application for renewal, and any appeal therefrom or review thereof shall be governed by the provisions of chapter 34.04 RCW."

Renumber the remaining section consecutively

On page 1, line 8 of the title after "18.44.080;" strike everything through "18.44.160;" on line 10

The bill was read the second time.

On motion of Mr. Julin, the committee amendments to page 4 and page 7 were adopted.

Mr. Julin moved adopted of the committee amendment beginning on page 9.

Mr. Bottiger moved adoption of the following amendment to the committee amendment:

Amend the committee amendment which amends page 9, line 25, as follows: On line 1 of the committee amendment, after "through" strike "20" and insert "19".

Mr. Rosellini spoke in favor of adoption of the amendment to the amendment, and Mr. Julin spoke against it.

Mr. Rosellini closed debate, speaking in favor of the amendment to the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Eikenberry: "Point of inquiry, Mr. Speaker. Would an affirmative vote on this amendment provide a grandfather clause that all of the present escrow agents would be included in the licensing act? Would a 'yea' vote mean that all of the present escrow agents would be included automatically under the licensing provision?"

The Speaker (Mr. Copeland presiding): "I am interpreting it that an 'aye' vote on this amendment would reinstate section 20 of the engrossed bill into the committee amendment. Is that correct, Mr. Julin?"

Mr. Julin: "Yes, Mr. Speaker. The effect of this amendment would be to reinstate section 20, which is the grandfather clause, into the bill."

The amendment by Mr. Bottiger to the committee amendment was not adopted.

The committee amendment beginning on page 9 was adopted.

On motion of Mr. Julin, the title amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 216 as amended by the House was placed on final passage.

Mr. Ross spoke against passage of the bill, and Mr. Marsh spoke in favor of its passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 216 as amended by the House, and the bill passed the House by the following vote: Yeas, 78; nays, 19; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Paris, Perry, Randall,

Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker—78.

Voting nay: Representatives Blair, Brouillet, Curtis, Eikenberry, Grant, Hatfield, Jones, Julin, Kiskaddon, Kraabel, Lysen, Maxie, North, Polk, Rabel, Ross, Schumaker, Smith, Zimmerman—19.

Absent or not voting: Representatives Bradley, Pardini—2.

Substitute Senate Bill No. 216 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 428, by Senators Canfield, Greive, Day and Lewis: Providing for a model litter control act.

Committee recommendation: Majority, do pass with the following amendment:

On page 6, section 10, line 7 after "Sec. 10." strike the balance of the section and insert "The department may design and produce a litter bag bearing the state-wide anti-litter symbol and a statement of the penalties prescribed herein for littering in this state. As soon as possible after the effective date of this 1971 amendatory act, such litter bags may be distributed by the department of motor vehicles at no charge to the owner of every licensed vehicle in this state at the time and place of license renewal. The department of ecology may make such litter bags available to the owners of watercraft in this state and may also provide such litter bags at no charge at points of entry into this state and at visitor centers to the operators of incoming vehicles and watercraft. The owner of any vehicle or watercraft who fails to keep and use a litter bag in his vehicle or watercraft shall be guilty of a violation of this section and shall be subject to a fine as provided in this 1971 amendatory act."

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

Mr. Brown moved adoption of the following amendment:

On page 11 of the engrossed bill, after section 27, insert the following new sections:

"NEW SECTION. Sec. 28. Sections 28 through 44 of this act shall be known and may be cited as the 'Beverage Container Control Act of 1971'.

NEW SECTION. Sec. 29. The legislature finds that the widespread production, distribution, and sale of nonreturnable, no-deposit beverage containers adds unnecessarily to the problems of solid waste disposal and litter control within the state and is a wasteful consumption of limited natural resources. It the purpose of this 1971 act to encourage the return and recycling of such containers.

NEW SECTION. Sec. 30. For the purposes of this chapter:

(1) 'Container' means any can, bottle, or other receptacle in which a malt beverage or a soft drink beverage is sold, however denominated, constructed of metal, glass, plastic, or of any other nondegradable material, with a capacity of thirty-three fluid ounces or less, but not including cups and other similar open or loosely sealed receptacles intended primarily for use on the premises of the seller.

(2) 'Malt beverage' means beer and other malt liquor as defined in RCW 66.04.010.

(3) 'Nondegradable' means material which will not biologically or chemically break down, decompose, or dissolve to its constituent elements or to a water-soluble form within six months after it has been continuously exposed to external weather or within six months after it has been continuously immersed in water.

(4) 'On-premises consumption' means consumption by a customer or patron on the premises of the seller.

(5) 'Permanently embossed or stamped' means permanently printed in raised or impressed lettering in the material from which the container is constructed so as not to be removable without visible damage to the container.

(6) 'Recycling' means the reuse of a container in its original configuration for the same or similar purpose for which it was originally manufactured, or the use of the basic materials of the container in the manufacture or production of similar items or other items or materials having economic value.

(7) 'Sale' means any sale for consumption, resale, or other use within the state by a bottler, canner, importer, distributor, wholesaler, or retailer of a malt beverage or a soft drink beverage in a container.

(8) 'Soft drink beverage' means any mineral waters, soda waters, or other carbonated or uncarbonated beverage not containing alcohol and in liquid form, commonly known as soft drinks, but excluding dairy products and natural fruit juices.

(9) 'Undamaged' means capable of being reused by recycling as defined in subsection (6) above, except that broken, chipped, or cracked glass or plastic containers shall not be deemed undamaged and rusted cans or cans from which more than the cap, top, or seal has been removed shall not be deemed undamaged.

NEW SECTION. Sec. 31. No malt beverage or soft drink beverage shall be sold or offered for sale within the state in a container which does not have a refund value of at least five cents.

NEW SECTION. Sec. 32. Each malt beverage or soft drink beverage container sold or

offered for sale within the state shall have permanently embossed or stamped thereon in plainly visible letters not less than one-fourth inch in height, the words 'REFUND VALUE 5 CENTS' or equivalent language, or if the refund value is more than five cents, the same words with the designated refund value.

**NEW SECTION. Sec. 33.** Except as provided in section 35 of this 1971 act, no person or other legal entity may refuse to pay the refund value required under this chapter for malt beverage or soft drink beverage containers bearing the same brand name as that which he or it sells within the state. Such person or other legal entity may promulgate reasonable regulations to facilitate handling, counting, and collection of containers so as not to unduly interfere with the normal operation of his business.

Any person or other legal entity may refuse to pay the refund value required under this chapter for malt beverage or soft drink containers bearing a brand name other than that which he or it sells within the state.

**NEW SECTION. Sec. 34.** All persons or other legal entities who are required to pay refunds for malt beverage or soft drink beverage containers or who sell malt beverages or soft drink beverages in containers but are exempted from such refund requirement by section 35 of this 1971 act, shall either utilize such containers in a recycling process or make such containers available to a place of business which will utilize the containers in such manner, and, if necessary, deliver such containers to such place of business to insure their utilization in a recycling process.

**NEW SECTION. Sec. 35.** Any person or other legal entity selling in containers malt beverages or soft drink beverages intended solely for consumption on the premises of the seller may elect not to charge a deposit at the time of sale, and if so electing is not subject to the refund requirements of section 33 of this 1971 act as to such containers.

**NEW SECTION. Sec. 36.** This 1971 act shall not apply to the sale of malt beverages and soft drink beverages in receptacles other than containers as defined in section 30 of this 1971 act.

**NEW SECTION. Sec. 37.** No person or other legal entity shall bring any container into this state for the primary purpose of obtaining the refund provided for in this chapter, unless such container was purchased in this state.

**NEW SECTION. Sec. 38.** The department of ecology shall have the power and duty to adopt, promulgate, amend, or rescind suitable rules or regulations to carry out the provisions of this chapter. The department of ecology, in the exercise of its rule making powers, may adopt, promulgate, amend, or rescind regulations further specifying the meanings of certain terms of this chapter, including 'dairy products', and 'natural fruit juices', and shall, commencing as soon as practicable, make public a list of all malt beverage and soft drink beverage containers subject to the provisions of this chapter.

**NEW SECTION. Sec. 39.** The attorney general, with the assistance of the department of ecology, is authorized to bring any appropriate action at law or in equity, including action for injunctive relief, in the name of the people of the state of Washington as may be necessary to carry out the provisions of this chapter.

**NEW SECTION. Sec. 40.** Any person or other legal entity who violates any provision of this chapter shall incur, in addition to any other penalty as provided by law, a penalty in the amount of one hundred dollars a day for every such violation. Each and every such violation shall be a separate and distinct offense, and in case of a continuing violation, every day's continuance shall be deemed to be a separate and distinct violation. Every act of commission or omission which procures, aids, or abets in the violation shall be considered a violation under the provisions of this section and subject to the penalty provided in this chapter.

The penalty provided for in this chapter shall become due and payable when the person incurring the same receives a notice in writing from the director of the department of ecology describing the violation or violations with reasonable particularity and advising such person that the penalty is due. Within fifteen days of receiving such notice of penalty, the recipient thereof may apply in writing for relief from the penalty imposed. Upon receipt of such application, the director of the department of ecology may, when deemed in the best interest to carry out the purposes of this chapter, remit or mitigate the penalty imposed, upon such terms as he in his discretion shall deem proper, and shall have authority to ascertain the facts upon all such applications in such manner as he may deem proper. The director of the department of ecology shall notify the applicant for relief in writing of the disposition of such application.

If the amount of any penalty imposed is not paid to the department of ecology within fifteen days after receipt of notice imposing the same, or if an application for relief from the penalty has been timely made and the amount imposed in the notice of disposition of such application is not paid within fifteen days after the violator has received such notice of disposition, the attorney general, upon the request of the director of the department of ecology, shall bring an action to recover such penalty in the superior court of the county in which the violation occurred.

Proceedings before any superior court instituted to enforce or review a penalty imposed under this section shall be trials on the merits. In all such actions the procedure and rules of evidence shall be the same as in an ordinary civil action.

Notwithstanding any provisions of this chapter or other law which may be to the contrary, the procedures established by this section shall be construed as separate from and unaffected by procedures established elsewhere in this chapter or any other law. Nothing in this section shall be construed to abridge, alter, or foreclose alternative actions in common law, equity, or statutory law, criminal or civil.

No proceedings pursuant to this section shall be construed as being within the definition of 'contested case' in RCW 34.04.010(3). No action of the department of ecology shall be reviewable by an administrative hearing process. The pollution control hearings board of Washington shall not have jurisdiction to review actions of the department of ecology taken pursuant to this section.

All penalties recovered under this section shall be paid into the state treasury and credited to the general fund.

*NEW SECTION. Sec. 41.* Any person violating any provision of this chapter shall be guilty of a misdemeanor. Each day such violation continues shall constitute a separate offense.

A malt beverage or soft drink beverage sold in a container in violation of this chapter is a public nuisance and may be abated as such.

*NEW SECTION. Sec. 42.* If any provision of this 1971 act or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances, is not affected.

*NEW SECTION. Sec. 43.* Section 28 through 44 of this act, notwithstanding any other provision of this 1971 amendatory act, shall take effect on January 1, 1972. Nothing in this act shall apply to containers distributed, sold, or offered for sale prior to the effective date. The director of the department of ecology is authorized to immediately take such steps as are necessary to insure that this act is implemented on its effective date.

*NEW SECTION. Sec. 44.* Section 28 through 44 of this act shall constitute a new chapter in Title 69 RCW.'

#### POINT OF ORDER

Mr. Curtis: "Point of order, Mr. Speaker. I would question under the rule of an amendment expanding the scope and object of a bill, and would ask the chair for a ruling, as to whether or not this amendment does indeed expand the scope and object."

The Speaker (Mr. Copeland presiding) declared the House to be at ease.

The Speaker (Mr. Copeland presiding) called the House to order.

#### RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "In response to the point of order raised by Mr. Curtis as to whether or not the amendment that was submitted by Mr. Brown enlarges the scope and object of the bill or changes the objectivity, and is it germane, the Speaker would have to rule: Although the amendment is substantive, it is in the same general area and carries out possibly in further provisos and provisions the main aim and intent of Engrossed Senate Bill No. 428. Therefore the Speaker would have to rule that the amendment that was presented to the desk is germane and may be treated as an amendment to Engrossed Senate Bill No. 428."

Mr. Brown spoke in favor of adoption of the amendment, and Mr. Curtis spoke against it.

Mr. Grant demanded the previous question, and the demand was sustained.

The amendment by Mr. Brown was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 428 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 428 as amended by the House, and the bill passed the House by the following vote: Yeas, 89; nays, 9; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraebel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini,

Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—89.

Voting nay: Representatives Blair, Brown, Chamley, Douthwaite, Moon, North, Ross, Shinpoch, Smith—9.

Absent or not voting: Representative Jones—1.

Engrossed Senate Bill No. 428 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker resumed the Chair.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 40,  
 HOUSE BILL NO. 86,  
 HOUSE BILL NO. 175,  
 HOUSE BILL NO. 210,  
 HOUSE BILL NO. 212,  
 HOUSE BILL NO. 218,  
 SUBSTITUTE HOUSE BILL NO. 321,  
 HOUSE BILL NO. 335,  
 HOUSE BILL NO. 373,  
 HOUSE BILL NO. 430,  
 SUBSTITUTE HOUSE BILL NO. 433,  
 HOUSE BILL NO. 567,  
 HOUSE BILL NO. 697,  
 HOUSE BILL NO. 706,  
 HOUSE BILL NO. 766,  
 HOUSE BILL NO. 813,  
 HOUSE BILL NO. 853,  
 HOUSE BILL NO. 876,  
 HOUSE BILL NO. 1034,  
 SUBSTITUTE HOUSE BILL NO. 1041,  
 HOUSE CONCURRENT RESOLUTION NO. 20.

The Speaker called on Mr. Copeland to preside.

#### MOTIONS

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 428 as amended by the House was ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House recessed until 2:00 p.m.

#### AFTERNOON SESSION

The Speaker called the House to order at 2:00 p.m.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The Clerk called the roll and all members were present except Representatives Flanagan, Pardini and Perry who were excused.

#### MESSAGES FROM THE SENATE

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 52, and has passed the bill as amended by the House.

May 10, 1971.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 176, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 214, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 295, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 408, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 525, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 542, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 545, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 594, and has passed the bill as amended by the House.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has adopted the report of the Conference Committee on SENATE BILL NO. 185 and has passed the bill as amended by the Conference Committee.  
 SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The Senate has passed:  
 HOUSE CONCURRENT RESOLUTION NO. 41,  
 HOUSE CONCURRENT RESOLUTION NO. 42,  
 and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.  
 Mr. Speaker: The President has signed:  
 ENGROSSED SENATE BILL NO. 17,  
 SUBSTITUTE SENATE BILL NO. 85,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 139,  
 ENGROSSED SENATE BILL NO. 144,  
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146,  
 ENGROSSED SENATE BILL NO. 170,  
 ENGROSSED SENATE BILL NO. 368,  
 SENATE BILL NO. 369,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 441,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 446,  
 ENGROSSED SENATE BILL NO. 454,  
 ENGROSSED SENATE BILL NO. 465,  
 ENGROSSED SENATE BILL NO. 486,  
 ENGROSSED SENATE BILL NO. 531,  
 ENGROSSED SENATE BILL NO. 559,  
 ENGROSSED SENATE BILL NO. 659,  
 ENGROSSED SENATE BILL NO. 690,  
 ENGROSSED SENATE BILL NO. 691,  
 SUBSTITUTE SENATE BILL NO. 770,  
 ENGROSSED SENATE BILL NO. 735,

SENATE BILL NO. 884,  
and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 40,  
HOUSE BILL NO. 86,  
HOUSE BILL NO. 175,  
HOUSE BILL NO. 210,  
HOUSE BILL NO. 212,  
HOUSE BILL NO. 218,  
SUBSTITUTE HOUSE BILL NO. 321,  
HOUSE BILL NO. 335,  
HOUSE BILL NO. 373,  
HOUSE BILL NO. 430,  
SUBSTITUTE HOUSE BILL NO. 433,  
HOUSE BILL NO. 567,  
HOUSE BILL NO. 697,  
HOUSE BILL NO. 706,  
HOUSE BILL NO. 766,  
HOUSE BILL NO. 813,  
HOUSE BILL NO. 853,  
HOUSE BILL NO. 876,  
HOUSE BILL NO. 1034,  
SUBSTITUTE HOUSE BILL NO. 1041,  
HOUSE CONCURRENT RESOLUTION NO. 20,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 88 with the following amendments:

In line 4, of the title, after "RCW 53.04.050;" strike the remainder of the title and insert "and providing an effective date."

On page 3, immediately following section 1, add a new section to read as follows:

"NEW SECTION. Sec. 2. If an area, not currently part of an existing port district desires to be annexed to a port district in the same county, upon receipt of a petition bearing the names of ten percent of the qualified electors residing within the proposed boundaries of the area desiring to be annexed, the commissioners of such port district shall petition the board of county commissioners to annex such territory, as provided in RCW 53.04.080."

Renumber the old section 2 to read "Sec. 3."

On page 3, section 2, line 10, after "RCW 53.04.050" insert a period and strike the remainder of section.

On page 3, immediately following renumbered section 3, being the old section 2, add a new section to read as follows:

"NEW SECTION. Sec. 4. The effective date of this act shall be May 1, 1972."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 88.

Mr. Wolf spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 88 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 88 as amended by the

Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 0; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Absent or not voting: Representatives Eikenberry, McDermott, Pardini, Perry, Ross—5.

House Bill No. 88 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 309 with the following amendments:

On page 1, line 14 of the title in both the printed and engrossed bill, after "RCW 8.20.020;" strike everything down to and including "RCW 11.92.010;" on line 23.

On page 5, line 3 of the title of the printed bill, being page 4, line 18 of the title in the engrossed bill, after "RCW 78.40.293;" and before "amending" insert "amending section 83.56.050, chapter 15, Laws of 1961 as amended in section 1, chapter 67, Laws of 1965 ex. sess. and RCW 83.56.050;"

On page 5, beginning on line 16 of the title in the printed bill, being page 4, beginning on line 30 of the engrossed bill, strike "repealing section 1, chapter 250, Laws of 1969 ex. sess. and RCW 66.44.315;"

On page 12, section 10, line 17 of the printed bill, being page 11, section 10, lines 31 and 32 of the engrossed bill, after "person" strike all material down to the period on line 18 and insert "of more than sixteen years of age"

Beginning on page 13 of both the printed and engrossed bill strike all of sections 11, 12, 13, 14, 15, 16 and 17.

Renumber the remaining sections consecutively.

On page 49, section 44, subsection (4), line 19 of the printed bill, being page 48, section 44, subsection (4), beginning on line 33 of the engrossed bill, after "intoxicating liquor," insert "or to any person under the age of eighteen years any"

On page 58, section 59, line 23 of the printed bill, being page 58, line 3 of the engrossed bill, after "sixteen" and before "shall" strike " , seventeen and eighteen" and insert "[and eighteen] and seventeen"

On page 83 of the printed bill, being page 77 of the engrossed bill, strike all of section 97 of the printed bill, being section 84 of the engrossed bill, and renumber the remaining section, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 309.

Mr. Bluechel spoke in favor of the motion.

#### MOTION

On motion of Mr. Bottiger, the House deferred further consideration of the Senate amendments to Engrossed Substitute House Bill No. 309, and the bill was ordered placed at the bottom of the calendar of House bills in dispute.

## SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 311 with the following amendments:

Beginning on line 2 of the printed and engrossed bill strike "amending section 7, chapter 227, Laws of 1947 and RCW 9.95.240."

Strike the House Committee Amendment by the Committee on Judiciary on page 1, section 1, line 11, and on page 1, beginning on line 9 of the printed bill, being line 5 of the engrossed bill, strike all of lines 9 and 10 of the printed bill, being lines 5 and 6 of the engrossed bill and insert the following:

"NEW SECTION. Section 1. In all cases prior to the effective date of this act wherein the execution of sentence has been suspended pursuant to RCW 9.92.060, such person may apply to the court by which he was convicted and sentenced to establish a definite termination date for the suspended sentence. The court shall set a date no later than the time the original sentence would have elapsed and may provide for an earlier termination of the suspended sentence.

NEW SECTION. Sec. 2. In the case of a person granted a suspended sentence under the provisions of RCW 9.92.060, the court shall establish a definite termination date for the suspended sentence. The court shall set a date no later than the time the original sentence would have elapsed and may provide for an earlier termination of the suspended sentence.

NEW SECTION. Sec. 3. Upon termination of any suspended sentence under RCW 9.92.060 or RCW 9.95.210, such person may apply to the court for restoration of his civil rights. Thereupon the court may in its discretion enter an order directing that such defendant shall thereafter be released from all penalties and disabilities resulting from the offense or crime of which he has been convicted,"

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 311.

Mr. Julin spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 311 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 311 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Absent or not voting: Representatives Pardini, Ross—2.

Engrossed House Bill No. 311 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 417 with the following amendments:

On page 1, beginning on line 15 of the title, after "RCW 70.98.050;" strike all of the material down to and including "RCW 72.60.260;" on page 2, line 1

On page 2, beginning on line 25 of the title, after "RCW 72.05.190;" strike all of the material down to and including "RCW 72.60.060;" on line 30

On page 4, section 2, line 17, before the numeral (9) strike "and" and after "services" strike the period and insert "; (10) economic services; (11) vocational services; (12) rehabilitative services; (13) public health services; and on such other subject matters as are or come within the department's responsibilities."

Beginning on page 10, strike all of section 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21  
Renumber the remaining sections accordingly.

Beginning on page 18, section 28, line 27, strike all of subsections (17), (18), (19), and

(20)  
Renumber the remaining subsections accordingly,  
and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 417.

Mr. Farr spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 417 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 417 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; nays, 12; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—86.

Voting nay: Representatives Amen, Beck, Gladder, Hatfield, Hubbard, Hurley, Kuehnle, Lysen, May, Polk, Shinpoch, Smith—12.

Absent or not voting: Representative Pardini—1.

Engrossed Substitute House Bill No. 417 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENT TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 429 with the following amendment:

On page 2, section 1, line 19, after "interest" and before the period insert "*PROVIDED, HOWEVER, That the legislature, its duly constituted committees, interim committees and other committees shall be exempted from the provisions of this section*", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendment to House Bill No. 429.

Mr. O'Brien spoke in favor of the motion.  
The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 429 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 429 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, SHERA, Shimpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Newhouse, Pardini, Smythe—3.

House Bill No. 429 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 553 with the following amendments:

On page 4, section 5, line 21 of the printed and engrossed bills, after the period following "herein" insert "Included in the balance of the membership of the council shall be at least one physician, one dentist, one hospital administrator, one nursing home administrator, one osteopathic physician and one chiropractor."

On the committee amendment to page 4, line 21, on line 5 of the amendment after "physician" and before "and" insert ", one optometrist, one chiropracist, one registered nurse"

On page 6, section 9, line 11 of the printed and engrossed bills, after "providers" and before "also" strike "should" and insert "shall", and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 553.

Mr. Farr spoke in favor of the motion.  
The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 553 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 553 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 3; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representatives Jones, Polk, Rabel—3.

Absent or not voting: Representatives Newhouse, Pardini, Smythe—3.

Engrossed Substitute House Bill No. 553 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate adheres to its position on the Senate amendments to HOUSE BILL NO. 739, and again asks the House to concur with all amendments, including the portion of the amendment to page 3, section 10, line 16, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 739 on page 1, section 2, lines 21 and 22 and to page 3, line 7 after section 8 adding a new section, and ask the Senate to recede from the remaining Senate amendments.

Mrs. Lynch spoke in favor of the motion.

The motion was carried.

## SENATE AMENDMENTS TO HOUSE BILL

May 8, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 759 with the following amendments:

On page 1, line 1 of the title after "board" and before the semicolon insert "and the urban arterial trust account"

On page 1, line 6 of the title, after "RCW 47.26.190" and before the period, add "; adding a new section to chapter 47.26 RCW"

On page 2, line 32, add a new section to read as follows:

"NEW SECTION. Sec. 4. There is added to chapter 47.26 RCW a new section to read as follows:

The proceeds of not to exceed one-eighths of one cent tax from the seven cents excise tax specified by RCW 82.36.020 to be distributed to the state, cities and counties under the provisions of RCW 46.68.090 and 46.68.100 shall be available to be credited to the urban arterial trust account created by RCW 47.26.080 if the five-eighths of one cent tax provided by RCW 82.36.020 for the urban arterial trust account is insufficient to meet bond retirement requirements for limited obligation bonds authorized by RCW 47.26.420: PROVIDED, That any such revenues that are required for city and county bond retirement requirements shall be repaid to the motor vehicle fund for distribution pursuant to RCW 46.68.100 in the event additional revenues are made available for the city and county urban arterial program."

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 759.

Mr. Wanamaker spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 759 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 759 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bözarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative McDermott—1.

Absent or not voting: Representatives Eikenberry, Kraabel, Pardini—3.

House Bill No. 759 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 892 with the following amendments:

On page 3, section 6, line 33, after "the report" and before "made" strike "shall upon request be" and insert "shall, upon request, be"

On page 7, section 7, after line 22, add new subsections to read as follows:

"(29) A study in cooperation with industry representatives for the purpose of establishing an experimental program leading to the development of luminaires with greater life and improved durability.

(30) A study of the feasibility of reimbursing those people whose property is not taken by eminent domain, but which is adversely affected in a non-economic manner by the development, construction, and use of freeways and other public highways."

On page 11, section 12, after line 27, add new subsections as follows:

"(10) Traffic engineering studies to determine the need for construction of an interchange at the junction of I-90 and 161st Avenue S. E. in the city of Bellevue.

(11) A study of the feasibility of including S.E. and N.E. 148th Street, situated partly in the city of Bellevue and partly within rural King County, within the state highway system."

On page 14, beginning on line 24, strike all of sections 19 and 20.

Re-number the remaining sections consecutively.

On page 14, beginning on line 24, add a new section 19 to read as follows:

"NEW SECTION. Sec. 19. The legislative transportation committee may cooperate and participate with the state land commission in the development of a data bank or alternative system for the assembling of information to carry out the provisions of this 1971 amendatory act."

Re-number the remaining sections consecutively, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 892.

Mr. Berentson spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 892 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 892 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Absent or not voting: Representatives Kiskaddon, Kraabel, Pardini—3.

Engrossed House Bill No. 892 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed HOUSE BILL NO. 992 with the following amendments:

Strike all of the title and substitute the following:

"An Act relating to air pollution; authorizing the issuance of orders; authorizing episode avoidance plans; adding new sections to chapter 232, Laws of 1957 and to chapter 70.94 RCW; and repealing section 57, chapter 238, Laws of 1967, section 43, chapter 168, Laws of 1969 ex. sess. and RCW 70.94.415."

Strike everything after the enacting clause and substitute the following:

"*NEW SECTION.* Section 1. The legislature finds that whenever meteorological conditions occur which reduce the effective volume of air into which air contaminants are introduced, there is a high danger that normal operations at air contaminant sources in the area affected will be detrimental to public health or safety. Whenever such conditions, herein denominated as air pollution episodes, are forecast, there is a need for rapid short-term emission reduction in order to avoid adverse health or safety consequences.

Therefore, it is declared to be the policy of this state that an episode avoidance plan should be developed and implemented for the temporary reduction of emissions during air pollution episodes.

It is further declared that power should be vested in the governor to issue emergency orders for the reduction or discontinuance of emissions when such emissions and weather combine to create conditions imminently dangerous to public health and safety.

*NEW SECTION.* Sec. 2. The department of ecology is hereby authorized to develop an episode avoidance plan providing for the phased reduction of emissions wherever and whenever an air pollution episode is forecast. Such an episode avoidance plan shall conform with any applicable federal standards and shall be effective state-wide. The episode avoidance plan may be implemented on an area basis in accordance with the occurrence of air pollution episodes in any given area.

The department of ecology may delegate authority to adopt source emission reduction plans and authority to implement all stages of occurrence up to and including the warning

stage, and all intermediate stages up to the warning stage, in any area of the state, to the air pollution control authority with jurisdiction therein.

The episode avoidance plan, which shall be established by regulation in accordance with chapter 34.04 RCW, shall include, but not be limited to the following:

(1) The designation of episode criteria and stages, the occurrence of which will require the carrying out of preplanned episode avoidance procedures. The stages of occurrence shall be (a) forecast, (b) alert, (c) warning, (d) emergency, and such intermediate stages as the department shall designate. 'Forecast' means the presence of meteorological conditions that are conducive to accumulation of air contaminants and is the first stage of an episode. 'Alert' means concentration of air contaminants at levels at which short-term health effects may occur, and is the second stage of an episode. 'Warning' means concentrations are continuing to degrade, contaminant concentrations have reached a level which, if maintained, can result in damage to health, and additional control actions are needed and is the third level of an episode. 'Emergency' means the air quality is posing an imminent and substantial endangerment to public health and is the fourth level of an episode;

(2) The requirement that persons responsible for the operation of air contaminant sources prepare and obtain approval from the director of source emission reduction plans, consistent with good operating practice and safe operating procedures, for reducing emissions during designated episode stages;

(3) Provision for the director of the department of ecology or his authorized representative, or the air pollution control officer if implementation has been delegated, on the satisfaction of applicable criteria, to declare and terminate the forecast, alert, warning and all intermediate stages, up to the warning episode stage, such declarations constituting orders for action in accordance with applicable source emission reduction plans;

(4) Provision for the governor to declare and terminate the emergency stage and all intermediate stages above the warning episode stage, such declarations constituting orders in accordance with applicable source emission reduction plans;

(5) Provisions for enforcement by state and local police, personnel of the departments of ecology and social and health services, and personnel of local air pollution control agencies; and

(6) Provisions for reduction or discontinuance of emissions immediately, consistent with good operating practice and safe operating procedures, under an air pollution emergency as provided in section 3 of this 1971 act.

Source emission reduction plans shall be considered orders of the department and shall be subject to appeal to the pollution control hearings board according to the procedure in chapter 43.21B RCW.

**NEW SECTION.** Sec. 3. Whenever the governor finds that emissions from the operation of one or more air contaminant sources is causing imminent danger to public health or safety, he may declare an air pollution emergency and may order the person or persons responsible for the operation of such air contaminant source or sources to reduce or discontinue emissions consistent with good operating practice, safe operating procedures and source emission reduction plans, if any, adopted by the department of ecology or any local air pollution control authority to which the department of ecology has delegated authority to adopt emission reduction plans. Orders authorized by this section shall be in writing and may be issued without prior notice or hearing. In the absence of the governor, any findings, declarations and orders authorized by this section may be made and issued by his authorized representative.

**NEW SECTION.** Sec. 4. Whenever any order has been issued pursuant to this act, the attorney general, upon request from the governor, the director of the department of ecology, an authorized representative of either, or the attorney for a local air pollution control authority upon request of the control officer, shall petition the superior court of the county in which is located the air contaminant source for which such order was issued for a temporary restraining order requiring the immediate reduction or discontinuance of emissions from such source.

Upon request of the party to whom a temporary restraining order is directed, the court shall schedule a hearing thereon at its earliest convenience, at which time the court may withdraw the restraining order or grant such temporary injunction as is reasonably necessary to prevent injury to the public health or safety.

**NEW SECTION.** Sec. 5. Orders issued to declare any stage of an air pollution episode avoidance plan under section 2 of this 1971 act, and to declare an air pollution emergency, under section 3 of this 1971 act, and orders to persons responsible for the operation of an air contaminant source to reduce or discontinue emissions, according to sections 2 and 3 of this 1971 act shall be effective immediately and shall not be stayed pending completion of review.

**NEW SECTION.** Sec. 6. Sections 1 through 5 of this 1971 act are added to chapter 232, Laws of 1957 and to chapter 70.94 RCW.

**NEW SECTION.** Sec. 7. Section 57, chapter 238, Laws of 1967, section 43, chapter 168, Laws of 1969 ex. sess. and RCW 70.94.415 are each repealed." and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 992.

Mrs. Wojahn spoke in favor of the motion.  
The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 992 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 992 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 1; absent or not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—93.

Voting nay: Representative Smith—1.

Absent or not voting: Representatives Brown, Knowles, Kraabel, Pardini, Polk—5.

House Bill No. 992 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

ENGROSSED SUBSTITUTE HOUSE BILL NO. 309, lowering the age to eighteen years from twenty-one years for certain purposes.

The House resumed consideration of the Senate amendments to Engrossed Substitute House Bill No. 309.

The Speaker (Mr. Copeland presiding) stated the question before the House to be the motion by Mr. Morrison that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 309.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 309 as amended by the Senate.

Mr. Bottiger spoke against passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 309 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 65; nays, 28; absent or not voting, 6.

Voting yea: Representatives Adams, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Gilleland, Goldsworthy, Grant, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders,

Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Ross, Savage, Schumaker, Shera, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—65.

Voting nay: Representatives Backstrom, Barden, Bottiger, Bozarth, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Harris, Hatfield, Haussler, Hubbard, Hurley, Jueling, Kirk, Kuehnle, Litchman, May, McCormick, Rosellini, Sawyer, Shipoch, Smith, Spanton, Van Dyk, Wojahn—28.

Absent or not voting: Representatives Amen, Anderson, Brown, Hansey, Pardini, Polk—6.

Engrossed Substitute House Bill No. 309 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SECOND READING

SENATE BILL NO. 493, by Senator Gissberg:

Clarifying taxing powers of fire protection districts.

The House resumed consideration of Senate Bill No. 493 on second reading. The Speaker (Mr. Copeland presiding) stated the question before the House to be the amendment by Mr. Kuehnle striking section one in its entirety and inserting new sections.

(For Amendment see Journal for May 9, 1971, Fifty-ninth Day, Ex. Sess.)

The amendment by Mr. Kuehnle was adopted.

On motion of Mr. Kuehnle, the following amendments to the title were adopted:

On page 1, line 1 of the title, after "Relating to" strike "fire protection districts" and insert "townships"

On page 1, line 1 of the title, after the semicolon strike the balance of the title and insert the following: "amending section 1, chapter 243, Laws of 1969 ex. sess. and RCW 45.82.010; amending section 1, chapter 165, Laws of 1953, as last amended by section 4, chapter 243, Laws of 1969 ex. sess. and RCW 45.12.100; and amending section 84.52.052, chapter 15, Laws of 1961, as last amended by section 1, chapter 113, Laws of 1965 ex. sess., and RCW 84.52.052."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 493 as amended by the House was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 493 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Absent or not voting: Representatives Brown, Kiskaddon, Pardini, Polk—4.

Senate Bill No. 493 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 530, by Senators Ridder, Odegaard, Canfield and Jolly (by Superintendent of Public Instruction request):

Defining certain terms relating to vocational education.

The bill was read the second time.

Mr. Smythe moved adoption of an amendment by Representatives Smythe and Brown adding new sections after section 2 of Engrossed Senate Bill No. 530. Mr. Smythe stated that the floor amendment was the same as Senate Bill No. 160 as amended by the House.

#### POINT OF ORDER

Mr. Randall: "Is the amendment that Representative Smythe is proposing, the same as the House Committee amendment to Senate Bill No. 160?"

Mr. Smythe: "That is the one, right."

Mr. Randall: "I would raise the point of order on scope and object. Senate Bill No. 530 relates to education, true. And then it defines certain terms. The amendment that Mr. Smythe wishes to put on the bill refers to state hearing examiners and the state board. As I read this bill we only refer to defining vocational education, occupational exploration, industrial arts, manpower training and job market area, and that is all. I would raise a point of order as to the object and scope of the amendment being pertinent to the bill."

Mr. Smythe: "Mr. Speaker, this amendment does define hearing examiner, and it deals with vocational districts."

#### RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. Smythe, the contents of Senate Bill No. 530 are as indicated in the title that says, 'relating to education; defining certain terms; and adding new sections.' Throughout section one and the entire body of the bill, it relates to vocational education. I find that your amendment, of course, has a tendency to broaden this to state hearing examiners, intermediate school districts—and it truly broadens the scope and object of the intent behind Senate Bill No. 530 so drastically that I am going to have to rule Mr. Randall's raising of the question well taken. To allow your amendment to be appended to Senate Bill No. 530 would truly open up the entire spectrum of all education, regardless of whether it be common schools, higher education, intermediate school districts, or whatever. For that reason I am going to have to rule that your amendment does enlarge the scope and object and it would be out of order."

The Clerk read the following amendment by Representatives Hoggins, Flanagan and Bledsoe:

On page 2, after section 2 insert the following new sections:

"Sec. 3. Section 28A.57.250, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.250 are each amended to read as follows:

For all purposes essential to the maintenance, operation, and administration of the schools of a district, including the apportionment of current state and county school funds, a joint school district shall be considered as belonging to the county in which the high school of said district or the county in which the high school with the largest enrollment at the time of its establishment, is situated, or in case no high school is operated by the district, to the county in which is situated the schoolhouse of the district or the school with the largest attendance, if there be more than one schoolhouse. If there is no schoolhouse in the joint district, said district shall then be considered as belonging to the county in which is located that part of the district having the largest number of children of school age residing therein: *PROVIDED, That if a joint school district was created by consolidation of two separate school districts, and if such joint school district is made up of parts of three or more separate counties, then the joint school district will be considered for the purposes of this section as belonging to the county with the highest classification.*

*NEW SECTION.* Sec. 4. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately."

#### POINT OF ORDER

Mr. Randall: "I would raise the same point of order as to the tightly drawn title, 'relating to education and defining certain terms.'"

#### RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. Randall, I am going to have to rule again that your point is very well taken. Mr. Hoggins' amendment deals with the maintenance, operation and administration of school districts, including the apportionment of current state and county funds. It obviously expands the scope and object of Senate Bill No. 530 to such a drastic extent that this amendment would be out of order."

The Clerk read the following amendment by Representatives Ross, Maxie, Douthwaite, Polk and Eikenberry:

On page 2 after section 2 insert the following new sections:

**"NEW SECTION.** Sec. 3. It is the intent of this 1971 act to encourage innovation in methods of education, so that the children of this state have access to excellent educational facilities using the most modern and effective techniques. It is the further intent of this 1971 act to demonstrate the merits of schools operated by a community controlled corporation with full powers to devise a program of education appropriate for that particular community. To carry out the intentions of this 1971 act, it shall be liberally interpreted to grant community controlled educational service corporations a high degree of freedom in the methods and techniques employed.

**NEW SECTION.** Sec. 4. For the purposes of this 1971 act, the following definitions shall apply:

- (1) 'Superintendent' means the state superintendent of public instruction;
- (2) 'State board' means the state board of education;
- (3) 'School board' means the board of directors of a school district;
- (4) 'Educational service corporation' means a public corporation organized to provide educational services, and with the board of directors elected from the members of the community served by the corporation.
- (5) 'Demonstration school' means a school operated by an educational service corporation, and using innovative educational techniques designed to best serve the community within which it operates.

**NEW SECTION.** Sec. 5. (1) Any school district with a total enrollment exceeding eighty thousand students is hereby authorized to designate any public school facilities within such district as demonstration school facilities.

(2) Such school district may then negotiate with an educational service corporation for the operation of such demonstration school. The school district may make contracts with the educational service corporation to carry out the operation of such demonstration schools.

(3) Such contracts shall obligate the school district to pay to the educational service corporation a certain sum for each pupil who attends the demonstration school. Such contracts shall be for a minimum term of one year, the contract year to correspond with the school year as defined by RCW 28A.01.020.

**NEW SECTION.** Sec. 6. (1) Moneys paid an educational service corporation under section 5 of this 1971 act may come from any revenue source the school district may have.

(2) The expenditure of such payments under the contract between the school district and the educational service corporation shall be at the discretion of the corporation, subject to existing municipal, state and federal laws governing accountability for public funds, including, but not limited to the provisions of chapter 28A.65 RCW.

**NEW SECTION.** Sec. 7. In addition to the powers and duties provided in RCW 28A.04.120, the state board shall:

- (1) Examine and accredit demonstration schools carrying out a program for any or all of the grades kindergarten through twelve;
- (2) Waive the requirements for teachers in demonstration schools of certification by the state superintendent as provided by RCW 28A.65.010.

**NEW SECTION.** Sec. 8. (1) The teachers from the school district contracting with the educational service corporation who are employed to teach in a demonstration school shall continue to accumulate tenure while employed by the educational service corporation.

(2) Teachers in a demonstration school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by a demonstration school, even though not certified by the state superintendent, shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members.

(3) The employment of teachers in a demonstration school shall not be subject to the contract provisions of RCW 28A.67.070: PROVIDED, That teachers employed from the contracting school district shall still be employed under the provisions of RCW 28A.67.070.

**NEW SECTION.** Sec. 9. Any demonstration school or an educational service corporation operating such school shall have the authority to make necessary contracts with any school district, community college, college, university, business, industry, labor organization or person to provide goods and services to be used in the operation of the demonstration school.

**NEW SECTION.** Sec. 10. (1) Demonstration schools shall have the status of regular school districts for the purpose of direct requisition of surplus state and federal properties.

(2) Demonstration schools shall have the status of tax exempt educational institutions.

**NEW SECTION.** Sec. 11. Demonstration schools shall operate according to federal and state laws and regulations on requirements of racial integration and according to federal and state court decisions on requirements of racial integration.

**NEW SECTION.** Sec. 12. This 1971 act may be known and cited as the 'Educational Service Corporation Act of 1971'.

**NEW SECTION.** Sec. 13. The provisions of sections 3 through 13 of this act shall have no force or effect after September 1, 1976."

#### POINT OF ORDER

Mr. Randall: "Same point of order. Same objection."

## RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Representative Randall raised a question as to whether or not the floor amendment by Representatives Ross, Maxie, Douthwaite, Polk and Eikenberry enlarges the scope and object of the bill. I find the context of the amendment is also contained in a House Bill. The preamble of the House Bill states: 'An Act relating to education; authorizing certain school districts to contract with a community educational service corporation for educational services; . . .' The recitation continues ' . . . and creating a new chapter in Title 28A RCW.' Again, to be consistent, I will have to rule that this truly enlarges the scope and object of Senate Bill No. 530 to such an extent that Mr. Randall's point is well taken, and it is out of order."

Mr. Hoggins moved adopted of the following amendment by Representatives Hoggins, Curtis and Brouillet:

On page 1, insert the following new section:

"*NEW SECTION.* Sec. 2. Notwithstanding any other provision of law, after the effective date of this 1971 act boards of directors of all school districts may provide their employees with insurance protection covering those employees while engaged in the maintenance of order and discipline and the protection of school personnel and students and the property thereof when that is deemed necessary by such school district boards of directors. Such insurance protection must include as a minimum, liability insurance covering injury to persons and property, and insurance protecting those employees from loss or damage of their personal property incurred while so engaged.

Sec. 3. Section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 8, Laws of 1971 and RCW 28A.58.420 are each amended to read as follows:

The board of directors of any of the state's school districts may make available liability, life, health, *health care*, accident, disability and salary *protection* or insurance or any one of, or a combination of the enumerated types of insurance, *or any other type of insurance or protection*, for the members of the boards of directors, the students, and employees of the school district, and their dependents. Whenever funds shall be available for these purposes the board of directors of the school district may contribute [toward] *all or a part* of the cost of such [life, health, accident, disability and salary] *protection* or insurance [, including hospitalization and medical aid] for the employees of their respective school districts and their dependents in an amount not to exceed [ten] *twenty* dollars per month per employee covered. The premiums on such liability insurance shall be borne by the school district. The premiums due on such [life, health, accident, or disability and salary] *protection* or insurance shall be borne by the assenting school board member or student.

Sec. 4. Section 28B.10.660, chapter 223, Laws of 1969 ex. sess. as amended by section 4, chapter 237, Laws of 1969 ex. sess. and RCW 28B.10.660 are each amended to read as follows:

The regents or trustees of any of the state's institutions of higher education may make available liability, life, health, *health care*, accident, disability and salary *protection* or insurance or any one of, or a combination of, the enumerated types of insurance, *or any other type of insurance or protection*, for the regents or trustees, students and employees of the institution, and their dependents. Whenever funds shall be available for these purposes, the regents or trustees of any of the state's institutions of higher education may contribute [toward] *all or a part* of the cost of such [life, health, accident, disability and salary] *protection* or insurance [, including hospitalization and medical aid.] for the employees of their respective institutions and their dependents in an amount not to exceed [ten] *twenty* dollars per month per employee covered. The premiums due on such liability insurance shall be borne by the university or college. The premiums due on such [life, health, accident, or disability and salary] *protection* or insurance shall be borne by the assenting regent, trustee or student.

*NEW SECTION.* Sec. 5. Section 2 of this 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

*NEW SECTION.* Sec. 6. If any provision of this 1971 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

## POINT OF ORDER

Mr. Eikenberry: "Mr. Speaker, my point of order is that this amendment is beyond the scope and object of the original bill."

## RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. Eikenberry, your point appears to be well taken. The contents of the amendment offered by Mr. Hoggins, Mr. Curtis and Mr. Brouillet deal with the extension of certain functions within a school district relating to the board of

directors' policies and duties with relation to liability, life, health, health care, accident, disability and salary protection. I would have to be consistent again and say that this enlarges the scope and object of this bill, which is quite restrictive, so drastically that your point is well taken and it will have to be declared to be out of order."

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle and Randall:

On page 2, after section 2, insert the following new section:

"NEW SECTION. Sec. 3. There is added to chapter 233, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

In addition to the powers conferred under RCW 28A.58.045, the board of directors of any school district may, in the event the board finds that a sale of real property cannot be made in the manner provided by RCW 28A.58.045, engage an agent to negotiate the sale of any real property, which is authorized under RCW 28A.58.045: PROVIDED, That the board shall not obligate the school district to pay a fee for any such agent's services unless a sale be effected for not less than ninety percent of the appraised value thereof: PROVIDED, FURTHER, That if no sale be effected by the agent for not less than ninety percent of the appraised value thereof then the board may engage a licensed real estate broker to negotiate a sale at not less than ninety percent of the appraised value thereof and obligate the school district to pay a fee for such broker's services: PROVIDED FURTHER, That the provisions of this act shall expire on December 31, 1973 and be of no force or effect after that date."

#### POINT OF ORDER

Mr. Brouillet: "Mr. Speaker, I raise the point of order that it enlarges the scope and object of this bill."

#### RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. Brouillet, the Speaker is going to have to rule that your point is well taken. The contents of the amendment by Mr. Kuehnle and Mr. Randall deal with a subject matter having to do with an agent to negotiate the sale price of any real estate which is authorized under RCW 28A.58.045. Again, to be consistent, I would have to rule that the subject matter of real estate within school districts being sold or contracted for would enlarge the scope and object of this bill, and it would be out of order at this time."

Engrossed Senate Bill No. 530 was passed to Committee on Rules and Administration for third reading.

#### REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE JOINT RESOLUTION NO. 22, providing constitutional amendment concerning loaning the credit of the state, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Gardner, Whetzel and Mardesich; Representatives Bluechel, Bottiger and Hoggins.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Senate Joint Resolution No. 22 was adopted and the committee was granted the powers of Free Conference.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on HOUSE BILL NO. 313, and the President has appointed as members of said conference committee: Senators Day, Wilson and Holman.

BILL GLEASON, Assistant Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 313, providing for changes in the law relating to county hospitals and infirmaries, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Day, Holman and Wilson; Representatives Kiskaddon, Kopet and Luders.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on House Bill No. 313 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 273, and the President has appointed as members of the conference committee thereon: Senators Odegaard, Day and McDougall.

BILL GLEASON, Assistant Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 273, authorizing for consent for drug and alcohol abuse care by minors, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Day, McDougall and Odegaard; Representatives Conway, Rabel and McDermott.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Senate Bill No. 273 was adopted and the committee was granted the powers of Free Conference.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 51, providing for changes in certain licensing regulations, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Day, Murray and Ridder; Representatives Curtis, Polk and Randall.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute Senate Bill No. 51 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 595, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 720, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

The Speaker (Mr. Copeland presiding) declared the House to be at ease.

The Speaker (Mr. Copeland presiding) called the House to order.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 5:00 p.m.

## SECOND AFTERNOON SESSION

The Speaker called the House to order at 5:00 p.m.

The Clerk called the roll, and all members were present except Representative Anderson.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

ENGROSSED SENATE BILL NO. 17,  
 SUBSTITUTE SENATE BILL NO. 85,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 139,  
 ENGROSSED SENATE BILL NO. 144,  
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 146,  
 ENGROSSED SENATE BILL NO. 170,  
 ENGROSSED SENATE BILL NO. 368,  
 SENATE BILL NO. 369,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 441,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 446,  
 ENGROSSED SENATE BILL NO. 454,  
 ENGROSSED SENATE BILL NO. 465,  
 ENGROSSED SENATE BILL NO. 486,  
 ENGROSSED SENATE BILL NO. 531,  
 ENGROSSED SENATE BILL NO. 559,  
 ENGROSSED SENATE BILL NO. 659,  
 ENGROSSED SENATE BILL NO. 690,  
 ENGROSSED SENATE BILL NO. 691,  
 SUBSTITUTE SENATE BILL NO. 770,  
 ENGROSSED SENATE BILL NO. 735,  
 SENATE BILL NO. 884.

The Speaker called on Mr. Copeland to preside.

## REPORT OF FREE CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 59, establishing a judicial retirement system, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act establishing a retirement system for judges of courts of record; and creating new sections.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

*NEW SECTION.* Section 1. This act shall be known and cited as the Washington Judicial Retirement System Act.

*NEW SECTION.* Sec. 2. The purpose of this 1971 act is to effect a system of retirement from active service.

*NEW SECTION.* Sec. 3. (1) "Retirement system" means the "Washington judicial retirement system" provided herein.

(2) "Judge" means a person elected or appointed to serve as judge of a court of record as provided in chapters 2.04, 2.06, and 2.08 RCW. Said word shall not include a person serving as a judge pro tempore.

(3) "Retirement board" means the "Washington judicial retirement board" established herein.

(4) "Surviving spouse" means the surviving widow or widower of a judge. The word shall not include the divorced spouse of a judge.

(5) "Retirement fund" means the "Washington judicial retirement fund" established herein.

(6) "Beneficiary" means any person in receipt of a retirement allowance, disability allowance or any other benefit described herein.

(7) "Monthly salary" means the monthly salary of the position held by the judge.

(8) "Service" means all periods of time served as a judge, as herein defined. Any calendar month at the beginning or end of a term in which ten or more days are served shall be counted as a full month of service: PROVIDED, That no more than one month's service may be granted for any one calendar month. Only months of service will be counted in the computation of any retirement allowance or other benefit provided for in this 1971 act. Years of service shall be determined by dividing the total months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefit.

(9) "Final average salary" means (a) for a judge in service in the same court for a minimum of twelve consecutive months preceding the date of retirement, the salary attached to the position held by the judge immediately prior to retirement; (b) for any other judge, the average monthly salary paid over the highest twenty-four month period in the last ten years of service.

(10) "Retirement allowance" for the purpose of applying cost of living increases or decreases shall include retirement allowances, disability allowances and survivorship benefit.

(11) "Index" shall mean for any calendar year, that year's annual average consumer price index for urban wage earners and clerical workers, all items (1957-1959 equal one hundred)—compiled by the bureau of labor statistics, United States department of labor.

*NEW SECTION.* Sec. 4. The Washington judicial retirement system is hereby created for judges appointed or elected under the provisions of chapters 2.04, 2.06, and 2.08 RCW. All judges first appointed or elected to the courts covered by these chapters on or after the effective date of this 1971 act shall be members of this system. Any person serving as a judge on the effective date of this 1971 act and who is covered under the provisions of chapter 2.12 RCW shall have the option of transferring to this system. Said transfer shall be in writing and received by the Washington judicial retirement board not later than one calendar year after the effective date of this 1971 act.

*NEW SECTION.* Sec. 5. The Washington judicial retirement board is hereby established. This board shall be responsible for making effective the provisions of this 1971 act, and the authority to make all rules and regulations necessary therefor are hereby vested in the retirement board. All such rules and regulations shall be governed by the provisions of chapter 34.04 RCW, as now or hereafter amended. The administration of the retirement system is hereby vested in the director and staff of the Washington public employees' retirement system established pursuant to chapter 41.40 RCW.

*NEW SECTION.* Sec. 6. The retirement board shall consist of seven members.

(1) Three members shall be elected by the judges of the respective courts. One member shall be elected by and serve as a representative of the supreme court, one from the court of appeals and one from the superior court. The elected board members shall serve a three-year term except that the first member from the supreme court shall serve a one-year term and the first member from the court of appeals shall serve a two-year term.

(2) The governor shall appoint four members, only one of whom may be a member of the Washington state bar association. These members shall serve a four-year term with one member appointed each July 1. Original terms of office of the appointees shall be one, two, three and four years as designated by the governor.

(3) The terms of all members shall commence on the first of July following their election or appointment. Any vacancy occurring by reason of resignation, death, disability or retirement ninety days or more before the expiration of the term of office of any elected board member shall be filled by election as provided in (1) above. If it is less than ninety days before the end of the term of office, the office shall remain vacant until the election for the next term is final. The newly elected member shall then take office immediately and fill out the remainder of the unexpired term in addition to the term to which he was elected.

If a vacancy occurs in the office of an appointed member for any reason, the governor shall appoint a replacement for the remainder of the term.

(4) The retirement board shall annually at its July meeting or the first meeting after July if there is no July meeting, elect a chairman and a vice chairman, one of whom must be a judge and one an appointed board member.

*NEW SECTION. Sec. 7.* The retirement board shall perform the following duties:

(1) Keep in convenient form such data as shall be deemed necessary for actuarial evaluation purposes;

(2) As of July 1 of every even-numbered year have an actuarial evaluation made as to the mortality and service experience of the beneficiaries under this 1971 act and the various accounts created for the purpose of showing the financial status of the retirement fund;

(3) Adopt for the retirement system the mortality tables and such other tables as shall be deemed necessary;

(4) Keep a record of its proceedings, which shall be open to inspection by the public;

(5) Serve without compensation but shall be reimbursed for expense incident to service as individual members thereof;

(6) From time to time adopt such rules and regulations not inconsistent with this 1971 act for the administration of this 1971 act and for the transaction of the business of the board.

No member of the board shall be liable for the negligence, default or failure of any employee or of any member of the board to perform the duties of his office and no member of the board shall be considered or held to be an insurer of the funds or assets of the retirement system, but shall be liable only for his own personal default or individual failure to perform his duties as such member and to exercise reasonable diligence in providing for safeguarding of the funds and assets of the system.

*NEW SECTION. Sec. 8.* (1) The state treasurer shall be the custodian of all funds and securities of the retirement system. Disbursements from this fund shall be made by the state treasurer upon receipt of duly authorized vouchers.

(2) The state treasurer is hereby authorized and directed to deposit any portion of the funds of the retirement system not needed for immediate use in the same manner and subject to all the provisions of law with respect to the deposit of state funds by such treasurer, and all interest earned by such portion of the retirement system's funds as may be deposited by the state treasurer in pursuance of authority herewith given shall be collected by him and placed to the credit of the retirement fund.

(3) The public employees' retirement board established by chapter 41.40 RCW shall have full power to invest or reinvest the funds of this system in those classes of investments authorized by RCW 41.40.071 as now or hereafter amended.

(4) For the purpose of providing amounts to be used to defray the cost of administration and investment, the judicial retirement board shall ascertain at the beginning of each biennium and request from the legislature an appropriation sufficient to cover estimated expenses for the said biennium.

*NEW SECTION. Sec. 9.* The total liability, as determined by the actuary, of this system shall be funded as follows:

(1) Every judge shall have deducted from his monthly salary an amount equal to seven and one-half percent of said salary.

(2) The state as employer shall contribute an equal amount on a quarterly basis.

(3) The state shall in addition guarantee the solvency of said fund and the legislature shall make biennial appropriations from the general fund of amounts sufficient to guarantee the making of retirement payments as herein provided for if the money in the judicial retirement fund shall become insufficient for that purpose, but such biennial appropriation may be conditioned that sums appropriated may not be expended unless the money in the judicial retirement fund shall become insufficient to meet the retirement payments.

*NEW SECTION. Sec. 10.* Retirement of a member for service shall be made by the retirement board as follows:

(1) Any judge who, on the effective date of this 1971 act or within one year thereafter, shall have completed as a judge the years of actual service required under chapter 2.12 RCW and who shall elect to become a member of this system, shall in all respects be deemed qualified to retire under this retirement system upon his written request.

(2) Any member who has completed fifteen or more years of service and has attained the age of sixty years may be retired upon his written request.

(3) Any member who attains the age of seventy-five years shall be retired at the end of the calendar year in which he attains such age.

(4) Any judge who involuntarily leaves service at any time after having served an aggregate of twelve years shall be eligible to a partial retirement allowance computed according to section 11 of this 1971 act and shall receive this allowance upon the attainment of the age of sixty years and fifteen years after the beginning of his judicial service.

*NEW SECTION. Sec. 11.* A member upon retirement for service shall receive a monthly retirement allowance computed according to his completed years of service, as follows: Ten years, but less than fifteen years, three percent of his final average salary for each year of service; fifteen years and over, three and one-half percent of his final average salary for each year of service: PROVIDED, That in no case shall any retired member receive more than seventy-five percent of his final salary except as increased as a result of the cost of living increases as provided by this 1971 act.

*NEW SECTION. Sec. 12.* Any judge who has served as a judge for a period of ten or more years, and who shall believe he has become physically or otherwise permanently

incapacitated for the full and efficient performance of the duties of his office, may file with the retirement board an application in writing, asking for retirement. Upon receipt of such application the retirement board shall appoint one or more physicians of skill and repute, duly licensed to practice their professions in the state of Washington, who shall, within fifteen days thereafter, for such compensation as may be fixed by the board, to be paid out of the fund herein created, examine said judge and report in writing to the board their findings in the matter. If the physicians appointed by the board find the judge to be so disabled and the retirement board concurs in this finding the judge shall be retired.

**NEW SECTION.** Sec. 13. Upon a judge being retired for disability as provided in section 12 of this 1971 act, he shall receive from the fund an amount equal to one-half of his final average salary.

**NEW SECTION.** Sec. 14. A surviving spouse of any judge holding such office, or if he dies after having retired and who, at the time of his death, has served ten or more years in the aggregate, shall receive a monthly allowance equal to fifty percent of the retirement allowance the retired judge was receiving, or fifty percent of the retirement allowance the active judge would have received had he been retired on the date of his death, but in no event less than twenty-five percent of the final average salary that the deceased judge was receiving: PROVIDED, That said surviving spouse had been married to the judge for a minimum of three years at time of death: AND PROVIDED FURTHER, That if the surviving spouse remarries all benefits under this 1971 act shall cease.

**NEW SECTION.** Sec. 15. Every judge retired either for service or disability under the provisions of this 1971 act shall file a statement of income with the retirement board. Any retired judge who is receiving income from employment of any kind shall have his retirement allowance reduced by the amount that his combined retirement allowance and employment income exceed the current monthly salary being paid a judge of the same court in which the retired judge served immediately prior to his retirement.

Failure to file or the filing of a false statement shall be grounds for cancellation of all benefits payable under this 1971 act.

**NEW SECTION.** Sec. 16. Any surviving spouse who is receiving a monthly benefit under the provisions of this 1971 act and who is employed in any capacity shall file with the retirement board a statement of earnings. If said earnings are in excess of fifty percent of the monthly allowance being received the board shall reduce the allowance payable by the amount of said excess.

Failure to file or the filing of a false statement shall be grounds for cancellation of all benefits payable under this 1971 act.

**NEW SECTION.** Sec. 17. Effective July 1, 1972, and of each succeeding year, every retirement allowance which has been in effect for one year or more shall be adjusted to that dollar amount which bears the ratio to its original dollar amount which the retirement board finds to exist between the index for the previous calendar year and the index for the calendar year prior to the date the retirement allowance became payable: PROVIDED, That the amount of increase or decrease in any one year shall not exceed three percent of the then payable retirement allowance: AND PROVIDED FURTHER, That this cost of living adjustment shall not reduce any pension below that amount which was payable at time of retirement.

**NEW SECTION.** Sec. 18. The right of a person to a retirement allowance, disability allowance, or death benefit, the retirement, disability or death allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this 1971 act, and the moneys in the fund created under this 1971 act, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, or any other process of law whatsoever.

**NEW SECTION.** Sec. 19. Any person aggrieved by any final decision of the retirement board must, before petitioning for judicial review, file with the director of the retirement system by mail or personally within sixty days from the day such decision was communicated to such person, a notice for a hearing before the retirement board. The notice of hearing shall set forth in full detail the grounds upon which such person considers such decision unjust or unlawful and shall include every issue to be considered by the retirement board, and it must contain a detailed statement of facts upon which such person relies in support thereof. Such persons shall be deemed to have waived all objections or irregularities concerning the matter on which such appeal is taken other than those records of the retirement system.

**NEW SECTION.** Sec. 20. A hearing shall be held by members of the retirement board, or its duly authorized representatives, in the county of the residence of the claimant at a time and place designated by the retirement board. Such hearings shall be de novo and shall conform to the provisions of chapter 34.04 RCW, as now or hereafter amended. The retirement board shall be entitled to appear in all such proceedings and introduce testimony in support of the decision. Judicial review of any final decision by the retirement board shall be governed by the provisions of chapter 34.04 RCW as now law or hereafter amended.

**NEW SECTION.** Sec. 21. No bond of any kind shall be required of a claimant appealing to the superior court, the court of appeals, or the supreme court from a finding of the retirement board affecting such claimant's right to retirement or disability benefits.

**NEW SECTION.** Sec. 22. (1) Any member of the Washington public employees' retirement system who is eligible to participate in the judicial retirement system may, by written request filed with the retirement boards of the two systems respectively, transfer such membership to the judicial retirement system. Upon the receipt of such request, the

board of the Washington public employees' retirement system shall transfer to the board of the Washington judicial retirement system (1) all employee's contributions and interest thereon belonging to such member in the employees' savings fund and all employer's contributions credited or attributed to such member in the benefit account fund and (2) a record of service credited to such member. One-half of such service shall be computed and not more than nine years shall be credited to such member as though such service was performed as a member of the judicial retirement system. Upon such transfer being made the state treasurer shall deposit such moneys in the judicial retirement fund. In the event that any such member should terminate judicial service prior to his entitlement to retirement benefits under any of the provisions of this 1971 act, he shall upon request therefor be repaid from the judicial retirement fund an amount equal to the amount of his employee's contributions to the Washington public employees' retirement system and interest plus interest thereon from the date of the transfer of such moneys.

(2) Any member of the judicial retirement system who was formerly a member of the Washington public employees' retirement system but who has terminated his membership therein under the provisions of chapter 41.40 RCW, may reinstate his membership in the Washington public employees' retirement system, for the sole purpose of qualifying for a transfer of membership in the judicial retirement system in accordance with subsection (1) above by making full restoration of all withdrawn funds to the employees' savings fund prior to January 1, 1972. Upon reinstatement in accordance with this subsection, the provisions of subsection (1) and the provisions of RCW 41.40.120 (3) shall then be applicable to the reinstated member in the same manner and to the same extent as they are to the present members of the Washington public employees' retirement system who are eligible to participate in the judicial retirement system.

(3) Any member of the judicial retirement system who has served as a judge for one or more years and who has rendered service for the state of Washington, or any political subdivision thereof, prior to October 1, 1947, or the time of the admission of the employer into the Washington public employees' retirement system, may—upon his payment into the judicial retirement fund of a sum equal to 5% of his compensation earned for such prior public service—request and shall be entitled to have one-half of such service computed and not more than six years immediately credited to such member as though such service had been performed as a member of the judicial retirement system, provided that any such prior service so credited shall not be claimed for any pension system other than a judicial retirement system.

Signed by Senators Gissberg, Woodall and Mardesich; Representatives Shera, Ross and Chatalas.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 59.

Mr. Shera spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Does this involve retirement systems for anything other than retired judges?"

Mr. Shera: "No."

The motion by Mr. Morrison was carried and the report of the Free Conference Committee was adopted.

#### FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 59 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 59 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 95; nays, 0; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown,

Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—95.

Absent or not voting: Representatives Berentson, Harris, Hubbard, Mr. Speaker—4.

Engrossed Senate Bill No. 59 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 9, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on HOUSE BILL NO. 200, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred, HOUSE BILL NO. 200, authorizing the relocation of harbor lines in front of Kalama and Everett, have had the same under consideration, and we recommend that House Bill No. 200 be amended to read as follows and that the amended bill do pass:

"Section 1. Section 1, chapter 139, Laws of 1963 (uncodified), as amended by section 1, chapter 24, Laws of 1967 ex. sess. (uncodified) is hereby amended to read as follows:

The commission on harbor lines is hereby authorized to change, relocate, or reestablish harbor lines in Guemes Channel and Fidalgo Bay in front of the city of Anacortes, Skagit county; in Grays Harbor in front of the cities of Aberdeen, Hoquiam, and Cosmopolis, Grays Harbor county; Bellingham Bay in front of the city of Bellingham, Whatcom county; in Elliott Bay, Puget Sound and Lake Union within, and in front of the city of Seattle, King county, and within one mile of the limits of such city; Port Angeles harbor in front of the city of Port Angeles, Clallam county; in Lake Washington in front of the city of Renton, King county; Commencement Bay in front of the city of Tacoma, Pierce county, and within one mile of the limits of such city; [and] Budd Inlet in front of the city of Olympia, Thurston county; the Columbia River in front of the city of Kalama, Cowlitz county; Port Washington Narrows and Sinclair Inlet in front of the city of Bremerton, Kitsap county."

Signed by Senators Talley, Lewis and Mardesich; Representatives Cunningham, Martinis and Paris.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on House Bill No. 200.

Mr. Paris spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of House Bill No. 200 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 200 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 95; nays, 1; absent or not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representative Ross—1.

Absent or not voting: Representatives Flanagan, Pardini, Savage—3.

House Bill No. 200 as recommended by the Free Conference Committee having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 273, authorizing for consent for drug and alcohol abuse care by minors, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to narcotic drugs, dangerous drugs, and alcohol; amending section 2, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.020; amending section 3, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.030; and creating new sections.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

**NEW SECTION.** Section 1. It is the purpose of this 1971 amendatory act to provide the financial assistance necessary to enable the department of social and health services to offer a meaningful program of rehabilitation for those persons suffering problems related to narcotic drugs, dangerous drugs, and alcohol and to develop a community educational program as to those problems for the benefit of the state's population generally. Such programs can develop in the people of this state a knowledge of the problems caused by alcohol and drug abuse, an acceptance of responsibility for alcohol and drug related problems, an understanding of the causes and consequences of the use and abuse of alcohol and drugs, and thus may prevent many problems from occurring.

It is the further purpose of this 1971 amendatory act to provide for qualified drug treatment centers approved by the department of social and health services.

**NEW SECTION.** Sec. 2. The following words and phrases shall have the following meaning when used in this 1971 amendatory act:

(1) "Secretary" shall mean the secretary of the department of social and health services.

(2) "Department" shall mean the department of social and health services.

(3) "Drug and alcohol rehabilitation program" shall mean the program developed by the department of social and health services to aid persons suffering problems related to narcotic drugs, dangerous drugs, and alcohol.

(4) "Drug and alcohol educational program" shall mean the program developed by the department of social and health services outside of the kindergarten through twelve programs in the schools to educate the people of this state relative to the use and abuse of narcotic drugs, dangerous drugs and alcohol, and the prevention and consequences thereof.

(5) "Drug treatment center" shall mean any organization, institution, or corporation, public or private, engaged in the care, treatment, or rehabilitation of persons using narcotic drugs as defined in chapter 69.33 RCW or dangerous drugs as defined in chapter 69.40 RCW.

**NEW SECTION.** Sec. 3. Every drug treatment center in this state shall apply to the secretary of social and health services for certification as an approved drug treatment center.

The secretary of social and health services shall issue application forms which shall require the following, where applicable:

(1) The name and address of the applicant drug treatment center;

(2) The name of the director or head of such drug treatment center;

(3) The names of the members of the board of directors or sponsors of such drug treatment center;

(4) The names and addresses of all physicians affiliated with such drug treatment center;

(5) A short description of the nature of treatment and/or rehabilitation used by such drug treatment center; and the qualifications of staff to employ such treatment and/or rehabilitation methods.

(6) The source of funds used to finance the activities of such drug treatment center;

(7) Any other information required by rule or regulation of the secretary of social and health services pertaining to the qualifications of such drug treatment center.

The secretary of social and health services may either grant or deny approval or revoke or suspend approval previously granted after investigation to ascertain whether or not such center is adequate to the care, treatment, and rehabilitation of such persons who have voluntarily submitted themselves to the care of such center; such grant, denial or revocation of approval shall be in accordance with standards as set forth in rules and regulations promulgated by the secretary.

Such approval shall be effective for one calendar year from the date of such approval. Renewal of approval shall be made in accordance with the provisions of this section for initial approval and in accordance with the standards set forth in rules and regulations promulgated by the secretary.

**NEW SECTION.** Sec. 4. The secretary shall establish within the department a program designed to aid and rehabilitate persons suffering from problems relating to narcotic drugs, dangerous drugs, and alcohol. Without duplicating, and in coordination with the programs established by the state superintendent of public instruction, the secretary shall establish community educational programs outside of the kindergarten through twelve programs in the schools relating to alcohol and drug use and abuse. The secretary is authorized to promulgate rules and regulations pursuant to chapter 34.04 RCW to carry out the provisions and purposes of this 1971 amendatory act and is authorized to contract, cooperate and coordinate with other public or private agencies or individuals for such purposes.

**NEW SECTION.** Sec. 5. Pursuant to the provisions of the Interlocal Cooperation Act, chapter 39.34 RCW, the department may enter into agreements as provided therein to accomplish the purposes of this 1971 amendatory act.

Sec. 6. Section 2, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.020 are each amended to read as follows:

As used in this chapter:

(1) ["Director"] "Secretary" shall mean the [director] secretary of the department of [institutions] social and health services or such officer of the department as he may designate to carry out in whole or in part the administration of the provisions of this chapter.

(2) "Department" shall mean the department of [institutions] social and health services.

(3) "Mental health needs", "mental health programs" and "mental health services" as used in this chapter shall include but not be limited to all those items set forth in section 7 of this 1971 amendatory act.

Sec. 7. Section 3, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.030 are each amended to read as follows:

The [director] secretary is authorized, pursuant to the provisions of this chapter and the rules and regulations promulgated to effectuate its purposes, to make grants to assist counties or combinations of counties in the establishment and operation of community mental health programs to provide one or more of the following services:

(1) Outpatient diagnostic and treatment services.

(2) Inpatient psychiatric services.

(3) Rehabilitation services for patients with psychiatric illnesses.

(4) Informational services to the general public and educational services furnished by qualified mental health personnel to schools, courts, health agencies, welfare agencies, probation departments and other appropriate public or private agencies or groups.

(5) Consultant services to public or private agencies for the promotion and coordination of services that preserve mental health and for the early recognition and management of conditions that might develop into psychiatric illnesses.

(6) Inpatient or outpatient care, treatment or rehabilitation services of persons using narcotic drugs as defined in chapter 69.33 RCW or dangerous drugs as defined in chapter 69.40 RCW.

(7) Such services as are set forth in subsection (4) which pertain to the education and information about and prevention of problems of drug and alcohol abuse.

Such inservice training as may be necessary in providing any of the foregoing services shall be proper items of expenditure in connection therewith.

**NEW SECTION.** Sec. 8. Any person fourteen years of age or older may give consent for himself to the furnishing of counseling, care, treatment or rehabilitation by an approved drug treatment center or person licensed or certified by the state related to conditions and problems caused by drug or alcohol abuse. Consent of the parent, parents, or legal guardian of a person less than eighteen years of age shall not be necessary to authorize such care, except that such person shall not become a resident of such treatment center without parental permission. The parent, parents or legal guardian of a person less than eighteen years of age shall not be liable for payment of care for such persons pursuant to this 1971 amendatory act, unless they have joined in the consent to such counseling, care, treatment or rehabilitation.

**NEW SECTION.** Sec. 9. When an individual submits himself for care, treatment, counseling, or rehabilitation to any organization, institution or corporation, public or

private, approved pursuant to this 1971 amendatory act, or any person licensed or certified by the state whose principal function is the care, treatment, counseling or rehabilitation of alcohol abusers or users of narcotic or dangerous drugs, or the providing of medical, psychological or social counseling or treatment, notwithstanding any other provision of law, such individual is hereby guaranteed confidentiality. No such person, organization, institution or corporation or their agents acting in the scope and course of their duties, providing such care, treatment, counseling or rehabilitation shall divulge nor shall they be required to provide any specific information concerning individuals being cared for, treated, counseled or rehabilitated, nor shall pharmacists or their agents provide such information when or if they become aware of or receive such information when requested to or for the purpose of providing products or performing services relevant to said care, treatment, counseling or rehabilitation. Should any person, organization, institution or corporation, or their agents, breach confidentiality as provided for in this section, such information and any product thereof shall not be admissible as evidence or be considered in any criminal proceeding. The fact of an individual of authorized age being cared for, treated, counseled or rehabilitated pursuant to this 1971 amendatory act shall likewise be held confidential and shall not be admissible as evidence or be considered in any criminal proceeding.

Any confidentiality provided for by this section may be waived by the individual, provided such waiver is freely and voluntarily made, and with full prior information as to the consequences thereof.

*NEW SECTION. Sec. 10.* Nothing contained in this 1971 amendatory act shall prohibit or be construed to prohibit the divulging or providing of statistical or other substantive information pertaining to care, treatment, counseling or rehabilitation, pursuant to this 1971 amendatory act, so long as no individual is identified or reasonably identifiable, and individual privacy and confidentiality is retained.

*NEW SECTION. Sec. 11.* Nothing contained in this 1971 amendatory act shall relieve any person or firm from the requirements under federal and state drug laws and regulations for the keeping of records and the responsibility for the accountability of drugs received and dispensed. Such records, insofar as they contain confidential information under this 1971 amendatory act, shall only be available to state and federal drug inspectors who shall not divulge such information as is contained in these records, including the identification of individuals, except (1) upon subpoena in a court or administrative proceeding to which the person to whom such prescription, orders or other records relate is a party, or (2) when the information reasonably leads to the conclusion that there has been a violation of RCW 69.33.380 or 69.40.090, then the information may be referred to other law enforcement officers.

*NEW SECTION. Sec. 12.* There shall be paid to each county on account of expenditures made for community mental health programs defined in section 7 of this 1971 amendatory act not more than fifty percent of the amount expended for such programs, exclusive of the expenditure of funds secured by a community mental health program from federal sources. Where it is determined by the secretary to be necessary for the expansion of existing mental health services or for the development of new mental health services, as described in section 7 of this 1971 amendatory act, and after consultation with the department of revenue regarding the extent to which local funds for the support of mental health services have been exhausted, the state share in any community mental health program may exceed fifty percent of the total expenditures: PROVIDED, That the state share shall be reduced to not more than fifty percent of the total expenditures within two years from the starting date of such new services. Reimbursement shall be made on a monthly basis, upon submission to the secretary of such information as he may require: PROVIDED, FURTHER, That when deemed necessary to maintain proper standards of care in the program, within the discretion of the secretary, the counties shall be required to provide up to fifty percent of the total expended for such program through fees, gifts, contributions, and volunteer services.

Signed by Senators Day, McDougall and Odegaard; Representatives Conway, Rabel and McDermott.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 273.

Mr. Conway spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 273 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 273 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 98; nays, 0; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Absent or not voting: Representative Pardini—1.

Engrossed Senate Bill No. 273 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Anderson, Bagnariol and Sawyer.

On motion of Mr. Wolf, the absent members were excused and the House proceeded with business under the Call of the House.

## SECOND READING

ENGROSSED SENATE BILL NO. 192, by Senators Scott, Ridder and Bailey:

Providing for the regulation of nonpartisan elections.

The bill was read the second time.

Mr. Brown moved adoption of the following amendment by Representatives Brown and Wolf:

On page 4 of the printed bill after section 7 insert new sections as follows:

"Sec. 8. Section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010 are each amended to read as follows:

All state, county, city, town, and district general elections for the election of federal, state, legislative, judicial, county, city, town, district and precinct officers, and for the submission to the voters of the state of any measure for their adoption and approval or rejection, shall be held on the first Tuesday after the first Monday of November, in the year in which they may be called. *A state-wide general election shall be held on the first Tuesday after the first Monday of November of each year: PROVIDED, That the state-wide general election held in odd-numbered years shall be limited to (1) the election of city, town and district officers as provided for in RCW 29.13.020, or as otherwise provided by law; (2) the election of state officers for the remainder of any unexpired terms as provided for in Article II, section 15, Article III, section 10, and Article IV, sections 3 and 5 of the state Constitution; (3) the election of county officers in any county governed by a charter containing provisions calling for general county elections at this time; and (4) the approval or rejection of state measures, including proposed constitutional amendments, matters pertaining to any proposed constitutional convention, initiative measures and referendum measures proposed by the electorate, referendum bills, and any other matter provided by the legislature for submission to the electorate: PROVIDED FURTHER, That this section shall not be construed as fixing the time for holding primary elections, or elections for the recall of county, city, town, or district officers; nor special elections to fill vacancies in any state office, or in the membership of either branch of the congress of the United States: PROVIDED [FURTHER], That the board of county commissioners may, if they deem an emergency to exist, call a special county election at any time by presenting a resolution to*

the county auditor at least forty-five days prior to the proposed election date. Such county special election shall be noticed and conducted in the manner provided by law. *Those sections of this act that apply to questions referred to the people shall not be effective until January 1, 1973.*

Sec. 9. Section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030 are each amended to read as follows:

'Election' used alone means a general election except where the context indicates that a special election is meant or included. 'Election' used without qualification never means a primary. ['Election' does not include a municipal election.]

In addition to the above, for the purpose of this chapter, the term 'primary' means the [state] primary elections held on the third Tuesday in September of [the even-numbered] each year. The term 'election' means the [state] general elections held on the first Tuesday following the first Monday in November of [the even-numbered and the odd-numbered years: PROVIDED, HOWEVER, That the absentee ballots for service voters of such odd-numbered year election shall be restricted to state measures being submitted for approval or rejection] each year.

*The purpose of this section is to authorize absentee voters qualifying as service voters as defined by RCW 29.39.010, as now exists or hereafter amended, to cast the same ballots, including those for special elections, as any registered voter would receive under the provisions of RCW 29.36.030 for any September primary or November general election.*

NEW SECTION. Sec. 10. There is added to chapter 9, Laws of 1965 and to chapter 29.13 RCW a new section to read as follows:

Whenever state measures are voted upon at a state general election held in November of an odd-numbered year as provided for in section 8 of this 1971 amendatory act, the state of Washington shall assume its prorated share of such election costs. The county auditor shall apportion the state's share of such expenses when prorating election costs as provided under RCW 29.04.020 and 29.13.045 and shall file such expense claims with the state auditor. The state auditor shall compile such claims for presentation to the next succeeding legislature in the same manner as other legislative relief claims.

NEW SECTION. Sec. 11. There is added to chapter 9, Laws of 1965 and to chapter 29.13 RCW a new section to read as follows:

Whenever it shall be necessary to hold a special election to fill an unexpired term of any elective state office, elective county office, or elective public utility district office, such special election shall be held in concert with the general election being held on the first Tuesday after the first Monday of November in the next succeeding even-numbered year: PROVIDED, HOWEVER, That nothing contained herein shall apply to counties governed by a home rule charter.

Whenever it shall be necessary to hold a special election to fill an unexpired term of any elective city or town office, and any elective district office (except public utility district offices and those district offices wherein ownership of property is a prerequisite to voting) such special election shall be held in concert with the general election being held on the first Tuesday after the first Monday of November in the next succeeding odd-numbered year.

NEW SECTION. Sec. 12. In addition to the material authorized by chapter 29.81 RCW, the secretary of state shall publish in the voters' pamphlet, comparative maps, each occupying a single page and relating to initiative measure number forty-three regulating shoreline use and development, together with appropriate captions and other explanatory materials showing:

(1) The enumeration and location of shorelands which would be subject to federal, state and local regulation as a result of the approval by the voters of initiative measure number forty-three;

(2) The enumeration and location of shorelands which would be subject to federal, state, and local regulation of substantially the same type or effect as that authorized by initiative measure number forty-three, if the voters were to approve instead of initiative measure number forty-three any other measure or measures on the subject of shorelines before them at the same election; and

(3) The enumeration and location of shorelands already under federal and state ownership or federal and state regulation of substantially the same type or effect as that authorized by initiative measure number forty-three, as of the date of publication of the voters' pamphlet.

NEW SECTION. Sec. 13. To carry out the provisions of this 1971 amendatory act there is appropriated to the secretary of state from the general fund for the biennium ending June 30, 1973, the sum of seven thousand dollars, or so much thereof as shall be necessary."

Remember the remaining section consecutively.

Mr. Brown spoke in favor of the amendment.

Mr. Bottiger moved adoption of the following amendment to the amendment:

On page 2 of the amendment by Representatives Brown and Wolf strike the new language on lines 12 and 13.

Mr. Bottiger spoke in favor of the amendment to the amendment, and Mr. Brown spoke against it.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Barden.

Mr. Barden: "Representative Julin, the Constitution provides that the people may submit initiatives to the people at general elections. The amendment to the amendment strikes from the amendment a prohibition against the people submitting initiatives at the 1971 general election. My question to you is: If this amendment to the amendment fails, and the prohibition is left in the bill, would that be a constitutional statute where it would prohibit the people in the 1971 general election from submitting an initiative to the electorate?"

Mr. Julin: "You are not going to like this, but the answer I have to give you, in all honesty, is that I don't know."

Mr. Anderson appeared at the bar of the House.

#### POINT OF INQUIRY

Mr. Thompson: "Will Representative Julin yield to another question?"

Representative Julin declined to yield to question.

Mr. Brown yielded to question by Mr. Thompson.

Mr. Thompson: "Representative Brown, conceding that Representative Julin and no one else could perhaps ascertain at this time whether or not this would be a constitutional act, if this provision we are disputing now were found to be unconstitutional, would this whole act be unconstitutional without a severability clause?"

Mr. Brown: "Not being an attorney, I can't answer that."

Mr. Thompson: "Will Representative Bottiger yield and answer the question I directed to Representative Brown?"

Mr. Bottiger: "I will attempt to answer it, Representative Thompson. I find in the initiative proposed by Representatives Brown and Wolf that there is no severability clause. So, in fact, we may be passing here an intentionally unconstitutional annual elections act. Had there been a severability clause, it might have been a little better."

Mr. King demanded an electric roll call, and the demand was sustained.

Representatives Bagnariol and Sawyer appeared at the bar of the House.

Mrs. North spoke against adoption of the amendment to the amendment, and Mr. Perry spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Bottiger to the amendment by Representatives Brown and Wolf to Engrossed Senate Bill No. 192, and the amendment to the amendment was lost by the following vote: Yeas, 49; nays, 50; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn—49.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Stanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—50.

The amendment by Representatives Brown and Wolf was adopted.

On motion of Mr. Brown, the following title amendment was adopted.

Strike the title and insert:

"An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010; amending section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030; adding new sections to chapter 9, Laws of 1965 and to chapter 29.13 RCW; adding new sections to chapter 9, Laws of 1965 and to chapter 29.21 RCW; creating a new section; making an appropriation; and declaring an emergency."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 192 as amended by the House, was placed on final passage.

Representatives Wolf and King spoke in favor of passage of the bill.

The Speaker (Mr. Copeland presiding) called on Mr. Bledsoe to preside.

Representative Brown spoke in favor of passage of the bill and Representative Sawyer spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 192 as amended by the House, and the bill passed the House by the following vote: Yeas, 84; nays, 15, absent or not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Smythe, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—84.

Voting nay: Representatives Barden, Benitz, Gladder, Hatfield, Haussler, Hurley, Lynch, May, Newhouse, Pardini, Polk, Sawyer, Schumaker, Spanton, Thompson—15.

Engrossed Senate Bill No. 192 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Wolf, Engrossed Senate Bill No. 192 as amended by the House was ordered transmitted immediately to the Senate.

#### SENATE AMENDMENTS TO HOUSE BILL

May 9, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 747 with the following amendments:

Strike everything after the enacting clause and insert:

*"NEW SECTION.* Section 1. For election of members of the legislature, the territory of the state shall be divided into forty-nine legislative districts as described in sections 2 through 50 of this act.

(1) The plan represented by this act is based on the 1970 United States Census with the data being adjusted according to the formula established by the attorney general of Washington in order to reflect the presence of transient military personnel. The legislature attempted to achieve precise mathematical equality in the populations of the various legislative districts. Any variation in the populations of the districts is inadvertent and resulted from the policy of following to the extent possible existing political subdivision boundaries, from the policy of choosing other easily identifiable boundaries, or from the necessity of subdividing the smallest census data division and interpolating the percentage of the population total in each portion.

It is legislative policy that census lines should rank no more than equally with other lines available for use in defining districts. The legislature finds that census unit lines are often hard to read on census maps; that the lines used in the 1970 census are often holdovers from earlier censuses and do not reflect urban and suburban growth, new roads, new communities, newly established ethnic groups, or additions to existing political subdivisions; that census unit sizes vary so greatly that it is impossible to use consistent sizes; that in some cases the smallest census units were unreadable or unit lines were missing, which would have forced the use of the larger census units as boundaries; and that voters and election officials find it difficult to determine their district boundaries if only census

units are used in descriptions. In summary the legislature rejects the notion that state redistricting plans must be forced into the pattern established by the federal census lines since the federal census lines were arbitrarily created for the convenience of the federal government in enumerating persons and are not necessarily related to or effective for the process of state legislative redistricting.

(2) In order to provide the best possible representation for all persons the legislature established the policy of dividing a legislative district into two representative districts if significant factors of dissimilarity were found to exist within a district and where a division of the district would serve to provide more effective representation for the different communities of interest. The factors examined by the legislature included the following:

- (a) The combination of urban, suburban, or rural components within a district;
- (b) Presence of ethnic, racial, religious, nationality, or other cultural subgroupings;
- (c) Presence of academic communities around colleges and universities;
- (d) Historical political subdivisions;
- (e) Significant transient populations;
- (f) Geographic factors such as isolation due to distance, mountains, or water barriers;
- (g) Special housing areas;
- (h) Variations in industrial, commercial and agricultural land use or zoning;
- (i) Patterns of home ownership and property taxation;
- (j) Communications and transportation patterns with particular reference to centers of distribution of information, goods, and services;
- (k) Age, income, occupation, family size, number of children in schools, and other demographic factors.

(3) A single three member district is maintained to accommodate the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the people of the state of Washington.

A formula was devised which provides for proportional representation with the representation value of one of forty-nine senators being correlated with the representation value of one of ninety-nine representatives. Thus in the three house member district a slight under-representation in the senate is balanced by a slight over-representation in the house but in terms of representation units the two member districts and the three member district are equal under the one man, one vote concept.

(4) For the purposes of this act the following guides to interpretation shall apply:

- (a) Road and street descriptions follow the centerline of the named or numbered streets and roads, and a straight line extension thereof where such named or numbered streets or roads have not been cut through, except where the context expressly indicates otherwise. Road and street descriptions are based to the extent possible on 1970 census maps.
- (b) Water boundaries follow the main thread of a river or stream and the centerline of other bodies of water unless the context indicates otherwise.
- (c) Municipal and district boundaries are those boundaries of the political subdivisions of the state as they appear on the 1970 census maps.
- (d) Census tract and enumeration district boundaries are as they appear on the 1970 census maps.

(e) Boundary descriptions making reference to the boundaries of other legislative districts shall refer to the districts established by this act.

*NEW SECTION.* Sec. 2. The first legislative district shall consist of the area in King and Snohomish counties encompassed by the following boundaries:

(a) In King county beginning in the city of Seattle at the intersection of Aurora Ave. N. and N. 157th St.; proceed generally north and west along the boundary of the forty-fourth legislative district; east along the King-Snohomish county line; south along 244th Ave. NE; west along NE 8th St.; generally northwest along Inglewood Mill Rd. to Lake Sammamish; generally northwest along Lake Sammamish and the Sammamish River; west along NE 57th St.; generally north along State Highway 901; east along NE 87th St.; north along the Burlington Northern Railroad; west along NE 145th St.; north along 84th Ave. NE; generally northwest along Simonds Rd.; generally west along NE 170th St. to the centerline of Lake Washington; south along Lake Washington; generally west along the boundary of the forty-sixth, forty-fifth and forty-fourth legislative districts to the point of origin.

(b) In Snohomish county, beginning at the intersection of 48th Ave. W. and the Snohomish-King county line; proceed north, west, then south along the boundary of the twenty-first legislative district; east along the Snohomish-King county line through the point of origin; north and east along the boundary of the twenty-first legislative district; south along the boundary of the thirty-ninth legislative district; west along the Snohomish-King county line to the point of origin.

*NEW SECTION.* Sec. 3. (1) The second legislative district shall consist of Okanogan and Pend Oreille counties and the areas in Chelan, Douglas, Ferry, and Stevens counties encompassed by the following boundaries:

(a) All of Stevens and Ferry counties except for the portions south of a line beginning in Stevens county at the eastern quarter corner of section 36, township 29 north, range 31 east and proceeding east to the Stevens-Spokane county line, and from the same point proceeding west to the Ferry-Okanogan county line;

(b) In Douglas county beginning at the southeast corner of section 28, township 29

north, range 28 east; proceed south along the section lines to the Douglas-Grant county line; generally south and west along the Douglas county line to the western boundary of section 24, township 22 north, range 20 east; north along the section lines to the Douglas-Chelan county line; generally north, east, then south along the Douglas county line to the north boundary of section 36, township 29 north, range 30 east; west along the section lines to the point of origin.

(c) In Chelan county the area east of a line beginning at the intersection of the Chelan-Okanogan county line and the western boundary of section 22, township 30 north, range 21 east; and proceeding south along the section lines to the center line of Lake Chelan; generally south through Lake Chelan to the western boundary of section 34, township 28 north, range 21 east; south along the section lines to the Chelan-Douglas county line.

(2) The second legislative district shall be divided into representative districts 2-A and 2-B. Representative district 2-B shall consist of the portion of the district not included in representative district 2-A. Representative district 2-A shall consist of the area encompassed by the following boundaries: Beginning at the intersection of Okanogan, Ferry, and Lincoln counties; proceed north along the Okanogan-Ferry county line to the northeast corner of section 36, township 36 north, range 31 east; west along the section lines to the extension south of the 9th Standard Parallel North of the line dividing sections 19 and 20, township 38 north, range 28 east; north along such extension and along the section lines to the northeast corner of section 19, township 38 north, range 28 east; west along the section lines to the northwest corner of section 22, township 38 north, range 26 east; south along the section lines; west along the line dividing townships 35 and 36 north; south along the line dividing ranges 22 and 23 east to the southeast corner of section 25, township 35 north, range 22 east; west along the section lines to the northwest corner of section 35, township 35 north, range 21 east; south along the section lines to the 8th Standard Parallel North; east along the Parallel to the southeast corner of section 32, township 33 north, range 23 east; south along the section lines to the Methow River; generally south along the Methow River and along the Douglas county line; generally west along the line dividing sections 8 and 17, township 27 north, range 23 east, along the Chelan city limits, and along Lake Chelan to the boundary of the second district; generally south and east along the second legislative district boundary to the point of origin.

*NEW SECTION.* Sec. 4. The third legislative district shall consist of the area in Spokane county encompassed by the following boundaries: Beginning in the city of Spokane at the corner of 2nd Ave. and Monroe St.; proceed west along 2nd Ave.; north along Oak St.; west along Riverside Ave.; north along Chestnut St. and its extension; west along Mission Ave. and its extension to the logical extension of Assembly Rd.; south along the logical extension of Assembly Rd. and along Assembly Rd.; west along Hallett Rd.; south, west, then north along the boundaries of the Geiger Heights Military Housing Area; west along Hallett Rd.; south along the line between range 41 east and range 42 east to the southeast corner of section 13, township 23 north, range 41 east; west along the section lines to the southwest corner of section 15, township 23 north; range 40 east; north along the section lines to the line dividing township 23 north and township 24 north; west along the section lines to the southwest corner of section 36, township 24 north, range 40 east; north along the section lines and along their extension north of the 6th Standard Parallel North to the extension of Wellesley Ave.; east along such extension and along Wellesley Ave.; south along 'I' St.; generally east along Garland Ave.; north along Crestline St.; east along Francis Ave. and its extension; generally south and southwest along the boundary of the fourth legislative district to the point of origin.

*NEW SECTION.* Sec. 5. (1) The fourth legislative district shall consist of the area in Spokane county encompassed by the following boundaries: Beginning at the intersection of the Washington-Idaho line and the Spokane-Pend Oreille county line; proceed west along the county line to the northwest corner of section 3, township 29 north, range 44 east; south along the section lines to the southwest corner of section 15, township 26 north, range 44 east; west along the section lines to the northwest corner of section 24, township 26 north, range 43 east; south along the section lines to the southwest corner of section 25, township 26 north, range 43 east; east along the section line to the line dividing range 43 east and range 44 east; south along the range line; generally south and west along the Spokane city limits; generally south and west along the Spokane River; south along Monroe St.; east along 3rd Ave.; south along Division St.; generally south and east along Rockwood Blvd.; east along 14th Ave.; south along Ray St.; east along 44th Ave., and its extension; north along Warsinger Drive to the logical westward extension of 32nd Ave.; east along such extension; north along the extension of Argonne Rd. to the logical westward extension of 16th Ave.; east along such extension and along 16th Ave.; north along Evergreen Rd.; east along Sprague Ave.; south along Sullivan Rd.; east along the Chicago, Milwaukee, St. Paul and Pacific Railroad; north along Steen Rd.; east along Sprague Ave.; north along Flora Rd.; east along Alki Ave.; south along Michigan St.; generally northeast along Apple Way and along US 10; north along Harvard Rd.; generally east and north along the Spokane River; north along the Washington-Idaho line to the point of origin.

(2) The fourth legislative district shall be divided into representative districts 4-A and 4-B. Representative district 4-A shall be the portion of the district generally west of the A-B line. Representative district 4-B shall be the portion of the district generally east of the A-B line, which is described as follows: Beginning in the city of Spokane on the sixth legislative district boundary at the intersection of Napa St. and 14th Ave.; proceed north along Napa

St.; east along Hartson Ave.; north along Greene St.; east along US 10; north on Havanna St. N.; east along Sprague Ave.; north along Pines Rd.; northeast along Trent Rd.; generally northwest and west along the Spokane River to the boundary of the third legislative district.

**NEW SECTION.** Sec. 6. (1) The fifth legislative district shall consist of the portions of Stevens and Ferry counties south of the second legislative district and the area in Spokane, Lincoln, Grant, and Douglas counties encompassed by the following boundaries:

(a) In Spokane county, beginning in the city of Spokane at the intersection of Wellesley Ave. and 'I' St.; proceed west along Wellesley Ave.; generally north, east, north, then west along the boundary of the seventh legislative district; north along the Spokane-Lincoln county line; generally east, north, then east along the Spokane-Stevens county line and the Spokane-Pend Oreille county line; generally south and west along the boundaries of the fourth and third legislative districts to the point of origin.

(b) In Lincoln county, the portion of the county north of a line beginning at the intersection of the Lincoln-Spokane county line and the line dividing sections 13 and 24, township 26 north, range 39 east; and proceeding west along the section lines to the southwest corner of section 13, township 26 north; range 33 east; north along the section lines to the northwest corner of section 25, township 27 north, range 33 east; west along the section lines to the Lincoln-Grant county line.

(c) In Douglas county, beginning at the southeast corner of section 28, township 29 north, range 28 east; proceed south along the boundary of the second legislative district; generally east and north along the Douglas-Lincoln county line, and the Douglas-Okanogan county line; west along the boundary of the second legislative district to the point of origin.

(d) In Grant county, the portion of the county north of the line dividing townships 22 and 23 north.

(2) The fifth legislative district shall be divided into representative districts 5-A and 5-B. Representative district 5-A shall be the area generally south of the A-B line. Representative district 5-B shall be the area generally north and west of the A-B line, which is described as follows: Beginning on the boundary of the seventh legislative district in the city of Spokane at the intersection of Audubon St. and Woodside Ave.; proceed south along Audubon St.; west along Holyoke Ave.; south along 'C' St.; west along Francis Ave. to Fotheringham St.; south four thousand feet more or less to the westward extensions of Queen St.; east along the extension and along Queen St.; north along Monroe St.; east along Everett Ave.; north along Lincoln St.; east along Rowan Ave.; north along Ligerwood St.; east along Central Ave.; north along Standard St.; east along Francis Ave. to the boundary of the third legislative district.

**NEW SECTION.** Sec. 7. (1) The sixth legislative district shall consist of the area in Spokane and Whitman counties encompassed by the following boundaries:

(a) In Spokane county, beginning in the city of Spokane at the intersection of 23rd Ave. and Howard St.; proceed generally west along 23rd Ave. and its extension; north along the Burlington Northern Railroad; east along the logical westward extension of 16th Ave. and along 16th Ave.; generally south along Maple St.; generally east along 17th Ave.; generally north along Upper Terrace Rd.; generally east along the southern boundary of the fourth legislative district; south along the Washington-Idaho line; west along the Spokane-Whitman county line; north along the line dividing range 43 east and range 44 east; generally northwest along Elder Rd.; generally north along Valley Chapel Rd.; generally northwest along the Palouse Highway; generally west and north along the boundary of enumeration district 336; generally northeast along Hatch Rd.; generally north along Perry St.; west along 42nd Ave.; north along Arthur St.; generally west along 34th Ave. and W. 34th Ave. and its logical extension; north along an extension of Howard St. and along Howard St. to the point of origin.

(b) In Whitman county beginning at the intersection of the Whitman-Spokane county line and the line dividing sections 5 and 6, township 20 north, range 43 east; proceed south along the section lines to the southwest corner of section 8, township 19 north, range 43 east; east along the section lines to the line dividing range 43 east and range 44 east; south along the range line to the southwest corner of section 19, township 17 north, range 44 east; west along the section lines to the extension north of the 4th Standard Parallel North of the line dividing sections 3 and 4, township 16 north, range 43 east; south along such extension and along the section lines to the southwest corner of section 34, township 16 north, range 43 east; east along the section lines to the northwest corner of section 1, township 15 north, range 44 east; south along the section lines to the southwest corner of section 22, township 14 north, range 44 east; east along the section lines to the Washington-Idaho line; north along the Washington-Idaho line; west along the Whitman-Spokane county line to the point of origin.

(2) The sixth legislative district shall be divided into representative districts 6-A and 6-B. Representative district 6-A shall be the area of the sixth legislative district generally north and west of the A-B line and representative district 6-B shall be the area generally east and south of the A-B line, which is described as follows: Beginning in Spokane county at the intersection of Elder Rd. and the line dividing range 43 east and range 44 east; proceed east along Elder Rd.; generally northwest along Highway 27; generally north and east along Jackson Rd.; north along Conklin Rd.; east along 32nd Ave. and its extension; north along the western boundary of census enumeration district 325 to the boundary of the fourth legislative district.

**NEW SECTION.** Sec. 8. (1) The seventh legislative district shall consist of Lincoln county, except for the portion included in the fifth legislative district; Whitman county,

except for the portion included in the sixth legislative district; Adams county, except for the portion included in the fifteenth legislative district; and the area in Spokane and Grant counties encompassed by the following boundaries:

(a) In Spokane county beginning in the city of Spokane at the intersection of Wellesley Ave. and 'I' St.; proceed west along Wellesley Ave.; generally north and west along the Spokane city limits to the west quarter corner of section 27, township 26 north, range 42 east; east paralleling the section lines to the line dividing sections 27 and 26, township 26 north, range 42 east; south along the section line; generally east along Woodside Ave. and Dell Drive; generally north along Five Mile Rd.; east along an extension of Weile St.; south along an extension of Ash St.; east along Francis Ave.; north along Division St.; east along E. Hawthorne Rd. to the line dividing sections 16 and 17, township 26 north, range 43 east; north along the section lines to the northwest corner of section 27, township 27 north, range 43 east; west along the section lines to the Spokane-Stevens county line; generally south and west along the county line to the line between sections 35 and 36, township 27 north, range 41 east; south along the section lines to the line dividing ranges 26 and 27 north; west along the range line; south along the Spokane-Lincoln county line; east along the Spokane-Whitman county line; generally north along the boundary of the sixth legislative district; generally northwest along the boundary of the fourth legislative district; generally south, west, north, then east along the boundary of the third legislative district to the point of origin.

(b) In Grant county, beginning at the intersection of the Grant-Lincoln county line with the line dividing townships 22 and 23 north; proceed south along the county line; west along the line dividing townships 18 and 19 north; north along the line dividing ranges 29 and 30 east to the northwest corner of section 19, township 21 north, range 30 east; west along the section lines to the line dividing ranges 27 and 28 east; north along the range lines to the line dividing townships 22 and 23 north; east along the township line to the point of origin.

(2) The seventh legislative district shall be divided into representative districts 7-A and 7-B: Representative district 7-B shall be the portion of the seventh legislative district not included in representative district 7-A. Representative district 7-A shall be the area encompassed by the following boundaries: Beginning in the city of Spokane on the boundary of the seventh legislative district at the intersection of 23rd Ave. and Adams St.; proceed south along Adams St. and along High Drive Parkway; south along the line dividing ranges 42 and 43 east; west along the line dividing townships 22 and 23 north to the southwest corner of section 34, township 23 north, range 40 east; north along the section lines to the northwest corner of section 22, township 26 north, range 40 east; east along the section lines to the Spokane River; generally north along the Spokane River to the line dividing sections 8 and 17, township 26 north, range 42 east; east along the section lines; south along Berridae Five Mile Rd.; generally east along the boundary of census enumeration district 253; east along Hawthorne Ave. to the boundary of the seventh legislative district; generally west along the boundary of the seventh legislative district to the point of origin.

**NEW SECTION.** Sec. 9. (1) The eighth legislative district shall consist of the area in Benton, Klickitat, Yakima, Skamania, Clark, and Cowlitz counties encompassed by the following boundaries:

(a) In Benton county beginning on the border of the eleventh legislative district at the intersection of State Route 14 with W. 27th Ave. south of Kennewick; proceed west along W. 27th Ave.; north along Union St.; generally northwest along the K.I.D. canal; north along Edison St.; generally southwest, west, and north along the Kennewick city limits; generally northwest along the Richland city limits; north along a southerly extension of Wellsian Way; generally northwest along the Atomic Energy Commission Railroad; generally east along Humphreys St.; north along Wright Ave.; east along Ogden St.; north along Willard Ave.; southeast along Smith Ave.; northeast along Partridge St.; south along Sanford Ave.; east along Swift Blvd.; south along Stevens Blvd.; east along Mansfield St.; north along Jadwin Ave.; east along Newton St.; north along the Columbia River; west then south along the northern and western portions of the Richland city limits to Van Giesen St.; west along Van Giesen St.; generally south along Bombing Range Rd.; west along Highway 410; north along a southerly extension of 9th St. in Benton City; generally northwest along the Yakima River to the eastern boundary of section 9, township 9 north, range 26 east; north along the section lines to the northeast corner of section 16, township 10 north, range 26 east; west along the section lines to the northwest corner of section 16, township 10 north, range 25 east; south along the section lines to the southwest corner of section 16, township 9 north, range 25 east; west along the section line to the northwest corner of section 20, township 9 north, range 25 east; south along the section line to the southwest corner of the same section; west along the section line to the north quarter corner of section 30, township 9 north, range 25 east; south to the south quarter corner of the same section; west along the section lines to the northwest corner of section 35, township 9 north, range 24 east; south along the section lines; southeast along Highway 410; generally west along the Yakima River; south along the Benton county line; generally east and north along the Washington state line; generally west and north along the boundary of the eleventh legislative district to the point of origin.

(b) In Klickitat county, the portion of the county north of the seventeenth legislative district.

(c) In Yakima county, beginning at the intersection of Yakima, Lewis, and Pierce

counties; proceed east along the logical eastward extension of the line dividing Lewis and Pierce counties; generally south and east along the boundaries of legislative district 14, legislative district 15, and legislative district 16; generally south, west, then north along the Yakima county line to the point of origin.

(d) In Skamania county, the portion of the county north of the seventeenth legislative district.

(e) In Clark county, the portion of the county not included in the seventeenth legislative district or the forty-ninth legislative district.

(f) In Cowlitz county, the portion of the county not included in legislative districts 17 or 18.

(2) The eighth legislative district shall be divided into representative districts 8-A and 8-B. Representative district 8-A shall be the area generally north and west of the A-B line and representative district 8-B shall be the area generally south and east of the A-B line, which is described as follows: Beginning in Yakima county on the boundary of the sixteenth legislative district at the southwest corner of section 21, township 10 north, range 23 east; proceed west along the section lines; south along Hanford Rd.; west along the line dividing township 8 north and township 9 north to the north quarter corner of section 6, township 8 north, range 23 east; generally south paralleling the section lines to the line dividing township 6 north and township 7 north; west along the township boundary to the northwest corner of section 2, township 6 north, range 16 east; south along the section lines to the line dividing township 3 north and township 4 north; west along the township boundary to the boundary of the seventeenth legislative district.

**NEW SECTION.** Sec. 10. (1) The ninth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning at the intersection of Military Rd. S. and S. 188th St.; proceed east along S. 188th St.; south along Interstate 5; east along S. 216th St.; generally south and then east along Russell Rd. S.; east along S. 228th St.; south along 100th Ave. S.; west along S. 241st St.; south along 94th Ave. S.; generally southeast along the Kent-Kangley Rd.; east along SE 264th St.; south along 112th Ave. SE; west along SE 281st St.; generally south along the Green River; west along 22nd St. NE in Auburn; north along 'I' St. NE; west along 24th St. NE; north along Auburn Ave.; west along 30th St. NE and along 30th St. NW; south along 'B' St. NW; west along 29th St. NW; north along the State Highway 181; generally south and west along the southern boundary of census tract 298; generally north along 38th Place S. and 39th Ave. S.; east along S. 288th St.; generally north along 42nd Ave. S.; west along S. 272nd St.; north along 16th Ave. S.; west along the southern boundary of Saltwater State Park and its extension; generally northwest along Puget Sound, excluding Vashon Island; generally east and south along the boundary of the thirty-first legislative district to the point of origin.

(2) The ninth legislative district shall be divided into representative districts 9-A and 9-B. Representative district 9-A shall be the area north of the A-B line. Representative district 9-B shall be the area south of the A-B line, which is described as follows: Beginning on the boundary of the thirty-fifth legislative district at the intersection of S. 216th St. and Interstate 5; and proceeding west along S. 216th St.; south along Des Moines Way S. and along an extension of 7th Ave. S.; west along S. 220th St.; south along 6th Ave. S.; west along 223rd Rd. S. to the boundary of the thirtieth legislative district.

**NEW SECTION.** Sec. 11. The tenth legislative district shall consist of Island county, except for the portion in the fortieth legislative district, and the area in Kitsap and Snohomish counties encompassed by the following boundaries:

(a) In Kitsap county, all of the county north of a line beginning at the intersection of the Kitsap-Jefferson county line and the southwest boundary of census enumeration district 14; proceed generally south and east along the southwest boundary of census enumeration district 14, south along the west boundaries of census enumeration district 15, enumeration district 16, and enumeration district 22 to the centerline of Dyes Inlet; generally south and east along the centerlines of Dyes Inlet and Port Washington Narrows; east along E. 16th St.; north along Winfield St.; east along E. 17th St.; south along Trenton St.; east along E. 16th St.; generally east across Port Orchard Bay and through Rich Passage to the Kitsap-King county line.

(b) In Snohomish county, beginning in the city of Everett at the intersection of 35th St. and Federal St.; proceed west along 35th St.; generally north along Snohomish Ave. and Laurel Drive; north on Bell Ave.; west along Warren St. and an extension thereof to the Snohomish county line; south along the Snohomish county line; generally east and north along the southern and eastern boundaries of census enumeration district 549; generally east along Sound Ave. and along 56th St. SW; north along 33rd Ave. W.; east along 52nd Place SW; generally south along Glenwood Ave.; north along Beverly Rd. and Dogwood Drive; generally east along Mukilteo Blvd.; north along Federal St. to the point of origin.

**NEW SECTION.** Sec. 12. (1) The eleventh legislative district shall consist of Asotin, Garfield, Columbia, and Walla Walla counties and the area in Benton county encompassed by the following boundaries: Beginning in the city of Kennewick at the intersection of S. Date St. and E. 3rd Ave.; south along S. Gum St.; generally south and west along the Kennewick city limits; south along S. Garfield St.; southwest along W. 36th Ave.; generally northwest along Highland Drive and its extension to the intersection of S. Vancouver St. and W. 27th Ave.; west along W. 27th Ave.; southwest and then south along Route 14; generally east and south along the boundary of census enumeration district 48; east along Belt Rd. and its logical extension to the Benton-Walla Walla county line; generally north and west along the Benton county line to the Burlington Northern Railroad bridge entering

Kennewick near Locust St.; generally south and west along the railroad; south on S. Date St. to the point of origin.

(2) The eleventh legislative district shall be divided into representative districts 11-A and 11-B. Representative district 11-A shall consist of the eleventh legislative district except for the area of representative district 11-B, which is described as follows: Beginning in Walla Walla county at the intersection of Wallula Ave. and Hussey St.; proceed generally west along Wallula Ave. to the western boundary of section 27, township 7 north, range 35 east; south along the section lines to the Washington-Oregon line; east along the state line; north along the boundary between range 36 east and range 37 east to the northeast corner of section 24, township 7 north, range 36 east; west along the section lines to the Walla Walla city limits; generally west, south, and north along the city limits; generally west along Mill Creek; south along Hussey St. to the point of origin.

*NEW SECTION.* Sec. 13. (1) The twelfth legislative district shall consist of Chelan county, except for the portion included in the second legislative district; the portion of Douglas county west of the second legislative district; the portion of Kittitas county north of the thirteenth legislative district; and the area in King County encompassed by the following boundaries: Beginning at the intersection of King, Snohomish, and Chelan counties; proceed west along the county line to the northwest corner of section 2, township 26 north, range 6 east; south along the section lines to SE 184th St.; west along SE 184th St.; generally south along the boundary of the forty-seventh legislative district; generally east, north, then east along the boundary of the thirteenth legislative district; generally northeast and north along the King county line to the point of origin.

(2) The twelfth legislative district shall be divided into representative districts 12-A and 12-B. Representative district 12-A shall be the area generally west of the A-B line. Representative district 12-B shall be the area generally east of the A-B line, which is described as follows: Beginning on the boundary of the twelfth legislative district at the intersection of the Chelan-Snohomish county line and the line dividing townships 27 and 28 north; proceed east along the township line to the northwest corner of section 6, township 27 north, range 19 east; south along the section lines to the southwest corner of section 20, township 22 north, range 19 east; east along the section lines to the boundary of the twelfth legislative district.

*NEW SECTION.* Sec. 14. (1) The thirteenth legislative district shall consist of the area in Kittitas, Grant, Yakima, Pierce, and King counties encompassed by the following boundaries:

(a) In Kittitas county beginning at the intersection of the Kittitas-Chelan county line with the line dividing township 23 north and township 24 north; proceed west along the township line; generally south then east along the Kittitas county line; generally east, north, then east along the boundary of the fourteenth legislative district; generally north then northwest along the Kittitas county line to the point of origin.

(b) In Yakima county beginning at the intersection of Yakima, Lewis, and Pierce counties; proceed generally north then southeast along the Yakima county line; south along the boundary of the fourteenth legislative district; west along the boundary of the eighth legislative district, to the point of origin.

(c) In Grant county beginning at the intersection of Grant, Douglas, and Kittitas counties; proceed generally north and east along the Grant county line; east along the line dividing township 22 north and township 23 north; south along the line dividing range 27 east and range 28 east to the southeast corner of section 13, township 21 north, range 27 east; east along the section lines; south along the line dividing range 29 east and range 30 east; generally west and southwest along the boundary of the fifteenth legislative district; north along the Grant county line to the point of origin.

(d) In Pierce county beginning at the intersection of the North Fork of the Puyallup River and the western boundary of Mt. Rainier National Park; proceed generally north along the boundaries of the twenty-fifth legislative district; generally east along the Pierce-King county line; south along the Pierce-Yakima county line; west along the Pierce-Lewis county line and along the boundary of the twenty-fifth legislative district to the point of origin.

(e) In King county, beginning at the intersection of King, Pierce, and Kittitas counties; proceed generally west along the King-Pierce county line; north along the boundary of the forty-seventh legislative district to the northwest corner of section 18, township 20 north, range 6 east; east along the section lines to the line dividing ranges 7 and 8 east; north along the range line to the northwest corner of section 18, township 24 north, range 8 east; east along the section line to the line dividing ranges 8 and 9 east; south along the range line; generally east along the line dividing townships 23 and 24 north; south along the King-Kittitas county line to the point of origin.

(2) The thirteenth legislative district shall be divided into representative districts 13-A and 13-B. Legislative district 13-A shall be the portion of the district generally west of the A-B line. Legislative district 13-B shall be the portion of the district generally east of the A-B line, which is described as follows: Beginning on the boundary of the thirteenth legislative district at the intersection of the Kittitas-Chelan county line and the line dividing ranges 17 and 18 east; proceed south along the range lines to the southeast corner of section 12, township 19 north, range 17 east; west along the section lines to the northwest corner of section 17, township 19 north, range 17 east; south along the section lines to the line dividing townships 17 and 18 north; east along the township line; northeast along Hanson Rd., along Thorp Highway, and across Interstate 90 on the West Ellensburg Interchange to State Highway 131; generally northwest and north along State Highway 131; north along

Faust Rd. to the line dividing sections 16 and 21, township 18 north, range 18 east; east along the section lines to the southeast corner of section 17, township 18 north, range 19 east; south along the section lines to the boundary of the thirteenth legislative district.

**NEW SECTION.** Sec. 15. (1) The fourteenth legislative district shall consist of the area in Yakima and Kittitas counties encompassed by the following boundaries:

(a) In Kittitas county beginning at the intersection of the Kittitas-Grant county line and the northern boundary of township 17 north; proceed west along the northern boundary of township 17 north; generally west and north along the Ellensburg city limits; south along Walnut St.; west along 9th Ave.; south along Main St.; generally southeast along Highway 97 to the line dividing sections 13 and 24, township 17 north, range 18 east; east along the section line to the line dividing range 18 east and range 19 east; south along the range line; west along the 4th Standard Parallel North; generally south, east, then north along the Kittitas county line to the point of origin.

(b) In Yakima county, beginning at the intersection of Wide Hollow Creek and S. 80th Ave.; proceed north along S. 80th Ave.; west along Tieton Drive; north along Crookston Rd.; west along Summitview Ave.; north along the line dividing ranges 17 and 18 east; generally north and west along the Naches River and the Tieton River to the line dividing townships 14 and 15 north; west along the township lines to the line between range 14 east and range 15 east; north along the range lines to the Yakima-Kittitas county line; generally east and south along the Yakima county line; generally south and west along the boundary of the fifteenth legislative district to the point of origin.

(2) The fourteenth legislative district shall be divided into representative district 14-A and 14-B. Representative district 14-A shall consist of the area of the fourteenth legislative district not included in representative district 14-B, which is described as follows: Beginning in Yakima county at the intersection of S. 80th Ave. and Midvale Rd.; proceed east along Midvale Rd. and its extension; north along S. 56th Ave.; east along Summitview Ave.; north along 49th Ave.; east along Englewood Ave.; generally south along N. Front St.; generally east along E. Yakima Ave.; generally northwest along Interstate 82 to the northern boundary of section 13, township 13 north, range 18 east; west along the section lines to the southwest corner of section 2, township 13 north, range 18 east; north along the section lines to the northwest corner of the same section; west along the section lines to Slade Rd.; north along Slade Rd.; west along Pleasant Hill Rd.; generally west and north along Selah Heights Rd.; generally west along Naches-Selah Rd. to the line between sections 28 and 29, township 14 north, range 18 east; north along the section lines to the Selah Yall Canal; generally northwest along the Selah Yall Canal to the line between sections 19 and 20, township 14 north, range 18 east; north along the section lines to the Yakima-Kittitas county line; east and south along the county line; generally south, west, then north along the boundary of the fourteenth legislative district to the point of origin.

**NEW SECTION.** Sec. 16. (1) The fifteenth legislative district shall consist of the area in Yakima, Grant, and Adams counties encompassed by the following boundaries:

(a) In Yakima county, beginning at the intersection of Yakima, Kittitas, and Grant counties; proceed generally southeast along the Yakima county line; generally south, west, then south and east along the boundary of legislative district 16 to the southwest corner of section 6, township 10 north, range 22 east; south along the section lines to the southeast corner of section 25, township 10 north, range 21 east; west along the section lines to the southwest corner of section 30, township 10 north, range 20 east; south along the section lines to the southeast corner of section 1, township 9 north, range 20 east; west along the section lines to the southwest corner of section 5, township 9 north, range 18 east; north along the section lines to Ahtanum Creek; generally west along Ahtanum Creek to the line dividing ranges 16 and 17 east; north along the range line and its extension north of the 3rd Standard Parallel North to the north boundary of section 31, township 13 north, range 17 east; east along the section lines to Wide Hollow Creek; generally east along Wide Hollow Creek; generally northeast along the Union Pacific Railroad; east along Nob Hill Blvd.; north along S. 44th Ave.; east along Tieton Drive; north along S. 40th Ave.; east along W. Chestnut Ave.; south along S. 32nd Ave.; east along W. Walnut Ave.; south along S. 26th Ave.; east along Tieton Drive; south on S. 10th Ave.; east along E. Nob Hill Blvd. and its logical extension; north along the logical extension of 33rd St. and along 33rd St. to the Roza Canal; east to the western boundary of section 15, township 13 north, range 19 east; north along the section lines to the Yakima-Kittitas county line; east along the Yakima county line to the point of origin.

(b) In Grant county, beginning at the intersection of Grant, Yakima, and Kittitas counties; proceed generally south along the Grant-Yakima county line; east and north along the Grant-Benton county line; north, east, then north along the Grant-Adams county line to Interstate 90; west along Interstate 90; generally south and west along the Moses Lake city limits; generally west and south along Interstate 90; west along the northern boundary of township 17 north; south along the county line to the point of origin.

(c) In Adams county, beginning at the northeast corner of section 3, township 16 north, range 29 east; proceed south along the section lines to the Othello city limits; generally east, south, then west along the Othello city limits to the same section lines; south along the section lines to the Adams-Franklin county line; west along the county line to the Adams-Grant county line; north and east along the Adams county line to the point of origin.

(2) The district shall be divided into representative districts 15-A and 15-B. Representative district 15-A shall be the area generally north and east of the A-B line and

district 15-B shall be the area generally south and west of the A-B line, which is described as follows: Beginning in Yakima county at the intersection of Wide Hollow Creek and 64th Ave.; proceed south along 64th Ave.; west along W. Washington Ave. and its logical extension; north along S. 20th Ave.; east along Meade Ave.; south along Landon Ave. and its logical extension; east along Lower Ahtanum Rd.; generally south along Goodman Rd.; and south along the line between range 18 east and range 19 east to the southeast corner of section 25, township 12 north, range 18 east; east along the section lines to the western boundary of the sixteenth legislative district.

**NEW SECTION.** Sec. 17. The sixteenth legislative district shall consist of Franklin county, the two discrete portions of Benton county not otherwise included in legislative districts eleven and sixteen, and the area in Yakima county encompassed by the following boundaries: Beginning at the southwest corner of section 21, township 10 north, range 23 east; proceed north along the section lines to the northwest corner of section 9, township 10 north, range 23 east; west along the section lines to the line dividing range 21 east and range 22 east; north along the range line to the northwest corner of section 19, township 11 north, range 22 east; west along the section lines to the southwest corner of section 13, township 11 north, range 20 east; north along the section lines to the northwest corner of section 36, township 12 north, range 20 east; west along the section lines to the southwest corner of section 26, township 12 north, range 19 east; north along the section lines to Mieras Rd.; east along Mieras Rd. and its logical extension; south along the Yakima-Benton county line to the southeast corner of section 24, township 10 north, range 23 east; west along the section lines to the point of origin.

**NEW SECTION.** Sec. 18. (1) The seventeenth legislative district shall consist of the area in Clark, Skamania, Cowlitz and Klickitat counties encompassed by the following boundaries:

(a) In Clark county beginning at the intersection of the Clark-Skamania county line with the Washington-Oregon line; proceed north along the county line; west along the East Fork of the Lewis River to the line dividing sections 21 and 28, township 4 north, range 2 east; west along the section lines to the southwest corner of section 22, township 4 north, range 1 east; generally north along the section lines to the Clark-Cowlitz county line; generally west and south along the county line; generally south and east along the Washington-Oregon line; generally south and east along the northern and eastern boundaries of the forty-ninth legislative district; generally east along the Washington-Oregon line to the point of origin.

(b) In Skamania county beginning at the intersection of the line dividing Skamania and Klickitat counties and the Washington-Oregon line; proceed generally north along the line dividing Skamania and Klickitat counties to the northeast corner of section 24, township 4 north, range 9 east; west to the Skamania-Clark county line; south along the Skamania county line; east along the Washington state line to the point of origin.

(c) In Klickitat county beginning at the intersection of the line dividing Klickitat and Skamania counties with the Washington state line; proceed generally north along the county line to the northwest corner of section 30, township 5 north, range 10 east; east along the section lines to the northeast corner of section 30, township 5 north, range 14 east; south along the section lines to the Washington state line; west along the Washington state line to the point of origin.

(d) In Cowlitz county, beginning at the intersection of the Cowlitz-Clark county line with the Washington-Oregon line; proceed north along the Washington-Oregon line; east along the boundary of the eighteenth legislative district to the northeast corner of section 21, township 6 north, range 1 east; south along the section lines to the Cowlitz-Clark county line; southwest along the county line to the point of origin.

(2) The seventeenth legislative district shall be divided into representative districts 17-A and 17-B. Representative district 17-A shall consist of the portion of the legislative district east of the A-B line. Representative district 17-B shall consist of the portion of the legislative district west of the A-B line, which is described as follows: Beginning on the boundary of the forty-ninth legislative district at the intersection of NE 112th Ave. and NE 49th St.; proceed north along NE 112th Ave.; generally east along NE Fourth Plain Rd.; generally northeast along NE Ward Rd.; north along NE 172nd Ave.; west along NE 159th St.; north along NE 170th Ave.; west along NE 169th St.; north along NE 167th Ave.; east along county road No. 78; north along county road No. 7, to the north boundary of section 19, township 4 north, range 3 east; west along the section lines to the southeast corner of section 13, township 4 north, range 2 east; north along the section lines to the legislative district boundary.

**NEW SECTION.** Sec. 19. The eighteenth legislative district shall consist of Wahkiakum county and the area in Cowlitz county encompassed by the following boundaries: Beginning at the intersection of the Cowlitz-Wahkiakum county line with the Washington-Oregon line; proceed north along the Cowlitz-Wahkiakum county line; east along the Cowlitz-Lewis county line; south along the Willamette Meridian to the southeast corner of section 13, township 6 north, range 1 west; west along the section lines to the Washington-Oregon line; north along the Washington-Oregon line to the point of origin.

**NEW SECTION.** Sec. 20. The nineteenth legislative district shall consist of Pacific county and the area in Grays Harbor county encompassed by the following boundaries: Beginning at the east quarter corner of section 15, township 20 north, range 12 west; proceed east along the boundary of the twenty-fourth legislative district; south along the Grays Harbor-Mason county line; south along the line dividing ranges 6 and 7 west to the

west quarter corner of section 30, township 18 north, range 6 west; east paralleling the section lines to the line dividing sections 25 and 26, township 18 north, range 6 west; south along the section lines; east along the 4th Standard Parallel North to the north quarter corner of section 1, township 16 north, range 5 west; south paralleling the section lines to the Grays Harbor-Lewis county line; west along the county line; north along the Washington territorial limits; east along the boundary of the twenty-fourth legislative district to the point of origin.

**NEW SECTION.** Sec. 21. The twentieth legislative district shall consist of Lewis county, the portion of Grays Harbor county not included in the nineteenth or twenty-fourth legislative districts, and the area in Thurston and Pierce counties encompassed by the following boundaries:

(a) In Thurston county beginning at the intersection of Thurston, Grays Harbor, and Mason counties; proceed east along the Thurston-Mason county line and along the line dividing townships 18 and 19 north to the northeast corner of section 3, township 18 north, range 3 west; south along the section lines; generally southeast along State Route 8; south along the line dividing ranges 2 and 3 west; east along the 4th Standard Parallel North; south along the Willamette Meridian to the southwest corner of section 6, township 16 north, range 1 east; east along the section lines to the Thurston county line; generally south, west, then north along the Thurston county line to the point of origin.

(b) In Pierce county beginning at the intersection of the Pierce-Thurston county line with the line dividing ranges 3 and 4 east; proceed generally north and east along the boundary of the twenty-ninth legislative district; generally east, north, then south along the boundary of the twenty-fifth legislative district; generally south and east along the Puyallup River and the North Fork of the Puyallup River; south along the western boundary of Mt. Rainier National Park; east along an extension of the line dividing sections 18 and 19 in township 15 north, range 10 east to the Nisqually River; generally west and north along the Lewis-Pierce and Lewis-Thurston county lines to the point of origin.

**NEW SECTION.** Sec. 22. The twenty-first legislative district shall consist of the area in Snohomish county encompassed by the following boundaries: Beginning at the intersection of the Snohomish-King county line and 48th Ave. W.; proceed generally east along the boundary of the first legislative district; generally north and west along the boundary of the thirty-ninth legislative district; generally west along 148th St.; northeast along State Highway 1; generally north along Lake Rd. and State Highway 525; east along 18th Place; generally west along the boundary of the tenth legislative district; south along the Snohomish-Island and Snohomish-Kitsap county line; generally east and south along the boundaries of the forty-fourth and first legislative districts to the point of origin.

**NEW SECTION.** Sec. 23. The twenty-second legislative district shall consist of the portion of Thurston county not included within the twentieth legislative district.

**NEW SECTION.** Sec. 24. The twenty-third legislative district shall consist of Kitsap county except for the area in the tenth legislative district, and the area in Pierce county encompassed by the following boundaries: Beginning at the intersection of the center line of the Tacoma Narrows with the northern boundary of section 16, township 21 north, range 2 east; proceed west along the section lines to the southwest corner of section 11, township 21 north, range 1 east; south along the section lines to the southeast corner of section 15, township 21 north, range 1 east; east along the section lines to the north quarter corner of section 23, township 21 north, range 1 east; south along the section lines to the centerline of Hale Passage; generally southeast through Hale Passage; generally southwest through Puget Sound excluding Ketron Island but including Anderson, McNeil, and Fox Islands; generally north along the Pierce-Thurston county line and the Pierce-Mason county line; east along the Pierce-Kitsap county line; south along the centerline of Colvos Passage and the entrance to The Narrows to the point of origin.

**NEW SECTION.** Sec. 25. The twenty-fourth legislative district shall consist of Clallam, Jefferson, and Mason counties, and the area in Grays Harbor county north of a line beginning at the east quarter-corner of section 15, township 20 north, range 12 west and extending westward paralleling the section lines to the Washington territorial limits, and from the same point eastward to the Grays Harbor-Mason county line.

**NEW SECTION.** Sec. 26. The twenty-fifth legislative district shall consist of the area in Pierce county encompassed by the following boundaries: Beginning at the intersection of the 5th Standard Parallel North and the White River; proceed generally southeast along the White River; south along the line dividing range 5 east and range 6 east; west along the Buckley Highway; generally south along Werron Rd. and along the South Prairie-Connel Prairie Rd. in sections 1 and 12, township 19 north, range 5 east and its extension south to the southern boundary of section 13, township 19 north, range 5 east; east along the section line to A. P. Tubbs Rd. in section 19, township 19 north, range 6 east; south along A. P. Tubbs Rd. to the southern boundary of section 29, township 19 north, range 6 east; west along the section line to the Carbon River; generally west and north along the Carbon River to its confluence with the Puyallup River; generally south then west along the boundary of census enumeration district 53; generally north along the boundaries of the twenty-ninth, twenty-seventh, and twenty-sixth legislative districts; east along the Pierce-King county line to the point of origin.

**NEW SECTION.** Sec. 27. (1) The twenty-sixth legislative district shall consist of the area in King and Pierce counties encompassed by the following boundaries:

(a) In King county beginning at the intersection of State Highway 181 and the King-Pierce county line; proceed west then north along the county line; east then north

along the boundary of the thirtieth legislative district; generally east and south along the boundary of the ninth legislative district; generally south along the Green River; east along an extension of 16th St. NE; south along 104th Ave. SE; west along 8th St. NE; generally south and east along the Green River; southwest along the southeastern boundary of census tract 311; generally southeast along the White River to the north boundary of section 33, township 21 north, range 5 east; west along the section line to the northeast corner of section 32, township 21 north, range 5 east; south along the section lines to the King-Pierce county line; west along the county line to the point of origin.

(b) In Pierce county, beginning in the city of Tacoma at the intersection of State Highway 16 and Pearl St.; proceed east then south on State Rd. 16; east along 6th Ave.; northeast along Division Ave.; south along 'L' St.; east along S. 19th St.; north along Tacoma Ave.; east along S. 15th St.; north along Dock St.; east and northeast along 11th St.; east along the 5th Standard Parallel North; south along Goliday Rd.; east along Ward St. and 12th St.; south along 70th Ave.; east along 20th St. E., Yuma St. in the town of Milton, and 53rd Ave.; generally north and east along the eastern boundary of enumeration district 20; east along 57th Ave. NW; south along Meridian Road; east along 49th Ave. NE; generally south along 11th St.; east along 41st Ave. NE; north along the White River; generally west then north along the Pierce-King county line; generally northwest, west and south along the boundary of the thirtieth legislative district to the point of origin.

(2) The twenty-sixth legislative district shall be divided into representative districts 26-A and 26-B. Representative district 26-A shall be the portion of the twenty-sixth legislative district generally west of the A-B line. Representative district 26-B shall be the portion generally east of the A-B line, which is defined as follows: Beginning in the city of Tacoma at the intersection of E. 'F' St. and E. 11th St.; proceed generally northeast along E. 11th St. to Alexander Ave.; generally north to the intersection of N. Shore Blvd. and 33rd St. NE; east along 33rd St. NE; north along 45th Ave. NE to the boundary of the twenty-sixth legislative district.

*NEW SECTION. Sec. 28.* The twenty-seventh legislative district shall consist of the area in Pierce county encompassed by the following boundaries: Beginning in the city of Tacoma at the intersection of 6th Ave. and State Highway 16; proceed south and southeast along State Highway 16; south along Orchard St.; east along 100th St. SW; south along the Burlington Northern Railroad; east along an extension of Pacific St.; generally northeast along Interstate 5; east along 96th St. S.; north along Hosmer St. S.; east along S. 80th St.; north along Park Ave.; east along S. 48th St.; north along 'G' St.; east along S. 38th St.; north along Tacoma Ave.; generally northeast along Interstate 5; generally southeast along the Puyallup River; north along 13th St. NE in the North Puyallup area; generally west along the southern boundary of the twenty-sixth legislative district to the point of origin.

*NEW SECTION. Sec. 29.* The twenty-eighth legislative district shall consist of the area in Pierce county encompassed by the following boundaries: Beginning at the intersection of the Narrows and the Tacoma Narrows Bridge; proceed east then south along the boundaries of the thirtieth, twenty-sixth, and twenty-seventh legislative districts; generally southwest along Interstate 5; generally southwest, then south, along the northwestern boundary of McChord Air Force Base; generally west along McChord Drive and New York St.; generally southwest along Interstate 5; east along the northern boundary of American Lake Gardens; south along Woodbrook Rd.; west along 150th St. SW; south along an extension of Fir St.; generally west along the south boundary of American Lake Gardens; north along Murray St.; south along Interstate 5; west then generally north along the boundaries of census tract 729 to the Steilacoom city limits; generally east, north, then west along the eastern boundary of Steilacoom city limits to Puget Sound; west to the boundary of the twenty-third legislative district; north along the boundaries of the twenty-third and thirtieth legislative districts to the point of origin.

*NEW SECTION. Sec. 30.* The twenty-ninth legislative district shall consist of the area in Pierce county encompassed by the following boundaries: Beginning in the city of Tacoma on the boundary of the twenty-seventh legislative district at the intersection of Park Ave. and 54th St.; proceed east along 54th St. and along Tanglewood St.; south along the Chicago, Milwaukee, St. Paul and Pacific Railroad; east along 72nd St. E.; south along Golden Givins Rd. E.; east along 80th St. E.; south along Wilkeson St. E.; east along 84th St. E.; south along 24th Ave. E.; east along 96th St. E.; south along Fruitland Ave. E.; east along 112th St. E.; south along State Highway 161; west along 136th St. E.; south along 94th Ave. E.; west along 152nd St. E.; generally south and west along 156th St. E. and along Military Rd. E.; south along Canyon Rd.; west along Old Military Rd.; generally southeast along the Chicago, Milwaukee, St. Paul, and Pacific Railroad; west along the Muck-Kapowsin Rd.; generally southeast along State Highway 7; south along the line dividing range 3 east and range 4 east; generally northwest along the Pierce-Thurston county line; generally northeast along the boundary of the twenty-third legislative district; generally southeast then north along the boundaries of the twenty-eighth and twenty-seventh legislative districts to the point of origin.

*NEW SECTION. Sec. 31. (1)* The thirtieth legislative district shall consist of the area in King and Pierce counties encompassed by the following boundaries:

(a) In King county, beginning at the intersection of the southern boundary of Salt Water State Park and Puget Sound; proceed generally east and south along the boundary of the thirtieth legislative district; generally south along 68th Ave. S.; State Highway 181, and Detroit Blvd.; west along S. 376th St.; generally northwest and west along the King-Pierce county line; generally north along the King-Kitsap county line; generally south and east

along the boundaries of the thirty-first legislative district and the thirtieth legislative district to the point of origin;

(b) In Pierce county, beginning in the city of Tacoma at the intersection of Proctor St. and 31st St.; proceed west along 31st St.; north along Verde St.; west along 33rd St.; north along Gove St.; west along N. 36th St.; south along Baltimore St.; west along 35th St.; south along Pearl St.; generally northwest along State Highway 16; south along the centerline of The Narrows; generally northwest, north, east, then north along the boundary of the twenty-third legislative district; generally southeast, northeast, then southeast along the Pierce-King county line; west along the eastward extension of Mana-Wana Place; south along Varco Rd. and Kennedy Rd. to the extreme low waterline; generally southwest across Commencement Bay to the intersection of the extreme low waterline with Carr St.; south along Carr St.; northwest along N. Yakima; south along Steele St.; west along 21st St.; north along Proctor St. to the point of origin.

(2) The thirtieth legislative district shall be divided into representative districts 30-A and 30-B. Representative district 30-A shall be the portion of the legislative district generally west of the A-B line. Representative district 30-B shall consist of Vashon and Maury Islands and the portion of the legislative district generally east of the A-B line, which is described as follows: Beginning in King county at the intersection of the shoreline of Puget Sound and the northern boundary of census enumeration district 383; proceed southeast along the boundary of census enumeration district 383; northwest along State Highway 509; generally southeast along SW Dumas Rd.; northeast along Dash Point Rd.; east along SW 312th St.; south along 1st Ave. S.; east along S. 320th St.; south along Pacific Highway South and 16th Ave. S. to the boundary of the thirtieth legislative district.

**NEW SECTION.** Sec. 32. The thirty-first legislative district shall be the area in King County encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of SW Mills St. and Fauntleroy Way SW; proceed southwest along Fauntleroy Way SW; generally east along SW Othello St.; south along California Ave. SW; east along SW Holden St.; south along 39th Ave. SW; east along SW Kenyon St.; south along 14th Ave. SW; east along SW Elm Grove St.; south along 1st Ave. S.; east along SW 132nd St. and its extension; south along Des Moines Way S.; east along S. 144th St.; south on 16th Ave. S.; generally east and south along Interstate 405; south along 24th Ave. S.; east along S. 160th St.; generally south and east along Military Rd. S.; west along S. 188th St.; northwest along 12th Place S.; north along 14th Ave. S.; west along S. 166th St.; south along 1st Ave. S.; west along the northern boundary of Normandy Park; north along 11th Ave. SW; east along SW 158th St.; north along 10th Ave. SW; east along SW 149th St.; generally north along SW Ambaum Blvd.; west along an extension of SW 136th St.; generally north and west through Puget Sound (excluding Vashon and Maury Island) to the intersection of the King county line and an extension of SW Mills St.; east along such extension and along SW Mills St. to the point of origin.

**NEW SECTION.** Sec. 33. (1) The thirty-second legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of 20th Ave. NE and NE 50th St.; proceed west along NE 50th St. and N. 50th St.; north along Aurora Ave. N.; west along N. 70th St.; south along Greenwood Ave. N.; west along N. 60th St. and NW 60th St.; north along 8th Ave. NW; west along NW 70th St.; north along 19th Ave. NW; west along NW Canoe Place; north along 20th Ave. NW; west along NW 85th St.; south along 30th Ave. NW; west along NW 69th St.; south along 33rd Ave. NW; west along NW 68th St. and its extension to the King county line; south along the King county line; generally east along the northern boundary of the thirty-sixth legislative district; north along 15th Ave. NE; east along NE 38th St.; generally north along Montlake Blvd.; east along NE 45th St.; northeast along 45th Place; north along 35th Ave. NE; west along NE 65th St.; south along 20th Ave. NE to the point of origin.

(2) The thirty-second legislative district shall be divided into representative districts 32-A and 32-B. Representative district 32-A shall be the portion of the district generally east of the A-B line and representative district 32-B shall be the area generally west of the A-B line, which is described as follows: Beginning on the border of the thirty-second district at the intersection of NW 68th St. and 34th Ave. NW; and proceeding south along 34th Ave. NW; east along NW 64th St.; south along 32nd Ave. NW; east along NW 60th St.; south along 15th Ave. NW; east along NW 54th St.; south along 8th Ave. NW; east along NW 50th St.; south along Greenwood Ave. N.; east along N. 45th St.; south along 1st Ave. NE; east along NE 39th St.; south along 2nd Ave. NE to the boundary of the thirty-second legislative district.

**NEW SECTION.** Sec. 34. The thirty-third legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning at the intersection of 1st Ave. S. and S. 116th St.; proceed east along S. 116th St.; south along 8th Ave. S.; east along S. 120th St.; north along Old Military Rd.; east along S. 116th St.; generally east and south along S. 115th Place and S. 116th Place; north along Pacific Highway S.; east along the Duwamish River to the logical extension of 32nd Ave. S.; north along the extension of 32nd Ave. S.; east along the Seattle city limits; north along State Highway 21; southeast along Beacon Ave. S.; generally north and east along the boundary of the thirty-fifth legislative district; north along Lake Washington excluding Mercer Island; generally west and south along the boundary of the thirty-seventh legislative district; south along Interstate 5; generally east and south along Columbian Way; south along 15th Ave. S.; generally west and south along the Seattle city limits; generally south along the boundary of the thirty-first legislative district to the point of origin.

**NEW SECTION. Sec. 35.** (1) The thirty-fourth legislative district shall be the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of E. Cherry St. and 15th Ave.; proceed south along the boundary of the thirty-seventh and thirty-third legislative districts; west along the boundary of the thirty-first legislative district; north along the King county line; east along the southern boundary of the thirty-seventh legislative district to the point of origin.

(2) The thirty-fourth legislative district shall be divided into representative districts 34-A and 34-B. Representative district 34-A shall be the portion north of the A-B line. Representative district 34-B shall be the portion south of the A-B line, which is described as follows: Beginning at the intersection of the King-Kitsap county line and the westerly extension of SW Andover St. in the city of Seattle; east along such extension and along SW Andover St.; north along 40th Ave. SW; east along SW Manning St.; south along 35th Ave. SW; east along SW Juneau St. to the boundary of the thirty-third legislative district.

**NEW SECTION. Sec. 36.** The thirty-fifth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of S. Fletcher St. with 51st Ave. S.; proceed north along 51st Ave. S.; east along Rainier Ave. S.; north along 57th Ave. S. to the shore of Lake Washington; east to the centerline of Lake Washington; south along Lake Washington to the western boundary of the Renton city limits; generally southwest along the city limits; west along NW 24th Ave.; south along 84th Ave. S.; east along S. 132nd Rd.; generally south, east, and west along the Renton city limits; generally east along Sunset Blvd. W. and SW 4th Place; south along Stevens Ave. SW; generally east along Chicago, St. Paul, Milwaukee and Pacific Railroad; south along Hardie Ave. SW; east along Interstate 405; south on Talbot Rd.; south along Puget Drive and southeast along Benson Rd.; east along SE 168th St.; south along 121st Ave. SE; southeast along SE 170th Place; east along SE 172nd St.; south along 129th Ave. SE; generally east along Petrovitsky Rd.; south along 140th Ave. SE; west along SE 208th St.; south along 116th Ave. SE; west along SE 228th St.; generally west and north along the boundary of the ninth legislative district; generally north along the boundary of the thirty-first legislative district; generally east along the boundary of the thirty-third legislative district to the point of origin.

**NEW SECTION. Sec. 37.** (1) The thirty-sixth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of Denny Way and Third Ave.; proceed southeast along Third Ave.; northeast along Olive Way and Olive Way E.; north along Boylston Ave. E.; east along E. Harrison St.; north along Harvard Ave. E.; east along E. Roy St.; north along Broadway Ave. E.; east along E. Aloha St.; north along 10th Ave. E.; east along E. Prospect St.; north along Federal Ave. E.; east along E. Newton St.; north along Everett Ave. E.; east along E. Lynn St.; north along 16th Ave. E.; generally west along the Lake Washington ship canal, through Lake Union, and along the Salmon Bay Waterway to its entrance into Shilshole Bay; west to the King county line; south along the county line to the extension of W. Denny Way; east along such extension, along W. Denny Way, and along Denny Way to the point of origin.

(2) The thirty-sixth legislative district shall be divided into representative districts 36-A and 36-B. Representative district 36-A shall be the portion of the district generally south of the A-B line. Representative district 36-B shall be the portion of the legislative district generally north of the A-B line, which is described as follows: Beginning at the intersection of the King-Kitsap county line and the extension of W. Dravus St.; proceed east along W. Dravus St.; south along 14th Ave. W.; east along W. Wheeler St.; south along 11th Ave. W.; generally east along W. McGraw St.; south along Nob Hill Ave. N.; west along Galer St.; south along 3rd Ave. N.; east along Highland Drive; south along Nob Hill Ave. N.; generally east along Roy St. and E. Roy St. to the boundary of the district.

**NEW SECTION. Sec. 38.** The thirty-seventh legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of Denny Way and Third Ave.; proceed west along the southern boundary of the thirty-sixth legislative district; south along the King county line; east along the extension of Yesler Way and along Yesler Way; northeast along James St.; east along E. Cherry St.; south along 15th Ave.; east along E. Spruce St.; south along 16th Ave. and 16th Ave. S.; west along S. Dearborn St.; south along Interstate 5; east along S. Atlantic St.; south along 17th Ave. S.; generally east along S. Massachusetts St.; north along 29th Ave. S.; east along S. Atlantic St.; north along 33rd Ave. S.; east along Interstate 90; south along 35th Ave. S.; east along S. Massachusetts St.; north along the center line of Lake Washington; west along U.S. 520; south along 37th Ave. E.; southwest along E. Madison St.; generally north along the western boundary of Broadmoor Golf Club and along 30th Ave. E.; west along U.S. 520; south and southwest along 20th Ave. E.; southeast along E. Boyer St.; generally southwest along 22nd Ave. E.; south along W. Interlaken Blvd.; east along E. Garfield St.; north along Everett Ave. E.; generally west and south along the boundary of the thirty-sixth legislative district to the point of origin.

**NEW SECTION. Sec. 39.** The thirty-eighth legislative district shall consist of the area in Snohomish county encompassed by the following boundaries: Beginning at the intersection in section 8, township 29 north, range 5 east of the Snohomish River and the Burlington Northern Railroad; proceed generally east and south along the boundary of the thirty-ninth legislative district; generally west and north along the twenty-first legislative district; generally east, north, then west along the boundary of the tenth legislative district; north along the Snohomish county line; east along the boundary of the thirty-ninth legislative district to the point of origin.

**NEW SECTION. Sec. 40.** The thirty-ninth legislative district shall consist of the area in

Snohomish county encompassed by the following boundaries: Beginning at the intersection in section 8, township 29 north, range 5 east, of the Snohomish River and the Burlington Northern Railroad; proceed generally west and northwest along the river and through the passage north of Gedney Island to the Snohomish-Island county line; north along the county line; generally east and north along the boundary of the fortieth legislative district; east, generally south, then west along the Snohomish county line to the southwest corner of section 32, township 27 north, range 6 east; north along the section lines to the east quarter corner of section 7, township 27 north, range 6 east; west paralleling the section lines to the logical southerly extension of 67th Ave.; north along the extension of 67th Ave.; generally northeast along Ebey Slough to the quarter section line of section 26, township 28 north, range 5 east; east on said quarter section line; generally northeast along State Highway 204; east on Meridian St.; north along 99th Ave. NE; west along 28th St. NE and its extensions; generally south along the Burlington Northern Railroad to the point of origin.

**NEW SECTION.** Sec. 41. The fortieth legislative district shall consist of San Juan county; Skagit county, except for the portion included in the forty-second legislative district; and the area in Island and Skagit counties encompassed by the following boundaries:

(a) In Island county beginning on Whidbey Island at the northwest corner of section 33, township 33 north, range 1 east; proceed south and west along Crosby Rd. and its extension to the extreme low waterline of the Straits of Juan de Fuca; generally northwest to the intersection of Island, Jefferson and San Juan counties; generally northeast along the Island-San Juan county line; generally east and south along the Island-Skagit and Island-Snohomish county lines; generally north and west along the centerline of Saratoga passage; west and north along the boundary of census enumeration district 8 to the Oak Harbor city boundary; generally north along the Oak Harbor city boundary to the western boundary of section 36, township 33 north, range 1 east; north along the section line to the northwest corner of section 36, township 33 north, range 1 east; west along the section lines to the point of origin;

(b) In Snohomish county beginning at the intersection of Snohomish, Island, and Skagit counties; proceed east along the Snohomish-Skagit county line to the northeast corner of section 4, township 32 north, range 10 east; south along the section lines to the east quarter corner of section 33, township 31 north, range 10 east; northwest to the south quarter corner of section 13, township 31 north, range 9 east; west along the section lines to the southwest corner of section 16, township 31 north, range 9 east; north along the section lines to the line dividing township 31 north and township 32 north; west along the township boundary to the southwest corner of section 35, township 32 north, range 6 east; north along the section line to the northwest corner of the same section; west along the section lines; south along Interstate 5; west along the Stillaguamish River to the southern boundary of section 32, township 32 north, range 4 east; west along the line dividing township 31 north and township 32 north; north along the Snohomish-Island county line to the point of origin.

**NEW SECTION.** Sec. 42. The forty-first legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Bellevue at the intersection of SE 16th St. with 104th Ave. SE; proceed north along 104th Ave. SE; east along Main St.; north along 165th Ave. NE; east along NE 1st St. and along the northern boundary of census tract 231; south along Lake Sammamish; generally south then west along the boundary of the forty-seventh legislative district; generally southwest then north around Mercer Island along the boundaries of the thirty-fifth and thirty-third legislative districts; generally southeast along the northern boundary of census tract 243; east along an extension of SE 16th St. and along SE 16th St. to the point of origin.

**NEW SECTION.** Sec. 43. The forty-second legislative district shall consist of Whatcom county and the area in Skagit county encompassed by the following boundaries: Beginning at the intersection of the Skagit-Whatcom county line and the line dividing ranges 7 and 8 east; proceed south along the range line; southwest along Grandy Creek to the south boundary of section 3, township 35 north, range 7 east; west along the section lines; south along Interstate 5; west along Joe Leary Slough to the southerly extension of Thomas Rd.; north along Thomas Rd.; generally north and west along State Route 11 to the bridge over the stream formed by Whitehall Creek and Colony Creek in section 22, township 36 north, range 3 east; generally west along such stream and its extension; north along the centerline of Samish Bay to the Skagit-Whatcom county line; east along the Skagit-Whatcom county line to the point of origin.

**NEW SECTION.** Sec. 44. (1) The forty-third legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Bellevue at the intersection of 132nd Ave. NE and NE 55th St.; proceed generally west and south along the boundary of the forty-eighth legislative district; generally west and south along the boundary of the thirty-seventh legislative district; generally north along the boundary of the thirty-sixth, thirty-second and forty-sixth legislative districts; generally east and south along the boundary of the first legislative district; west along the boundary of the forty-eighth legislative district to the point of origin.

(2) The forty-third legislative district shall be divided into representative districts 43-A and 43-B. Representative district 43-A shall be the area generally west and south of the A-B line. Representative district 43-B shall be the area generally east and north of the A-B line, which is described as follows:

Beginning in the city of Seattle on the boundary of the forty-sixth legislative district at the intersection of NE 85th St. and the shoreline of Lake Washington; proceed generally

northeast across Lake Washington to NE 112th St.; east along northeast 112th St.; south along 108th Ave. NE and 6th St. in Kirkland; generally southwest along Central Way; south along an extension of 98th Ave. NE to the boundary of the forty-eighth legislative district.

**NEW SECTION.** Sec. 45. (1) The forty-fourth legislative district shall consist of the area in King and Snohomish counties encompassed by the following boundaries:

(a) In King county, beginning at the intersection of King, Snohomish, and Kitsap counties; proceed east along the King-Snohomish county line; south along 15th Ave. NW; southeast along Richmond Rd.; east along NW 191st St.; south along Aurora Ave. N.; generally south and west along the boundary of the forty-fifth legislative district; generally west along the boundary of the thirty-second legislative district; north along the King-Kitsap county line to the point of origin.

(b) In Snohomish county, beginning at the intersection of Snohomish, King, and Kitsap counties; proceed east along the Snohomish-King county line; north along 84th Ave. W.; east along 236th St. SW; generally northeast along Peterson Drive; east along 234th St. SW; north along 48th Ave. W.; east along 212th St. SW; north along 44th Ave. W.; west along 196th St. SW; north along W. 64th Ave.; west along 192nd St. SW; south along W. 71st Ave.; west along 193rd St. SW; south along W. 73rd Ave.; west along 194th St. SW; south along W. 74th Ave.; west along 196th St. SW; south along W. 88th Ave.; west along 220th St. SW; north along 2nd Ave.; west along 215th St. SW; south along the Snohomish-Kitsap county line and east along the Snohomish-King county line to the point of origin.

(2) The forty-fourth legislative district shall be divided into representative districts 44-A and 44-B. Representative district 44-A shall be the portion of the legislative district south of the A-B line. Representative district 44-B shall be the portion north of the A-B line, which is described as follows: Beginning in Snohomish county on the boundary of the forty-fourth legislative district at the intersection of 236th St. SW and 84th Ave.; and proceeding west along 236th St. SW; south along 100th Ave. W.; west along 238th St. SW; south along 112 Ave. W.; west along the King-Snohomish county line to the Kitsap county line.

**NEW SECTION.** Sec. 46. The forty-fifth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of Roosevelt Way NE and NE 50th St.; proceed north along Roosevelt Way NE; west along NE 85th St.; north along 5th Ave. NE; west along NE 158th St. and N. 158th St.; south along Meridian Ave. N.; west along N. 157th St.; south along Aurora Ave. N.; west along NW 145th St.; south along Greenwood Ave. N.; west along NW 115th St.; south along 8th Ave. NW; southwest along Holman Rd.; south along 14th Ave. NW; west along NW 85th St.; generally south and east along the boundary of the thirty-second legislative district to the point of origin.

**NEW SECTION.** Sec. 47. The forty-sixth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Seattle at the intersection of Roosevelt Way NE and NE 50th St.; proceed generally north and west along the boundary of the forty-fifth legislative district; north along Wallingford Ave. N.; east along N. 170th St.; north along Meridian Ave. N.; east along N. 171st St.; south along Interstate 5; east along NE 170th St.; north along 5th Ave. NE; east along NE 180th St.; generally southeast along 24th Ave. NE and along NE 178th St.; south along 30th Ave. NE; east along NE 155th St.; south along Lake Washington; west along NE 85th St.; south along 30th Ave. NE; west along NE 75th St.; south along 26th Ave. NE; generally south and west along the boundary of the thirty-second legislative district to the point of origin.

**NEW SECTION.** Sec. 48. The forty-seventh legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning at the intersection of the centerline of the channel in Lake Washington between Mercer Island and the eastern shore of the lake with the northern boundary of census tract 252; proceed generally south and east along the boundary of census tract 252 to the Renton city limits at 116th Ave. SE; generally south and east along the city limits; east along SE 106th St.; south along Union Ave. SE; generally east along the Renton-Issaquah Rd.; north along 148th Ave. SE; southeast along Coalfield Way; north along an extension of 149th Ave. SE to the Bellevue city limits; west, north, then east along the Bellevue city limits; east along an extension of SE 48th St.; north to the intersection of 52nd Ave. NE and Newport-Issaquah Rd.; generally northwest along Newport-Issaquah Rd.; generally north along 153rd Ave. SE; east along SE 41st St. to the Newport-Issaquah Rd.; generally east along the Newport-Issaquah Rd.; generally north along a line drawn from the intersection of 171st Place SE with SE 43rd St. to the intersection of SE 38th St. with State Highway 901; generally north along State Highway 901; east along SE 35th St.; south along 176th Ave. SE; generally southwest along Covington Way; generally southwest along 164th Place SE; west along SE 292nd St.; generally southeast along the Kent-Black Diamond Rd.; south along 196th Ave. SE; generally west along the Green River; south along 180th Ave. SE to the White River; generally north along the boundaries of the twenty-fifth, twenty-sixth, ninth, and thirty-fifth legislative districts; generally northeast along Lake Washington, excluding Mercer Island, to the point of origin.

**NEW SECTION.** Sec. 49. The forty-eighth legislative district shall consist of the area in King county encompassed by the following boundaries: Beginning in the city of Bellevue at the intersection of 132nd Ave. NE and NE 55th St.; proceed north along 132nd Ave. NE; generally west along NE 70th St., NE 72nd Place, and NE 68th St.; south along Lake Washington and along the boundary of the thirty-seventh legislative district; generally east and south along the boundary of the forty-first legislative district; south along the boundary

of the forty-seventh legislative district; generally east and north along the boundary of the twelfth legislative district; generally northwest along the boundary of the first legislative district; west along NE 60th St.; south along 154th Ave. NE; west along NE 55th St. to the point of origin.

*NEW SECTION.* Sec. 50. The forty-ninth legislative district shall consist of the area in Clark county encompassed by the following boundaries: Beginning near the eastern boundary of the city of Vancouver at the intersection of NE 112th Ave. and SE Mill Plain Rd.; proceed north along NE 112th Ave. and its logical extension to NE 49th St.; west along a logical extension of NE 49th St.; generally southwest along NE Fourth Plain Blvd.; north along NE 66th Ave.; west along NE 58th St. to the intersection with the logical northward extension of NE 50th Ave.; north along the logical extension of NE 50th Ave. to an intersection with the logical extension eastward of NE 65th St.; west along the logical extension of NE 65th St. and NE 65th St. to the Burlington Northern Railroad right of way; north to NE 78th St.; west along NE 78th St.; north on Interstate 5; west on NW 99th St.; north on NW 11th Ave.; west on NW 109th St.; north on NW 16th Ave.; west on NW 119th St. and its logical extension to the Washington state line; generally south and east along the Washington state line to an intersection with a southerly extension of SE 164th Rd.; north along SE 164th Rd.; west along SE Mill Plain Rd. to the point of origin.

*NEW SECTION.* Sec. 51. The Senate shall consist of forty-nine members, one of whom shall be elected from each of the forty-nine legislative districts.

*NEW SECTION.* Sec. 52. Of the senators provided for in this act, one senator shall be elected from each of the following legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1974, and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other senatorial districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every four years thereafter, for a term of four years.

*NEW SECTION.* Sec. 53. The House of Representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district; except that three representatives shall be elected from the forty-second legislative district. The members shall be elected at large from the legislative district unless a legislative district has been subdivided into two representative districts, in which case, one member shall be elected from each representative district.

*NEW SECTION.* Sec. 54. The representatives provided for in this act shall be elected from the legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

*NEW SECTION.* Sec. 55. The term of office of each senator and representative elected after the effective date of this act shall commence on the second Monday in January following the date of election.

*NEW SECTION.* Sec. 56. The intent of this act is to include all of the territory of the state in the forty-nine legislative districts created by this act, whether or not such territory has been encompassed within the boundaries of the areas specifically described. If any territory of the state is not included within the areas specifically mentioned, such territory shall be assigned to a legislative district as follows: (1) If such territory be completely surrounded by territory embraced within a given legislative district, such territory shall be and become a part of such district; (2) If such territory shall not be thus surrounded but shall adjoin one or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants. If any territory which has been specifically mentioned is embraced within two or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants, and shall not be part of the other district or districts. The 1970 United States census shall be used for determining the number of inhabitants under this act. If any territory has been specifically mentioned as embraced within a given legislative district but is in fact separated from such district by territory of one or more other districts, such territory shall be assigned as though it had not been included within a district specifically mentioned herein.

*NEW SECTION.* Sec. 57. This act shall not affect the forty-second legislature or the terms of its members. The terms of each senator elected at the 1970 general election for a new term commencing in January, 1971 shall continue until the second Monday in January, 1975.

*NEW SECTION.* Sec. 58. On the basis of the adjusted population data the population of the state was apportioned by districts as follows:

1	.....	68,026
2	.....	68,069
A	.....	34,022
B	.....	34,047
3	.....	68,111
4	.....	68,052
A	.....	34,001
B	.....	34,051
5	.....	68,082

A	34,041
B	34,041
6	67,980
A	33,945
B	34,035
7	68,016
A	34,059
B	33,957
8	68,010
A	34,006
B	34,004
9	68,052
A	34,048
B	34,004
10	68,050
11	68,004
A	34,010
B	33,994
12	68,028
A	34,003
B	34,025
13	68,021
A	33,996
B	34,025
14	68,083
A	34,045
B	34,038
15	68,008
A	34,003
B	34,005
16	68,009
17	68,106
A	34,028
B	34,078
18	68,050
19	68,017
20	67,993
21	68,060
22	68,005
23	68,002
24	68,066
25	68,020
26	68,015
A	34,014
B	34,001
27	68,072
28	68,024
29	68,013
30	67,980
A	34,011
B	33,969
31	68,013
32	68,030
A	34,025
B	34,005
33	68,012
34	68,082
A	34,029
B	34,053
35	68,037
36	68,022
A	34,007
B	34,015
37	68,047
38	68,033
39	68,042

40 ..... 68,050  
 41 ..... 68,051  
 42 ..... 85,000  
 43 ..... 68,022  
   A ..... 34,025  
   B ..... 33,997  
 44 ..... 68,048  
   A ..... 34,022  
   B ..... 34,026  
 45 ..... 68,040  
 46 ..... 68,059  
 47 ..... 68,020  
 48 ..... 68,036  
 49 ..... 68,007

NEW SECTION. Sec. 59. Sections 1 through 58 of this act are added to chapter 44.07

RCW.

NEW SECTION. Sec. 60. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW 44.07.150;
- (17) Section 17, chapter 6, Laws of 1965 and RCW 44.07.160;
- (18) Section 18, chapter 6, Laws of 1965 and RCW 44.07.170;
- (19) Section 19, chapter 6, Laws of 1965 and RCW 44.07.180;
- (20) Section 20, chapter 6, Laws of 1965 and RCW 44.07.190;
- (21) Section 21, chapter 6, Laws of 1965 and RCW 44.07.200;
- (22) Section 22, chapter 6, Laws of 1965 and RCW 44.07.210;
- (23) Section 23, chapter 6, Laws of 1965 and RCW 44.07.220;
- (24) Section 24, chapter 6, Laws of 1965 and RCW 44.07.230;
- (25) Section 25, chapter 6, Laws of 1965 and RCW 44.07.240;
- (26) Section 26, chapter 6, Laws of 1965 and RCW 44.07.250;
- (27) Section 27, chapter 6, Laws of 1965 and RCW 44.07.260;
- (28) Section 28, chapter 6, Laws of 1965 and RCW 44.07.270;
- (29) Section 29, chapter 6, Laws of 1965 and RCW 44.07.280;
- (30) Section 30, chapter 6, Laws of 1965 and RCW 44.07.290;
- (31) Section 31, chapter 6, Laws of 1965 and RCW 44.07.300;
- (32) Section 32, chapter 6, Laws of 1965 and RCW 44.07.310;
- (33) Section 33, chapter 6, Laws of 1965 and RCW 44.07.320;
- (34) Section 34, chapter 6, Laws of 1965 and RCW 44.07.330;
- (35) Section 35, chapter 6, Laws of 1965 and RCW 44.07.340;
- (36) Section 36, chapter 6, Laws of 1965 and RCW 44.07.350;
- (37) Section 37, chapter 6, Laws of 1965 and RCW 44.07.360;
- (38) Section 38, chapter 6, Laws of 1965 and RCW 44.07.370;
- (39) Section 39, chapter 6, Laws of 1965 and RCW 44.07.380;
- (40) Section 40, chapter 6, Laws of 1965 and RCW 44.07.390;
- (41) Section 41, chapter 6, Laws of 1965 and RCW 44.07.400;
- (42) Section 42, chapter 6, Laws of 1965 and RCW 44.07.410;
- (43) Section 43, chapter 6, Laws of 1965 and RCW 44.07.420;
- (44) Section 44, chapter 6, Laws of 1965 and RCW 44.07.430;
- (45) Section 45, chapter 6, Laws of 1965 and RCW 44.07.440;
- (46) Section 46, chapter 6, Laws of 1965 and RCW 44.07.450;
- (47) Section 47, chapter 6, Laws of 1965 and RCW 44.07.460;
- (48) Section 48, chapter 6, Laws of 1965 and RCW 44.07.470;
- (49) Section 49, chapter 6, Laws of 1965 and RCW 44.07.480;
- (50) Section 50, chapter 6, Laws of 1965 and RCW 44.07.490;
- (51) Section 51, chapter 6, Laws of 1965 and RCW 44.07.500;
- (52) Section 52, chapter 6, Laws of 1965 and RCW 44.07.510;
- (53) Section 53, chapter 6, Laws of 1965 and RCW 44.07.520;
- (54) Section 54, chapter 6, Laws of 1965 and RCW 44.07.530;
- (55) Section 55, chapter 6, Laws of 1965 and RCW 44.07.540;

(56) Section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and

(57) Section 58, chapter 6, Laws of 1965 and RCW 44.07.910.

**NEW SECTION.** Sec. 61. If the inclusion in this act of any set or sets of separate representative districts within a legislative district or districts shall render this chapter invalid, the whole legislative district or districts shall be treated as a district or districts with two representatives elected at large and without separate representative districts. If any other provisions of this chapter, or its application to any person or circumstance is held invalid, the remainder of the chapter, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 62. This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1972 in accordance with the provisions of section 1, Article II of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof.

If any court of competent jurisdiction, in a proper action, invalidates the present redistricting plan or directs that the state be redistricted prior to the referendum vote on this act, then the plan contained in this act shall be the plan which shall become effective.

If the legislature enacts a second legislative redistricting act which is signed into law by the governor then this act shall not be referred to a vote of the people."

Strike the title and insert:

"An Act relating to the legislature; providing for the redistricting and reapportionment of the state and its population into legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 5, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW 44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of 1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430; repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910.",

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 747.

## POINT OF INQUIRY

Mr. Sawyer: "Mr. Speaker, is this the redistricting bill as amended by the Senate?"  
 The Speaker (Mr. Bledsoe presiding): "Affirmative. I think you probably have a motion you would like to make."

## MOTION

Mr. Sawyer moved that the House concur in the Senate amendments to Engrossed House Bill No. 747.

Mr. King demanded an oral roll call, and the demand was sustained.

The Speaker (Mr. Bledsoe presiding) declared the House to be at ease.

The Speaker (Mr. Copeland presiding) called the House to order.

## MOTION

On motion of Mr. Morrison, the House deferred further consideration of Engrossed House Bill No. 747 until after consideration of Engrossed Substitute House Bill No. 457.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 457, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 457, providing for the registration and regulation of lobbyists, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Walgren, Woodall and Knoblauch; Representatives Cunningham, Hurley and Wanamaker.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute House Bill No. 457 was adopted and the committee was granted the powers of Free Conference.

The House resumed consideration of the Senate amendments to Engrossed House Bill No. 747.

The Speaker (Mr. Copeland presiding) stated the question before the House to be the motion by Mr. Sawyer that the House concur in the Senate amendments to Engrossed House Bill No. 747. An oral roll call had been demanded.

Mr. Bottiger spoke in favor of the motion.

Mr. Barden demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Sawyer that the House concur in the Senate amendments to Engrossed House Bill No. 747, and the motion was lost by the following vote: Yeas, 48; nays, 51; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner,

Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn-48.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker-51.

#### MOTION

Mr. Bledsoe moved that the Message to the Senate be immediately transmitted that the House refused to concur in the Senate amendments to Engrossed House Bill No. 747 and asked the Senate to recede therefrom.

The motion was carried.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 51, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 273, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE JOINT RESOLUTION NO. 22, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on HOUSE BILL NO. 313, and has granted said Committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate recedes from all amendments to HOUSE BILL NO. 739 not concurred in by the House, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of House Bill No. 739 as amended by the Senate (the Senate having receded from some amendments).

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 739 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 7; absent or not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti,

Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representatives Amen, Eikenberry, Gladder, Hatfield, Kuehne, Polk, Smith—7.

House Bill No. 739 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Wolf, Representatives Pardini and Perry were excused from further proceedings under the Call of the House.

#### SENATE AMENDMENTS TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE JOINT RESOLUTION NO. 21 with the following amendments:

On page 1, beginning on line 8, after "section 16." strike all of the material down to and including "city-county." on line 15 and insert "[The legislature shall, by general law, provide for the formation of combined city and county municipal corporations, and for the manner of determining the territorial limits thereof, each of which shall be known as a 'city and county,' and, when organized, shall contain a population of at least three hundred thousand (300,000) inhabitants.] Any county may frame a 'Home Rule' charter subject to the Constitution and laws of this state to provide for the formation and government of combined city and county municipal corporations, each of which shall be known as 'city-county'. Registered voters equal in number to ten (10) percent of the voters of any such county voting at the last preceding general election may at any time propose by a petition the calling of an election of freeholders. The provisions of section 4 of this Article with respect to a petition calling for an election of freeholders to frame a county home rule charter, the election of freeholders, and the framing and adoption of a county home rule charter pursuant to such petition shall apply to a petition proposed under this section for the election of freeholders to frame a city-county charter, the election of freeholders, and to the framing and adoption of such city-county charter pursuant to such petition. Except as otherwise provided in this section, the provisions of section 4 applicable to a county home rule charter shall apply to a city-county charter. If there are not sufficient legal newspapers published in the county to meet the requirements for publication of a proposed charter under section 4 of this Article, publication in a legal newspaper circulated in the county may be substituted for publication in a legal newspaper published in the county."

On page 1, beginning on line 25, after "county" strike "PROVIDED [FURTHER], That every such" and insert "[PROVIDED FURTHER, That every such]. The"

On page 2, beginning on line 12, after the period following "counties" strike the remainder of the paragraph

On page 3, line 31, after "to" and before "without" strike "any amount" and insert "an amount exceeding one and one-half percentum of the taxable property in such municipal corporation"

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Joint Resolution No. 21.

Mrs. North spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of Engrossed House Joint Resolution No. 21 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 21 as amended by the Senate, and the resolution passed the House by the following vote: Yeas, 94; nays, 3; excused, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Bottiger, Hatfield, Hurley—3.

Excused: Representatives Pardini, Perry—2.

Engrossed House Joint Resolution No. 21 as amended by the Senate, having received the constitutional majority, was declared passed.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 467 on page 1, line 2 of the title, and on page 1, section 1, beginning on line 14, and does not concur on the amendment to page 1, line 14, following section 1, inserting new sections 2 through 6, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House recede from its amendment to page 1, adding new sections 2 through 6, to Senate Bill No. 467.

Representatives Berentson and Beck spoke in favor of the motion, and Representatives Shinpoch and Charnley spoke against it.

Mr. Julin demanded the previous question, and the demand was sustained.

The motion by Mr. Morrison was carried on a rising vote.

## FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENT

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of Senate Bill No. 467 without the House amendment to page 1, adding new sections 2 through 6.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 467 without the House amendment adding new sections 2 through 6, and the bill passed the House by the following vote: Yeas, 88; nays, 9; excused, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Sawyer,

Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Brown, Charette, Charnley, Haussler, Julin, May, McDermott, Ross, Savage—9.

Excused: Representatives Pardini, Perry—2.

Senate Bill No. 467 without the House amendment adding new sections 2 through 6, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred SENATE JOINT RESOLUTION NO. 38, amending the state Constitution making it permissive for the legislature to set the salaries of county officers, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Jolly, Whetzel and Bailey; Representatives Jones, Smythe and Thompson.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Senate Joint Resolution No. 38 was adopted and the committee was granted the powers of Free Conference.

#### SENATE AMENDMENT TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 863 with the following amendment:

Strike all of section 2.

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in Senate amendment to Engrossed House Bill No. 863.

Mr. Hoggins spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 863 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 863 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 3; excused, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk,

Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—94.

Voting nay: Representatives Hurley, Maxie, Ross—3.

Excused: Representatives Pardini, Perry—2.

Engrossed House Bill No. 863 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 188 except the amendment to page 2, line 32, adding new section 5, and asks the House to recede from the amendment, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House recede from its amendment to page 2, line 32, adding new section 5, to Engrossed Senate Bill No. 188.

Mr. Julin spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENT

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 188 without the House amendment adding new section 5.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 188 without the House amendment adding new section 5, and the bill passed the House by the following vote: Yeas, 97; nays, 0; excused, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—97.

Excused: Representatives Pardini, Perry—2.

Engrossed Senate Bill No. 188 without the House amendment adding new section 5, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 313, providing for changes in the law relating to county hospitals and infirmaries, have had

the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to the public health; authorizing the creation of tuberculosis and respiratory disease hospital districts; implementing the law relating to county hospitals and infirmaries; amending section 36.62.252, chapter 4, Laws of 1963 as amended by section 3, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.252; amending section 36.62.270, chapter 4, Laws of 1963 and RCW 36.62.270; amending section 1, chapter 162, Laws of 1943 as last amended by section 7, chapter 47, Laws of 1970 ex. sess. and RCW 70.32.010; amending section 5, chapter 162, Laws of 1943 as last amended by section 16, chapter 54, Laws of 1967 and RCW 70.32.050; amending section 6, chapter 162, Laws of 1943 as last amended by section 17, chapter 54, Laws of 1967 and RCW 70.32.060; amending section 3, chapter 117, Laws of 1959 as last amended by section 15, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.090; adding a new section to chapter 36.62 RCW; creating new sections; repealing section 36.62.280, chapter 4, Laws of 1963 and RCW 36.62.280; providing for the levy of certain taxes; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 36.62.252, chapter 4, Laws of 1963 as amended by section 3, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.252 are each amended to read as follows:

Every county which maintains a county hospital or infirmary shall establish a "county hospital fund" into which fund shall be deposited all moneys received from any source for hospital or infirmary services including money received for services to recipients of public assistance and other persons without income and resources sufficient to secure such services. Obligations incurred from such hospitalization and infirmary care shall be paid from the fund by the county treasurer in the same manner as general county obligations are paid. The county auditor shall furnish to the board of county commissioners a monthly report of receipts and disbursements in the county hospital fund which report shall also show the balance of cash on hand.

Sec. 2. Section 36.62.270, chapter 4, Laws of 1963 and RCW 36.62.270 are each amended to read as follows:

In the event that additional funds are needed for the operation of a county hospital or infirmary, the board of county commissioners shall have authority to adopt a supplemental budget. Such supplemental budget shall set forth the amount and sources of funds and the items of expenditure involved. In the adoption of a supplemental budget the board of county commissioners shall follow the same procedure as required under the provisions of RCW 36.40.180.

NEW SECTION. Sec. 3. There is added to chapter 36.62 RCW a new section to read as follows:

Payments from the state department of social and health services shall be made upon billing forms as prescribed by the department and shall be paid into the county hospital fund. Before the end of the 1969-1971 state fiscal biennium, each county which received an advance for an infirmary from the department of social and health services for that state fiscal biennium shall return the amount of such advance by county warrant of treasurer's check to the department. At the beginning of the 1971-1973 state fiscal biennium and conditioned upon recovery of the advances made for the previous biennium, the state department of social and health services shall advance to the county an amount equal to the amount paid by the department to the county for the care of public assistance recipients in a county infirmary for the preceding two months of February and March, which amount may be used to defray costs in the first month's operation of the state fiscal biennium. No advance shall be made for a county hospital.

At the beginning of each succeeding state fiscal biennium, the department will advance an amount approximating two months' cost of operation as described in the preceding paragraph upon recovery in the preceding biennium of the amount advanced for that biennium. Reimbursements for the actual costs of operation, provided they are essential and necessary to the operation of the infirmary and have been included in the biennial appropriation, shall be made monthly by the state department of social and health services to the counties.

NEW SECTION. Sec. 4. Section 36.62.280, chapter 4, Laws of 1963, and RCW 36.62.280 are each repealed.

NEW SECTION. Sec. 5. The purpose of sections 5 through 14 of this 1971 amendatory act is to authorize and establish a tuberculosis and respiratory disease hospital district in the state to operate a hospital and supply hospital service for the residents of such district and such others as the district shall deem necessary.

NEW SECTION. Sec. 6. There is hereby established a tuberculosis and respiratory disease hospital district in the state, hereinafter in this 1971 amendatory act referred to as the Eastern district, consisting of the following named counties: Okanogan, Chelan, Kittitas, Yakima, Benton, Walla Walla, Franklin, Grant, Douglas, Ferry, Lincoln, Adams, Columbia, Asotin, Garfield, Whitman, Spokane, Stevens and Pend Oreille; the headquarters county of such district shall be Spokane county. Such hospital district is authorized to operate a hospital in the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington.

NEW SECTION. Sec. 7. The Eastern tuberculosis and respiratory disease hospital district in this state shall be governed by a commission consisting of five members, three of whom shall be members of the legislative authority of the headquarters county to be chosen by and to serve at the pleasure of such legislative authority and two of whom shall be

elected by and to serve at the pleasure of an advisory committee to the commission made up of the chief health officers of the respective counties within the district. If such advisory committee shall fail to fill a vacancy within two weeks, the governor shall fill such vacancy and so notify the commission. Initial members of the commission shall be elected or appointed within ten days of the effective date of sections 5 through 14 of this 1971 amendatory act. Such advisory committee shall counsel the commission with respect to commission powers and duties under sections 5 through 14 of this 1971 amendatory act. Failure of any member to continue in public office shall result in a commission vacancy which shall be filled as in the case of original appointment or election.

**NEW SECTION.** Sec. 8. The district commission shall appoint and determine the compensation of a hospital superintendent for the district who shall serve at the pleasure of the commission and be a physician duly licensed in this state and qualified in public health and/or specializing in the care of tuberculosis and respiratory diseases. Such superintendent shall act as administrative officer for the commission, shall be the tuberculosis and respiratory control officer for the district, and shall be empowered to employ such technical and other personnel as approved by such commission.

**NEW SECTION.** Sec. 9. The district commission shall have authority:

(1) To lease existing hospital and equipment and/or other property used in connection therewith, and to pay such rental therefor as the commissioners shall deem proper; to provide hospital service for residents of said district in hospitals located outside the boundaries of said district, by contract or in any other manner said commissioners may deem expedient or necessary under the existing conditions; and said commission shall have the power to contract with other communities, corporations or individuals for the services provided by said district; and they may further receive in said hospital and furnish proper and adequate services to all persons not residents of said district at such reasonable and fair compensation as may be considered proper: PROVIDED, That it must at all times make adequate provision for the needs of the district and residents of said district shall have prior rights to the available facilities of said hospitals, at rates set by the district commissioners.

(2) To enter into any contract with the United States government, or any state or municipality for carrying out any of the powers authorized in sections 5 through 14 of this 1971 amendatory act;

(3) To sue and be sued in any court of competent jurisdiction: PROVIDED, That all suits against the district shall be brought in the headquarters county of the district; and

(4) To make contracts, employ superintendents, attorneys, and other technical or professional assistants and all other employees; to make contracts with private or public institutions for employee retirement programs; to print and publish information or literature and to do all those things necessary to carry out the purposes of sections 5 through 14 of this 1971 amendatory act.

Commission members shall be reimbursed for reasonable expenses incurred in connection with commission business and meetings, including subsistence and lodging and travel while away from their place of residence. Commission organization and proceedings shall be in accordance with that for public hospital district commissions under RCW 70.44.050.

**NEW SECTION.** Sec. 10. The commission shall as soon as possible after the effective date of sections 5 through 14 of this 1971 amendatory act enter into those necessary negotiations and agreements to obtain the use of the present tuberculosis hospital facilities at Edgecliff in Spokane, Washington.

**NEW SECTION.** Sec. 11. Tuberculosis is a communicable disease and tuberculosis control, including hospitalization, case finding, prevention and follow-up of known cases of tuberculosis represent the basic step in the conquest of this major health problem. In addition, environmental conditions today make vital the advancement of remedies relating to respiratory diseases. In order to carry on work effectively in these fields there shall be levied for tuberculosis and respiratory disease hospital district purposes in the district annually a tax in a sum equal to the amount which would be raised by a levy of one-eighth of a mill against the actual value of the taxable property in the district, or the equivalent thereof, such levy to be made by the board of county commissioners in each county constituting the district, the receipts therefrom to be forwarded by the treasurers of such county to the treasurer of the headquarters district county, who shall be treasurer for the district. The commission shall return a total of thirty-five percent of moneys received from the levy provided under this section to the chief health officers of the counties, other than the headquarters county, which funds are to be allocated to specific counties based on caseload in the counties pursuant to standards promulgated by the district commission. Such returned funds are to be used by the chief health officers to carry out tuberculosis control and respiratory disease treatment on a local county level. The sum herein provided for, and any income that may occur from miscellaneous receipts in connection with the aforesaid programs shall be placed in a special fund in the treasury of the headquarters county and obligations incurred for such programs shall be paid from such fund upon order of the district commissioners by the treasurer in the same manner as general county obligations are paid.

**NEW SECTION.** Sec. 12. The district created by section 6 of this 1971 amendatory act shall not participate in any distributions made pursuant to chapter 70.32 RCW on and after the effective date of sections 5 through 14 of this 1971 amendatory act. On and after January 1, 1972 the provisions of chapter 70.32 RCW as now or hereafter amended shall not apply to the eastern district created by section 6 of this 1971 amendatory act.

*NEW SECTION.* Sec. 13. The department of social and health services shall have the same authority over the hospital of a tuberculosis and respiratory disease hospital district as its authority over any privately administered hospital in this state.

*NEW SECTION.* Sec. 14. Until January 1, 1972, counties and the state shall continue to pay for the treatment of county patients at Edgecliff in Spokane, Washington, in the same manner as they have during this 1969-1971 fiscal biennium prior to the effective date of sections 5 through 14 of this amendatory act.

*NEW SECTION.* Sec. 15. The following words and phrases shall have the designated meanings in section 15 through 25 of this 1971 amendatory act unless the context clearly indicated otherwise:

- (1) "Department" means the department of social and health services;
- (2) "Secretary" means the secretary of the department of social and health services or his designee;
- (3) "Tuberculosis hospital" and "tuberculosis hospital facility" refer to hospitals for the care of persons suffering from tuberculosis;
- (4) "Tuberculosis control" refers to the procedures administered in the counties for the control and prevention of tuberculosis, but does not include hospitalization.

*NEW SECTION.* Sec. 16. From and after the effective date of sections 15 through 25 of this 1971 amendatory act, the secretary shall have sole administrative responsibility and control for all tuberculosis hospital facilities in the state operated pursuant to sections 15 through 25 of this 1971 amendatory act. Pursuant to that responsibility, the secretary shall have the following powers and duties:

- (1) To provide for and maintain any tuberculosis hospital facility which the secretary determines is necessary to meet the needs of the state, to determine where such hospitals shall be located and to adequately staff such hospitals to meet patient care needs;
- (2) To appoint a medical director for each tuberculosis hospital facility operated pursuant to sections 15 through 25 of this 1971 amendatory act.

(3) Adopt such rules and regulations as are necessary to assure effective patient care and treatment, and to provide for the general administration of the tuberculosis hospital facilities operated pursuant to sections 15 through 25 of this 1971 amendatory act.

*NEW SECTION.* Sec. 17. The medical director of any tuberculosis hospital facility operated pursuant to sections 15 through 25 of this 1971 amendatory act shall be a qualified and licensed practitioner of medicine and shall have the following powers and duties:

- (1) To provide for the administration of the hospital according to the rules and regulations adopted by the department;
- (2) To adopt and publish such rules and regulations governing the administration of the hospital as are deemed necessary: PROVIDED, That such rules and regulations are not in conflict with those adopted by the department and have the written approval of the secretary.

*NEW SECTION.* Sec. 18. In order to maintain adequate tuberculosis hospital facilities for the residents of the state of Washington and to assure their proper care pursuant to sections 15 through 25 of this 1971 amendatory act, the legislative authority of Clallam, Jefferson, Kitsap, Mason, Grays Harbor, Thurston, Pacific, Lewis, Wahkiakum, Cowlitz, Clark, Skamania, Klickitat, Pierce, King, Snohomish, Skagit, Whatcom, San Juan and Island counties shall commencing January 1, 1972, levy annually a tax in the sum equal to the amount which would be raised by a levy of one-sixteenth mill against the actual value of the taxable property in the county. Upon collection such sum shall be paid to the state general fund to be used for the cost of maintaining and operating tuberculosis hospital facilities operated pursuant to sections 15 through 25 of this 1971 amendatory act. All other sources of revenue payable for the cost of hospitalization in tuberculosis hospital facilities operated pursuant to sections 15 through 25 of this 1971 amendatory act shall be collected by such tuberculosis hospital facilities and paid into the general fund of the state.

There is hereby appropriated from the state general fund to the department such revenue as is collected and paid over to the general fund resulting from the one-sixteenth mill levy provided for herein, and the collections made by the tuberculosis hospital facilities for the cost of hospitalization. Such appropriations to the department shall be used for the cost of maintaining and operating tuberculosis hospital facilities pursuant to sections 15 through 25 of this 1971 amendatory act: PROVIDED, That in the event that the revenues collected under this section exceed the cost of hospitalization, surplus revenues will be returned to the counties in proportion to the property taxes collected from those counties.

*NEW SECTION.* Sec. 19. During the period from the effective date of sections 15 through 25 of this 1971 amendatory act to January 1, 1972 each of the respective counties enumerated in section 18 of this 1971 amendatory act will be responsible for the cost of care for hospitalization of patients with tuberculosis from the respective counties, when such patients are unable to pay all or any of the hospitalization costs: PROVIDED, That no county enumerated in section 18 of this 1971 amendatory act shall be liable for payment for such cost of care beyond the amount budgeted and collected in each such county for tuberculosis hospitalization and control as a result of revenue from previous levied tuberculosis taxes or payments in lieu of taxes.

*NEW SECTION.* Sec. 20. From the effective date of sections 15 through 25 of this 1971 amendatory act in any county enumerated in section 18 of this 1971 amendatory act currently maintaining a tuberculosis hospital facility, the department will assume all assets and liabilities relating to such hospitals and the counties and the department are authorized and directed to take all steps required by law to effect such transfer.

Sec. 21. Section 1, chapter 162, Laws of 1943 as last amended by section 7, chapter 47, Laws of 1970 ex. sess. and RCW 70.32.010 are each amended to read as follows:

Tuberculosis is a communicable disease and tuberculosis control, [including hospitalization,] case finding, prevention and follow up of known cases of tuberculosis represents the basic step in the conquest of this major health problem. In order to carry on such work effectively, the [board of county commissioners] legislative authority of each county [in the state] enumerated in section 18 of this 1971 amendatory act shall budget and commencing January 1, 1972 shall levy annually a tax in a sum equal to the amount which would be raised by a levy of [one-eighth] one-sixteenth of a mill against the actual value of the taxable property in [the] any county enumerated in section 18 of this 1971 amendatory act, to be used for the control of tuberculosis, including [hospitalization,] case finding, prevention and follow up of known cases of tuberculosis: PROVIDED, That upon certification of the [state director of health] secretary that any such county has an unexpended balance from such levy, over and above the amount required for adequate tuberculosis control, including [hospitalization,] case finding, prevention and follow up of known cases of tuberculosis within [the] such county, the [board of county commissioners] legislative authority may budget and reappropriate the same for such tuberculosis control for the ensuing year, or it may allocate from time to time such unexpended balance, or any portion thereof, to the county health department for use in furtherance of other communicable disease prevention or control, or as provided in RCW 70.32.090 as now or hereafter amended. The sum herein provided for, and any income that may accrue from miscellaneous receipts in connection with the tuberculosis control program of [the] such county, shall be placed in the county treasury in a special fund to be known as the tuberculosis fund, and obligations incurred for the tuberculosis control program shall be paid from said fund by the county treasurer in the same manner as general county obligations are paid. The county auditor shall furnish to the [board of commissioners] legislative authority and the [state] department [of health] a monthly report of receipts and disbursements in the tuberculosis fund, which report shall also show balances of cash on hand.

Sec. 22. Section 5, chapter 162, Laws of 1943 as last amended by section 16, chapter 54, Laws of 1967 and RCW 70.32.050 are each amended to read as follows:

All arrangements for hospital care, tuberculosis case finding and post hospital public health follow-up of known cases of tuberculosis of any county enumerated in section 18 of this 1971 amendatory act shall be the responsibility of the local health officer and shall be carried out pursuant to rules and regulations adopted by the state board of health.

Sec. 23. Section 6, chapter 162, Laws of 1943 as last amended by section 17, chapter 54, Laws of 1967 and RCW 70.32.060 are each amended to read as follows:

[The admission of all patients whose maintenance is paid for in whole or in part by county or state funds to a county hospital or facility shall be upon application to the local health officer.] Medical reports on the condition of [such] all patients shall be submitted to the health department of [the] any county [maintaining] enumerated in section 18 of this 1971 amendatory act of the patient's [support] residence by the hospital medical director at such times, on such forms and in accordance with such procedure as may be prescribed by the [state director of health] secretary.

Sec. 24. Section 3, chapter 117, Laws of 1959 as last amended by section 15, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.090 are each amended to read as follows:

In any county enumerated in section 18 of this 1971 amendatory act where the [state director of health] secretary has certified that the proceeds of the [one-half] one-sixteenth mill tax levy is more than adequate to provide for tuberculosis control, including [hospitalization,] case finding, prevention, and follow-up of known cases of tuberculosis in the county, the [board of county commissioners] legislative authority, after a special public hearing conducted in accordance with the procedures established for hearings on budgetary matters as delineated in RCW 36.40.060 and 36.40.070 and upon making a finding that an adequate general public health program is being carried out in the county, may budget and reappropriate such surplus funds from the [one-half] one-sixteenth mill tax levy for the ensuing year to the county treasury for general purposes of the county, as authorized by law, or the [board] legislative authority in its discretion may budget, reappropriate and transfer such surplus fund to any public hospital district within the county.

**NEW SECTION.** Sec. 25. On and after January 1, 1972 the provisions of RCW 70.30.010, 70.30.040, 70.30.050, 70.30.080, 70.30.100, 70.32.015, 70.32.021, 70.32.040, 70.32.080 and 70.32.085 shall not apply to any facility operated pursuant to sections 15 through 25 of this 1971 amendatory act.

**NEW SECTION.** Sec. 26. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Signed by Senators Day and Wilson; Representatives Kiskaddon, Kopet and Luders.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on House Bill No. 313.

Representatives Kiskaddon and Wolf spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Savage: "I would like to ask one of the conferees to answer a question or two on this. I notice in Title 74.32 where we used to get one-quarter mill for funds, it has been cut to one-sixteenth of a mill. I wonder how we are going to function under this reduced amount of money on the westside. Could anybody explain this?"

Mr. Kopet: "I'll try. First of all, Representative Savage, we changed what used to be a quarter of a mill at the fifty percent ratio, which now becomes an eighth of a mill at the actual value. We are now, in all our terminology, using an eighth of a mill. So that brings us down to an eighth. Now at the present time, this eighth of a mill in Western Washington is split—one-sixteenth of that mill going to the support of the hospital facilities, and one-sixteenth of the mill retained in the counties to carry on their tuberculosis and health care programs."

Mr. Savage spoke against the motion by Mr. Morrison to adopt the report of the Free Conference Committee.

Mr. Julin demanded the previous question, and the demand was sustained.

The motion was carried and the House adopted the report of the Free Conference Committee on House Bill No. 313.

Representative Perry appeared at the Bar of the House.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of House Bill No. 313 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 313 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 67; nays, 31; excused, 1.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Brouillet, Ceccarelli, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Moon, North, O'Brien, Perry, Randall, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman—67.

Voting nay: Representatives Anderson, Blair, Bluechel, Bradley, Brown, Charette, Charney, Conner, Douthwaite, Eikenberry, Farr, Hansey, Hoggins, Jones, Kirk, Lynch, Lysen, Maxie, McDermott, Morrison, Newhouse, Paris, Polk, Rabel, Ross, Savage, Smith, Thompson, Van Dyk, Williams, Mr. Speaker—31.

Excused: Representative Pardini—1.

House Bill No. 313 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Wolf, Mr. Grant was excused from further proceedings under the Call of the House.

On motion of Mr. Bledsoe, the House reverted to the eighth order of business.

## POINT OF INFORMATION

Mr. Newhouse: "For the benefit of the House, we should point out that the floor resolutions will largely be held as a consent calendar. Four of the floor resolutions may be somewhat controversial. They will be read and voted on first. Then I plan, after agreement

with members on the other side, to adopt the balance of the floor resolutions on your desks as one."

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-78, by Representative Conner:

WHEREAS, Naturopathy is a system of treating diseases; and

WHEREAS, Current state laws require licensing of all persons treating diseases; and

WHEREAS, Such license requirements are necessary to protect the public health, safety, and welfare;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of naturopathy.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the Extraordinary Session of the Legislature in January 1972, for its consideration.

On motion of Mr. Conner, the resolution was adopted.

HOUSE RESOLUTION NO. 71-81, by Representatives McDermott, Costanti, Paris, Ross and Perry:

WHEREAS, Even in times of normal economic conditions, many citizens of this State, because of poverty or other conditions which render them disadvantaged, have difficulty obtaining sufficient and nutritious food; and

WHEREAS, In the particularly difficult economic conditions presently existing, far more citizens experience severe problems of nutrition and adequate food supply; and

WHEREAS, Solving problems of nutrition and food supply are among the most important responsibilities of state government; and

WHEREAS, The State of Washington has, from time to time, a significant surplus of salmon, which surplus is not utilized either by commercial or sports fishermen and which surplus is not needed and may, in fact, be harmful to proper resource conservation; and

WHEREAS, The public resources of the State should be used for the broad benefit of the people of the State, particularly those in need; and

WHEREAS, The cooperation of various departments of state government and the utilization of science to solve social problems is a highly desirable approach to the solution of social problems; and

WHEREAS, Such a joint project by various departments can provide opportunities for training for gainful employment, can utilize public resources and private enterprise, and can introduce new federal funds and stimulate economic activity in the State;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Department of Fisheries, with the assistance of the Department of Social and Health Services, and the Commissioner of the Department of Employment Security, is requested to use its discretion to dispose of any Lake Washington Sockeye Salmon in excess of spawning requirements, to state institutions, public assistance, and/or schools or agencies representing economically depressed or disadvantaged peoples.

On motion of Mr. McDermott, the resolution was adopted.

HOUSE RESOLUTION NO. 71-90, by Representatives Haussler, Kilbury, Shera, Conway and Blair:

WHEREAS, The 1969 Act establishing the Law Enforcement Officers and Firefighters Retirement System is causing a serious drain on the already meager financial resources of local government in this State; and

WHEREAS, Under the provisions of this 1969 Act, local governments are obligated, with one slight exception, to pay the costs of all medical care required by any active or retired law enforcement officer or firefighter; and

WHEREAS, This obligation to pay medical costs applies even in cases where the cause or need for medical attention is not duty-related; and

WHEREAS, Local government, under the 1969 Act, is obligated to pay the medical bills of any active or retired law enforcement officer or firefighter who is injured while engaged in such nonduty-related and risk-assuming activities as hunting, free falling from an airplane, race car driving, or scuba diving;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Public Pension Commission is requested to make a study of the medical benefits provided under the provisions of the 1969 Act establishing the Law Enforcement Officers and Firefighters Retirement System and, in making such study, the Public Pension Commission is requested to compare the medical benefits provided under the Act with those provided for active and retired law enforcement officers and firefighters by other states.

BE IT FURTHER RESOLVED, That the Public Pension Commission report and submit to the Forty-third Session of the Legislature the results of its study, including any recommendations arising therefrom.

On motion of Mr. Haussler, the resolution was adopted.

HOUSE RESOLUTION NO. 71-107, by Representatives Rabel, Charnley, Lynch, Bluechel, Kraabel, Charette, Brown, McDermott and Van Dyk:

WHEREAS, Population growth and migration are basic causes of environmental deterioration, intensifying the already serious conditions of air and water pollution, pesticide contamination, transportation congestion, educational overcrowding, health care, hunger and poverty, crime and mental illness; and

WHEREAS, Unexpected population increases tax the ability of the state to meet established goals in economic development, health care, education, urban planning, welfare, recreation and scientific research; and

WHEREAS, The factors affecting populations, and their growth and migration, are imperfectly understood and could, if understood, be valuable tools in predicting demographic changes and could provide time for problems resulting from population changes to be intelligently met, rather than merely being reacted to once they have reached crisis proportions;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be requested to study all pertinent aspects of demographic variations and increases in the State of Washington, the effect of such changes on governmental services and on the environment, and the possibilities of demographic studies as accurate predictive tools.

BE IT FURTHER RESOLVED, That the Legislative Council present its findings and recommendations to the next Regular Session of the Legislature.

On motion of Mr. Rabel, the resolution was adopted.

HOUSE RESOLUTION NO. 71-85, by Representatives Randall, Kuehnle, Hoggins and Bottiger:

WHEREAS, The people of this State have a right to know what instructional materials are being used by the schools of this State in the education of their children; and

WHEREAS, The education the children of this State receive is of utmost concern to their parents; and

WHEREAS, The instructional materials used in the education of children should be open to the inspection of their parents without undue and unreasonable restrictions; and

WHEREAS, In some cases these instructional materials have not been made available to some parents upon their request.

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Superintendent of Public Instruction to promulgate and adopt rules and regulations to be used as guidelines by the boards of directors of the school districts of this State to allow any parent, guardian, or person having control or custody of any student enrolled in the common schools, upon written request, to review and examine all instructional materials of whatever nature, whether audible or visual, used or to be used in any course of instruction in which his child or children may be enrolled except examination materials in advance of the date of the examination.

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the Supervisor of Public Instruction.

Mr. Randall moved adoption of the resolution.

Representative Randall spoke in favor of adoption of the resolution, and Representatives Thompson and Smythe spoke against it.

Mr. Wolf demanded the previous question, and the demand was sustained.

Mr. Randall closed debate, speaking in favor of the resolution.

The resolution was not adopted.

## MOTIONS

On motion of Mr. Wolf, Mr. Bottiger was excused from further proceedings under the Call of the House.

On motion of Mr. Bledsoe, Mr. Sawyer was excused from further proceedings under the Call of the House.

Mr. Newhouse moved that the balance of the House Floor Resolutions on the members' desks, numbered 75 through 116, not previously acted on, be adopted by one motion.

The motion was carried, and the following resolutions were adopted:

HOUSE RESOLUTION NO. 71-75, by Representatives Thompson and Flanagan:

WHEREAS, Water-related recreation and private pleasure boating is enjoying ever increasing popularity among Washington residents; and

WHEREAS, The state outdoor recreation plan reflects a need for additional boating recreation facilities; and

WHEREAS, Direct financial support for state acquisition and development of

watercraft recreation land and facilities is provided by only a portion of the boating public; and

WHEREAS, All members of the boating public should make some contribution to funding of the acquisition of lands and development of facilities for use by all;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee be authorized and directed to study the contribution of the boating public to state financing of the acquisition and development of watercraft-oriented lands and facilities to determine the extent to which members of the boating public are contributing or should contribute to the funding of watercraft recreation land acquisition and development.

BE IT FURTHER RESOLVED, That the Legislative Budget Committee be directed to report the study findings, recommendations, and any proposed legislation to the members of the Legislature prior to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 71-79, by Representatives Litchman, Perry, O'Brien and Copeland:

WHEREAS, On April 29, 1971, the State of Israel celebrated the twenty-third anniversary of the reestablishment of the Jewish State; and

WHEREAS, In the past twenty-three years, the State of Israel has created a spiritual and cultural center whose influence has been felt in many countries of the world; and

WHEREAS, Israel has extended cooperation and friendship to many states in Africa, Asia, the Oceanic Islands, and South America, most of which are also newly emerged nations, by the sharing of its experience and knowledge in the fields of health and medicine, science and technology, as well as many others; and

WHEREAS, The young State of Israel has made tremendous strides in all aspects of its national life through perseverance, determination, and arduous effort, bringing to many the opportunity for a new life and renewed hope in the land of their forefathers; and

WHEREAS, The Israeli institutions and way of life are firmly grounded on democratic principles making the State of Israel a part of the free world; and

WHEREAS, The State of Washington is honored by the presence of Consul General David Ben-Dov, who is here to attend the celebrations in honor of Israel's twenty-third anniversary;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, That the Members do hereby commemorate the occasion of the twenty-third anniversary of the State of Israel, do hereby commend the State of Israel and its people for their many great accomplishments and their fervent desire for peace among all people, and the Members extend best wishes to Israel for many happy returns of this historic occasion and for many more great accomplishments in the future.

BE IT FURTHER RESOLVED, That the Chief Clerk of this House of Representatives transmit suitably prepared copies of this Resolution to Consul General of Israel David Ben-Dov; Benjamin S. Asia, President of the Jewish Federation and Council of Greater Seattle; Judge Solie Ringold, Chairman of the Community Relations Department of the Jewish Federation; Sydney A. Abrams and Dr. Cyrus Ruben, National Committeemen of American Israel Public Affairs Committee.

HOUSE RESOLUTION NO. 71-80, by Representatives Goldsworthy, Copeland, Berentson, Moon, Bledsoe, Newhouse, Amen and Gallagher:

WHEREAS, Stan Bates, athletic director at Washington State University since 1954, has been appointed Commissioner of the Western Athletic Conference with headquarters in Denver, Colorado; and

WHEREAS, Mr. Bates came to WSU in 1953 as associate director of admissions, became athletic director there in September of 1954, and has served in that capacity longer than any other AD currently active in the Pacific-8; and

WHEREAS, A native of Washougal, Mr. Bates was one of the finest all-round athletes in the history of the University of Puget Sound, winning 10 letters in football, basketball and track there in the early 1930's; and

WHEREAS, He coached 19 years in Monroe and Snohomish schools, and during this part of his professional career served as president of both the Washington State High School Principals Association and the Washington State Coaches Association; and

WHEREAS, Mr. Bates has held many top positions in the National Collegiate Athletic Association and presently is a member of the seven-man NCAA Executive Committee, the governing body of the organization; and

WHEREAS, He also has been chairman of the NCAA's Extra Events Committee and a member of the Olympic Committee, and is immediate past president of the Pacific-8 Athletic Directors Association, and now serves on the Charter Executive Committee of the National Collegiate Athletic Directors Association;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives hereby expresses sincere appreciation to Stan Bates for outstanding services rendered to the schools of this State and commends Mr. Bates on his significant contribution to athletics as a participant, coach, and administrator.

BE IT FURTHER RESOLVED, That the House of Representatives congratulates Stan Bates upon being appointed Commissioner of the Western Athletic Conference and wishes him continued success in his new endeavor.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to Mr. Bates by the Chief Clerk of the House of Representatives.

HOUSE RESOLUTION NO. 71-82, by Representatives Kopet, Kilbury, Brown and King:

WHEREAS, Many areas of the State of Washington have experienced rapid growth and expansion of residential, commercial and industrial developments demanding the services offered by numerous special districts, including, but not limited to, sewer, water, and fire protection districts; and

WHEREAS, A myriad of special purpose districts have been created to fill the needs referred to above, and

WHEREAS, The services offered by special purpose districts often overlap in given geographical areas; and

WHEREAS, In some geographical areas it might be feasible and desirable to have certain of these needs served by counties or adjoining cities rather than special purpose districts; and

WHEREAS, The legislative enabling authority for the more than forty types of special purpose districts are spread here and there throughout the statutes of this State; and

WHEREAS, There is little uniformity in, and often great disparity between, the legislation applying to special purpose districts; and

WHEREAS, Cities exist side by side and spring up in suburban areas for reasons which may or may not be valid;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to conduct a comprehensive study of all types of special purpose districts particularly including, but not limited to, cities, sewer, water, fire protection districts and townships in the following subject areas:

(1) Whether a need, from the standpoint of efficiency of operation and economics, exists in this state to combine various types of special purpose districts;

(2) Whether or not such a need, if found, is uniform throughout the State; and if not, in what areas, in what combination needed and not needed;

(3) The practicality, both from the standpoint of efficiency of operation and economics, of combining special purpose districts in the areas where a need is found to exist;

(4) The desirability, and extent to which it may be possible in some geographical areas, to have the needs herein referred to served by an adjoining city or by a county;

(5) The desirability of empowering the counties, through their commissioners, to combine special purpose districts within statutory guidelines;

(6) The desirability and practicality of making the creation, expansion and/or dissolution and any other activities of special purpose districts and cities subject to the control of a state agency, and if so, which agency;

(7) Whether the various legislative enabling authorities should be partially or entirely revised, made uniform and/or combined;

(8) Preparation of legislation effectuating the findings of the comprehensive study herein directed.

BE IT FURTHER RESOLVED, That the results of the various studies directed herein and the recommendations pursuant thereto be presented to the Legislature for its consideration not later than January 1, 1973.

HOUSE RESOLUTION NO. 71-83, by Representatives Conner, Bluechel, Cunningham, Wolf and Charette:

WHEREAS, The need for specially trained law enforcement officers increases daily; and

WHEREAS, The State of Washington does not have a central facility for the training of law enforcement officers; and

WHEREAS, A central law enforcement training facility will offer superior methods of training law enforcement officers; and

WHEREAS, A central law enforcement training facility would be under the supervision and control of the Washington Law Enforcement Officers' Training Commission; and

WHEREAS, The facility would be open to train all law enforcement officers of the State; and

WHEREAS, Cities and counties would be able to upgrade their law enforcement agencies by giving more training to their personnel; and

WHEREAS, The facility could be constructed to allow for expansion of facilities to accommodate other disciplines of the criminal justice system which might be compatible with the law enforcement training program; and

WHEREAS, Such other disciplines to be accommodated could include the following officials and their staffs: Judges, prosecuting attorneys, probation and parole supervisors and officers, and correctional personnel; and

WHEREAS, Specially trained, skilled law enforcement officers and other persons in the criminal justice system would benefit all the people of this State by providing better law enforcement;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the

Legislative Council is requested to make a study of the need for and feasibility of a central law enforcement training facility.

BE IT FURTHER RESOLVED, That the Legislative Council also consider a possible site for such a facility.

BE IT FURTHER RESOLVED, That the Legislative Council also study the best means to acquire such a site, such as: By gift, by obtaining already existing publicly owned land, by purchase, by lease, or by condemnation proceedings.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature to be convened in January, 1973, or if available, to any Extraordinary Session of the Legislature convened in January, 1972.

HOUSE RESOLUTION NO. 71-84, by Representatives Bottiger, Marzano and Gallagher:

WHEREAS, The people of this State are becoming increasingly alarmed over the high cost of automobile insurance; and

WHEREAS, The Director of the Department of Motor Vehicles has a statutory duty to provide certified abstracts of driving records under certain conditions; and

WHEREAS, The Legislature establishes the contents of such abstracts by law; and

WHEREAS, There exists a need to change the contents of abstracts of driving records as they now exist; and

WHEREAS, The Legislature needs up-to-date information on this subject;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the problems relating to the certified abstracts of driving records.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 71-86, by Representatives Conner, Savage, Van Dyk, Costanti, Berentson, Wanamaker, Hansey, Mentor and Farr:

WHEREAS, The state of Washington and the Province of British Columbia share an extensive land and water border; and

WHEREAS, As population continues to increase on both sides of that border it will become more and more desirable and necessary to meet problems of air and water pollution with a coordinated effort on the part of state and local government in Washington and provincial and local government in British Columbia; and

WHEREAS, Article I, Section 10 of the Constitution of the United States places certain restrictions on the power of a state to enter into agreements or compacts without the consent of Congress; and

WHEREAS, Organizations exist having potential authority or means for dealing with international problems of pollution, one such organization being the Pacific Northwest Pollution Control Council and another being the International Joint Commission, which is composed of representatives of the Canadian government and of the Department of State of the United States; and

WHEREAS, Other existing organizations, or an organization specially created, may be found to be more proper and effective vehicles for dealing with problems of international pollution control as the problems relate to Washington and British Columbia; and

WHEREAS, Thorough analysis of the problem and full coordination and cooperation between the many governmental entities involved are necessary if pollution control is to be effective and of the fullest mutual benefit to the State of Washington and the Province of British Columbia;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and directed to undertake a study of the problems of pollution control along the border between the State of Washington and the Province of British Columbia, the study to be made in the greatest possible cooperation with the local governments and all departments of state government in Washington, the local and provincial governments of British Columbia, the appropriate agencies or departments of the governments of Canada and of the United States, any existing organizations having relevant authority or experience in the field of international pollution control, and any other appropriate persons or organizations.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted to the Honorable Governor Daniel J. Evans and to the Honorable W.A.C. Bennett, Premier of British Columbia, to the Secretary of State of the United States, to each member of Congress from the State, and to such other persons as the Legislative Council may deem necessary in order to evidence its authority to undertake the study herein directed.

AND BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 71-87, by Representatives Hurley, Julin, May, O'Brien, Berentson and Wolf:

WHEREAS, The people of this State have a right to a healthful, clean, and safe environment and have an interest in protecting that right; and

WHEREAS, The development and construction of public facilities have frequently had a detrimental effect on adjoining neighborhoods driving property values down; and

WHEREAS, Reimbursement should be made to the people in all those neighborhoods and residential areas which are adversely affected as a result of the development and construction of public facilities; and

WHEREAS, Some reasonable means must be found to reimburse those people whose property was not taken by eminent domain proceedings but whose property has been adversely affected by the development and construction of public facilities;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, with the assistance of the Legislative Transportation Committee, is authorized and directed to conduct a study to determine whether legislation should be passed to reimburse people for the noneconomic elements resulting from the adverse effect of the development and construction of public facilities near their property when such property is not taken by eminent domain. Such study may also include any alternative methods which might be used to reasonably reimburse such people for the adverse effect resulting from such development and construction.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations derived from such results be presented to the next Session of the Legislature for its consideration.

#### HOUSE RESOLUTION NO. 71-88, by Representatives King and Smythe:

WHEREAS, The education of children is a responsibility of the State; and

WHEREAS, The widespread use of drugs in schools has created serious problems for educators and administrators in the discharge of such responsibility; and

WHEREAS, Problems of drug abuse have been experienced in all locales of the State—urban, suburban and rural—and have posed a threat to the educational process in virtually all school districts; and

WHEREAS, There arises the necessity to determine what steps shall be taken to cope effectively with the drug problem without undue interruption of the educational process or infringement of the rights of student bodies;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That a study be undertaken by the Joint Committee on Education to determine how schools can best cope with the drug problem on school premises and to determine what, if any, assistance is needed from authorities outside the schools; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Executive Secretary of the Joint Committee on Education.

BE IT FURTHER RESOLVED, That the Joint Committee on Education is directed to submit its report, recommendations and proposed legislation to the next Regular Session of the Legislature.

#### HOUSE RESOLUTION NO. 71-89, by Representatives Kopet, Backstrom and Shera:

WHEREAS, Balances in the reclamation revolving account have grown over a period of years and now exceed three million dollars; and

WHEREAS, The fees providing a portion of the revenues for this account have not been revised since their enactment in 1929; and

WHEREAS, The Legislature has an interest in the appropriateness of existing statutory policies and directives as well as the administrative practices and policies of the Department of Ecology in administering the reclamation revolving account to provide an economic source of long term loan funds for irrigation districts, diking districts, reclamation districts, and drainage districts; and

WHEREAS, Existing statutes governing the utilization and management of the reclamation revolving account, which have not been reviewed for a number of years may be obsolete or susceptible to improvement;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee is requested to study:

- (1) The sources of the revenues accruing to the reclamation revolving account,
- (2) The utilization and management of the account for all authorized purposes, and
- (3) The current validity and appropriateness of the statutes relating to the management and utilization of the reclamation revolving account.

BE IT FURTHER RESOLVED, That the findings, conclusions, and recommendations arising from the study conducted pursuant to this Resolution be presented to the next Regular Session of the Legislature for its consideration.

#### HOUSE RESOLUTION NO. 71-91, by Representatives May, Hurley, Haussler and Luders:

WHEREAS, The committee process is a fundamental and important stage in the orderly conduct of legislative business; and

WHEREAS, Rule 81, adopted by the House of Representatives during the Forty-second Session of the Washington State Legislature, requires that every bill including a direct appropriation be referred to the Appropriations Committee prior to appearing on the second reading calendar; and

WHEREAS, Often legislative proposals are passed relating to areas of substantive law but which, in addition, contain provisions providing indirect appropriations through either changes in school apportionment or other funding formulas; and

WHEREAS, These aforementioned bills circumvent the Appropriations Committee because of the indirect nature of the appropriation, and thus avoid the scrutiny and priorities of the Appropriations Committee;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to conduct a study of the desirability of requiring all legislation containing direct or indirect appropriations to be approved by the Appropriations Committee prior to that legislation appearing on the second reading calendar; and

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and any recommendations arising therefrom to the members of the Legislature prior to the next Regular Session of the Legislature or prior to an earlier Special Session, if one is called and if by such time the Legislative Council has completed its study.

HOUSE RESOLUTION NO. 71-92, by Representatives Kilbury, Ross and Bagnariol:

WHEREAS, There is considerable dissatisfaction with the insurance industry in the State of Washington, especially in their marketing practices, and especially in the area of automobile and homeowners policy provisions; and

WHEREAS, It is not in the public interest for tight underwriting to produce a large number of cancellations in insurance policies; and

WHEREAS, The Insurance Commissioner has considerable evidence of these practices; and

WHEREAS, The insurance companies cannot long endure a hostile public without considerable economic loss;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is directed to make a study of these practices in conjunction with the Insurance Commissioner, and to make recommendations for legislation to be presented to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 71-93, by Representatives Backstrom, Chatalas, Marsh, Swayze, Goldsworthy, Thompson and Kopet:

WHEREAS, Mrs. Ellen C. Gerth was employed by the Legislative Budget Committee for a period of 16 years; and

WHEREAS, Mrs. Gerth was noted for her loyalty, diligence, perseverance, and devotion; and

WHEREAS, Mrs. Ellen C. Gerth has retired from state employment to a well deserved retirement; and

WHEREAS, The members of the Washington State Legislature wish to express their appreciation to such a devoted and loyal employee of the Legislature;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That Ellen C. Gerth be thanked for her conscientious devotion to the Washington State Legislature and the citizens of the State of Washington.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to Mrs. Ellen C. Gerth by the Chief Clerk of the House of Representatives.

HOUSE RESOLUTION NO. 71-94, by Representatives Shinpoch, Lynch, Bluechel and Maxie:

WHEREAS, The State of Washington has established a system of Higher Education comprised of two state universities, four state colleges and twenty-five community colleges; and

WHEREAS, Students transferring between the various elements of the state system may lose credits and thereby increase the time such students must spend to complete their education; and

WHEREAS, The expense to the State of Washington of educating a student at the state institutions of higher education increases when the student must spend a longer time to complete his education;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Council on Higher Education be directed to conduct a study on the present transfer policies and procedures of the various state institutions of higher education; and

BE IT FURTHER RESOLVED, That the Council on Higher Education is also directed to prepare maximum recommendations to achieve maximum transferability of course credits between the various state institutions.

BE IT FURTHER RESOLVED, That the Council on Higher Education shall make periodic reports on the progress of its study to the Joint Committee on Higher Education and shall transmit a report to the Joint Committee on Higher Education prior to submission of such to the 1973 Legislature.

HOUSE RESOLUTION NO. 71-95, by Representatives Smith, Douthwaite, Lysen, Bradley, Luders, Bauer, North, Conner and Smythe:

WHEREAS, The State of Washington is rich in Indian artifacts and other archeological

resources, which, if properly managed, may provide the basis for educational, research, and recreational programs, and might significantly augment the important and growing tourist industry in the State; and

WHEREAS, While many areas of the State of Washington are well known archeologically, vast areas remain totally unexplored and their archeological resources remain unknown, and if any worthwhile vestige of the pre-history and the cultural heritage of this State is to survive, some form of long range planning and management of the archeological resources of this State is essential;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That it should be the policy of the State of Washington to preserve for the inspiration and benefit of its people the artifacts, relics, structures, and other objects of Indian and other ancient cultures located within the State.

BE IT FURTHER RESOLVED, That the Legislative Council is requested to study the entire matter of conservation, protection, and management of Indian artifacts and other archeological resources in the State of Washington, and in the conduct of such study to consult with and obtain the views of the following groups: (1) Washington State Archeological Council; (2) Department of Natural Resources; (3) Department of Ecology; (4) Washington State Historical Society; (5) State Parks and Recreation Commission; (6) Governor's Indian Advisory Committee; (7) Department of Anthropology, University of Washington; and (8) Department of Anthropology, Washington State University.

BE IT FURTHER RESOLVED, That the Legislative Council shall submit the results of such study, and the council's recommendations for appropriate legislative action, to the next Regular Session of the Legislature, or to an earlier Special Session, if called, and if the study is completed by that time.

HOUSE RESOLUTION NO. 71-96, by Representatives Perry, McDermott, Moon and Shinpoch:

WHEREAS, The State of Washington has been studying the feasibility of developing state-wide management information systems which would classify all data according to geographical regions; and

WHEREAS, The concept of geographical coordinate plans has been used with great success in California by the Pacific Telephone Company and the California State Board of Equalization; and

WHEREAS, Battelle Northwest has done considerable research in the area of geographical coordinate planning for the State of Washington; and

WHEREAS, The State of Washington, through the Legislature and the various executive agencies, might be able to utilize such information and planning to the benefit of the State;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council conduct a study of the Geo Plans system and its possible use for the State of Washington and report back its findings with any necessary legislation to the next Regular Session of the Washington State Legislature.

HOUSE RESOLUTION NO. 71-97, by Representatives Lynch, Goldsworthy and King:

WHEREAS, The four year institutions of higher education are empowered to and do construct user facilities financed through the sale of revenue bonds; and

WHEREAS, User facilities such as parking lots or student union buildings often bring in small amounts of revenue; and

WHEREAS, The small amounts of revenue brought in by such user facilities often result in the sale of the revenue bonds at less favorable terms increasing the state's costs.

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education shall conduct a study into the present methods of funding capital construction of user facilities at four year institutions of higher education.

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education shall report to the next Session of the Legislature on the results of such study including any legislation recommended.

HOUSE RESOLUTION NO. 71-98, by Representatives McDermott, Randall, Hoggins and Brouillet:

WHEREAS, Instruction in health education is necessary to each student's physical and mental development to thereby provide him with an ample education; and

WHEREAS, The concern has been expressed that the Washington State Education Code relative to health education is vague, outdated, and in need of revision, particularly in that it fails to define the role of the common school in this regard; and

WHEREAS, Health education, as a facet of physical education, is not given the attention it deserves in the schools and is, additionally, most susceptible to special levy failure; and

WHEREAS, The concern has been expressed that the roles of school nurses, doctors, and health education and physical education instructors are ill defined relative to the coordination of their efforts in diagnostics and the treatment of physical maladies of the students under their jurisdiction; and

WHEREAS, The responsibility of schools to guarantee that students will receive medical attention and the health benefits is not clearly defined;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives direct the Joint Committee on Education to conduct a study to be submitted to a future Session of the Legislature relative to this question of updating the Washington State Education Code in matters of health education, including the questions of certifying teachers, and clarifying the role of schools in diagnostics and the treatment of students therein, including recommendations.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Executive Secretary of the Joint Committee on Education.

HOUSE RESOLUTION NO. 71-99, by Representatives Thompson and Morrison:

WHEREAS, The primary purpose of the Washington Legislature's interim committees is to carry on the business of the Legislature during the two-year interim period between the commencing of regular Sessions of the Legislature; and

WHEREAS, Because of the growing importance and complexity of state legislative business, there exists a growing national trend for state legislatures to meet on an annual, as opposed to biennial, basis; and

WHEREAS, Annual sessions in this State would significantly shorten the interim period during which the Legislature's interim committees operate;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to study the traditional role of each of the Legislature's interim committees, including the Legislative Council, itself, and to determine what, if any, changes regarding such interim committees might be merited in light of the increasing probability that the Washington Legislature will continue in its tradition of the past few years and in the future meet on an annual basis.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and any recommendations arising therefrom to the Legislature prior to its next Regular Session.

HOUSE RESOLUTION NO. 71-100, by Representatives Kilbury, Kiskaddon and Ceccarelli:

WHEREAS, The Mexican Correctional System has developed in many ways to be one of the most just and humane in the world today; and

WHEREAS, Prisoners are allowed to work at trades, and are paid a reasonable wage, and can thus support their families, thereby eliminating welfare to their families; and

WHEREAS, This system, which includes individual cells for prisoners, has almost completely eliminated homosexuality and bestiality; and

WHEREAS, Although the Washington State Correctional System is excellent by comparison with the correctional systems of other states, there is still room for much improvement;

NOW, THEREFORE, BE IT HEREBY RESOLVED, By the House of Representatives, That the Legislative Council is directed to study the Mexican Correctional System and make recommendations for legislation and offer appropriate action to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 71-101, by Representatives North, Bottiger and Kopet:

WHEREAS, In 1967 the Legislature enacted legislation authorizing boundary review boards; and

WHEREAS, The Legislature took this action in recognition of the problem of the proliferation of units of local government in the rapidly growing areas of the State; and

WHEREAS, The Legislature is keenly aware of the need to provide for the orderly growth and development of governmental services in the urban parts of the State; and

WHEREAS, In the four years that boundary review boards have been authorized, a number of counties have found it desirable to establish these boards; and

WHEREAS, Problems have arisen in some counties because of court appeals of boundary review board decisions which tend to delay action in the area in question;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Legislative Council to study the performance of boundary review boards, their working relationship with the county legislative authority, and especially the procedures relating to court appeal of boundary review board decisions.

BE IT FURTHER RESOLVED, That the House of Representatives requests the Legislative Council to submit the results of this study and proposed recommendations to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 71-102, by Representatives Sawyer, Martinis, Zimmerman and Wojahn:

WHEREAS, The natural environment of the State of Washington has been and must remain one of its most important resources; and

WHEREAS, Certain river systems of this State constitute an important part of our natural environment because of their unique scenic, recreational, historical, archeological, ecological, and wildlife resources; and

WHEREAS, These river systems and their unique resources must be protected from

irreparable damage caused by continued and unhindered development and preserved for the benefit of all the people of this State; and

WHEREAS, Because of the danger to or the destruction of these unique and invaluable resources is imminent, a study should be made to investigate alternative solutions which would ease this danger and prevent any destruction of these resources;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and directs the Legislative Council to undertake a study of the river systems of our State and to investigate alternative measures which can be adopted to protect and preserve these river systems, and such study shall be directed in particular to the following river systems which are the most imminently threatened: the Nooksack River in Whatcom County, the Skykomish River in Snokomish County, the Green River in King County, the Puyallup River in Pierce County, the Columbia River in Clark County, the Wenatchee River in Chelan County, the Yakima River in Yakima County, the Tri-Cities River system in Benton and Franklin Counties, Mill Creek in Walla Walla County, and the Spokane River in Spokane County.

BE IT FURTHER RESOLVED, That the results of such study and any recommendations resulting therefrom shall be presented at the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 71-103, by Representatives Marsh, Julin, Wojahn, Litchman, Bagnariol, Ross, Chatalas, Kirk and Rosellini:

WHEREAS, The Legislature recognizes that the administration of justice is of paramount importance to the people of this State; and

WHEREAS, Significant changes have been occurring in our society at a rapid pace; and

WHEREAS, It is necessary for our court system to keep pace with changing times; and

WHEREAS, The last in-depth study of the Washington court system was completed prior to the Thirty-seventh Regular Session of the Legislature convened in 1961; and

WHEREAS, That study resulted in legislation which was of great value to our courts of limited jurisdiction, especially District Courts and Justice Courts; and

WHEREAS, Our Superior Courts, District Courts, Justice Courts and other courts of limited jurisdiction are in need of legislation to aid reform; and

WHEREAS, The Legislature needs expert information to guide its deliberations in this very important area;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Washington State Judicial Council is requested to study the administration of justice as it is administered in our Superior, District, Justice and other courts of limited jurisdiction.

BE IT FURTHER RESOLVED, That the Washington State Judicial Council appoint an advisory committee to aid the Council in its study. Such committee should have judicial representatives from courts of all levels, representatives from all levels of state and local government, legal representatives from the Washington State Bar Association, and lay representatives from all segments of society; and

BE IT FURTHER RESOLVED, That actual expenses of the Council may be drawn from funds appropriated generally for legislative expenses or upon any special appropriation which may be provided by the Legislature for the expenses of the Council and the Council may accept any federal funds available to aid in the study; and

BE IT FURTHER RESOLVED, That the Council shall report its findings and the results of its study together with its recommendations to the Legislature prior to the convening of the Forty-third Regular Session of the Legislature, or if available prior thereto, to any Extraordinary Session of the Legislature convened in 1972.

HOUSE RESOLUTION NO. 71-104, by Representatives Thompson and Wolf:

WHEREAS, The location of oil, gas, and power utilities transmission systems directly affects the property values surrounding such transmission lines; and

WHEREAS, The location of such easements has a direct effect on the land and timber resources management of the areas involved; and

WHEREAS, Better coordination is needed between state, federal, and private utility companies concerning location of such lines; and

WHEREAS, Care must be taken to minimize any adverse effects to other uses of the land and the surrounding environment, and greater consideration should be given to the location and maintenance of such lines;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the location of utility rights of way and the problems involved in establishing and maintaining utility easements and utility transmission lines.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 71-106, by Representatives Backstrom, Jueling, Kopet, Shinpoch and Gladder:

WHEREAS, One of the more immediate and growing problems facing our nation today is the rising rate of crime and delinquency, and a general tendency toward flaunting both written and unwritten codes of conduct; and

WHEREAS, Attention to the statistics that reflect this growing national problem indicates that the youth of our nation, partly due to their own numerical preponderance in ratio to total national population, are rapidly becoming the most prominent factor in such developing statistics; and

WHEREAS, Parents, under the natural laws and social mores considered conducive to the welfare of society, must bear a definitive responsibility for the training and upbringing of their own children; and

WHEREAS, Some parents simply cannot or will not make a full effort to keep their children from becoming delinquents; and

WHEREAS, Too many parents, either because of their own personal inclinations, or as a result of recent progressive and permissive changes evident in the general judicial, political and social structure of our society, have abandoned their child-rearing responsibilities to outsiders such as teachers, social-workers and law enforcement personnel, to the detriment and dissipation of their own parental authority; and

WHEREAS, Several local governmental units throughout the nation, on the premise that a great deal of the responsibility for juvenile crimes can be blamed ultimately on the parents, have experimented with certain blame-the-parents laws aimed not primarily toward preventing the first offense, but rather toward keeping juvenile offenders from becoming chronic delinquents; and

WHEREAS, The results of these local efforts indicate a positive deterrent effect and are heartening indeed; and

WHEREAS, Society in general, and the Legislature in particular, because of the importance of this growing and depressive problem and the obvious and eventual gain to our society through its solution, must be willing to consider all potentially successful corrective systems;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is hereby authorized and directed to undertake a study of the successful blame-the-parent laws currently in effect in several locales across the nation, to determine the criteria involved, the legal points in question, and the comparative results obtained.

BE IT FURTHER RESOLVED, That the results of such study, together with the recommendations for legislation if any, be presented to the next Session of the Legislature for its consideration; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives deliver a copy of this Resolution to the Legislative Council.

HOUSE RESOLUTION NO. 71-108, by Representatives Backstrom, Kopet, Chatalas and Conner:

WHEREAS, Nursing homes have become an increasingly important element in our modern day society; and

WHEREAS, The State of Washington regulates the nursing home industry in order to assure that such homes are safe, clean, and conducive to residency; and

WHEREAS, An increasing number of senior citizens are being placed in nursing homes by families and friends and subsequently largely ignored or forgotten; and

WHEREAS, The Division of Public Assistance expends more than two million, five hundred thousand dollars per month for nursing home services to public assistance recipients; and

WHEREAS, The State of Washington has a paramount interest in ascertaining that the citizens of the State are being adequately cared and provided for by the nursing home industry; and

WHEREAS, Considerable concern has been evinced in regard to whether the state expenditures for nursing home care are adequate; and

WHEREAS, Concern has also been evinced in regard to whether nursing home residents are receiving adequate and proper care and protection from health and safety hazards.

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council shall review the policies, practices, and procedures of the nursing home industry.

BE IT FURTHER RESOLVED, That the Council shall report its findings, conclusions, and recommendations to the next Regular Session of the Washington State Legislature.

HOUSE RESOLUTION NO. 71-109, by Representatives Kopet, Goldsworthy and Marsh:

WHEREAS, Alternative methods of funding the Public Employees Retirement System, the Teachers' Retirement System, and the Law Enforcement Officers' and Fire Fighters' Retirement System were considered by the Forty-second Legislature; and

WHEREAS, The Legislature needs additional time and information to consider more fully the feasibility of alternative methods of financing retirement system costs in the State of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee, in cooperation with the Public Pension Commission and the Office of Program Planning and Fiscal Management is requested to conduct a study of the alternative ways of funding the Public Employees' Retirement System, the Teachers' Retirement System, and the Law Enforcement Officers' and Fire Fighters' Retirement System.

BE IT FURTHER RESOLVED, That the Legislative Budget Committee present its findings, conclusions, and recommended funding plan to the 1972 Extraordinary Session of the Washington State Legislature; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall prepare and submit a copy of this Resolution to the Legislative Budget Committee, the Public Pension Commission, and the Office of Program Planning and Fiscal Management.

HOUSE RESOLUTION NO. 71-110, by Representatives Kopet, Lynch and Shinpoch:

WHEREAS, Academic tenure—the right granted a faculty member, upon demonstration of his competence, to retain his appointment until resignation or retirement—is a subject of growing concern to persons both within and without the campus environment; and

WHEREAS, The primary justification of tenure lies in the protection it affords a faculty member in the exercise of his academic freedom; and

WHEREAS, Although tenure was not initially conceived as a guarantee of job security, some may feel it has come to serve this function, and, as such, it may have become a shield to protect the incompetent or the indifferent scholar; and

WHEREAS, The public may rightfully expect that it is supporting faculty members who have professional competence and deep dedication to their students; and

WHEREAS, An increasing number of national authorities and associations are calling for study of the problems associated with tenure, and for a redefinition and broadening of the standards for granting tenure;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Council on Higher Education is requested to undertake a study of the problems and issues involved in the subject of academic tenure in Washington state institutions of higher learning.

BE IT FURTHER RESOLVED, That the results of the Council's study and its recommendations be presented to the Legislature for its consideration in January, 1972.

HOUSE RESOLUTION NO. 71-111, by Representatives Moon, Wolf and Chatalas:

WHEREAS, The Forty-second Session of the Legislature has had before it the largest number of bills, resolutions, and memorials in the history of the State; and

WHEREAS, There is a considerable expense to the State in terms of purchases of materials and the salaries of legislative employees as a result of that large volume of proposed legislation;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study to determine the desirability and feasibility of limiting the number of requests for draft legislation that each legislator may make, any recommended limitation to be made through amending the Joint Rules of the Senate and House of Representatives.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the Special Session of the Legislature to be called in January, 1972, or if no such session is called, to the next Regular Session.

HOUSE RESOLUTION NO. 71-112, by Representatives Williams, Lysen, Douthwaite, Brouillet and Kiskaddon:

WHEREAS, The common schools of the State of Washington are owned and supported by the public; and

WHEREAS, These schools have facilities adaptable to broad community uses, the use of which has been demonstrated to be not in conflict with the purposes of the schools; and

WHEREAS, It would be senseless and unnecessarily costly for other agencies and political subdivisions to build additional facilities designed to provide needed community centers; and

WHEREAS, There does not appear to be a statutory impediment to the community use of school facilities; and

WHEREAS, Local school boards of directors and administrators have expressed desires to extend the evening and weekend use of school facilities in order to meet the educational, cultural, recreational, and social needs of people within their communities but are constrained from so doing by reasons of funding;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education shall present to a succeeding Session of the Legislature a report on alternative methods of funding the community school concept, including recommendations for any needed legislation; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit a copy of this Resolution to the Executive Secretary of the Joint Committee on Education.

HOUSE RESOLUTION NO. 71-113, by Representatives Newhouse, Haussler, Johnson, Moon, Flanagan and Kilbury:

WHEREAS, Technological development related to the production of electrical energy by steam-powered generators requires the construction of power plants of such great size

and value as to make equitable taxation and distribution of tax receipts impractical under existing laws of property taxation and laws providing for excise taxes in lieu of property taxes; and

WHEREAS, Chapter 54.44 RCW, being chapter 159, Laws of 1967, recognizes that it is desirable to provide for joint, undivided ownership of such large steam-powered generating facilities by electric utilities, either privately or publicly owned, thus creating a new type of ownership subject to taxation; and

WHEREAS, It has been proposed to the Legislature, that in lieu of present property taxation of such facilities by excise taxes or by negotiated contributions to local taxing districts based on differing statutes although relating to the same facilities, all steam-powered electric generating plants should be taxed uniformly irrespective of their ownership;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is directed to undertake a study of House Bill No. 1124, which deals with the subject matter of this Resolution, including a comparison of taxation procedures of other power producing plants.

BE IT FURTHER RESOLVED, That the Legislative Council report the findings and recommendations of such study to the Legislature no later than January 1, 1972.

#### HOUSE RESOLUTION NO. 71-114, by Representatives Hansey and Farr:

WHEREAS, The Bellingham High School Band under the direction of Mr. Ralph Pauley has, through its outstanding reputation and hard work been invited to participate in the Kamehameha Day Celebration to be held at Honolulu, Hawaii June 9 through 17, 1971; and

WHEREAS, In being extended this honor and invitation, the band has brought honor and deserving recognition to itself and to all of the community of Bellingham, Washington; and

WHEREAS, The legislature of the State of Washington seeks to promote, encourage and commend outstanding achievement such as that evidenced by said band; and

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That each and every member of the Bellingham High School Band and its director, Mr. Ralph Pauley, be commended and congratulated for their outstanding efforts.

BE IT FURTHER RESOLVED, That the Bellingham High School Band be given the warm well wishes of the House of Representatives; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be prepared and forwarded to the Bellingham High School Band by the Chief Clerk of the House of Representatives.

#### HOUSE RESOLUTION NO. 71-115, by Representatives Van Dyk, Douthwaite, Cunningham and Conner:

WHEREAS, The waters and beaches of Puget Sound and Hood Canal are invaluable assets to the State of Washington, the beauty and future economic value of which depend on preservation from pollution; and

WHEREAS, The magnitude of environmental devastation caused by any accident of the new supertankers expected in Puget Sound is potentially greater than that of any oil spill to date; and

WHEREAS, The problem is one requiring immediate attention from the Legislature;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to study the entire matter of possible oil spills in Puget Sound; the use of oil tankers and supertankers in the State's waters; the safety of present oil transfer practices; emergency measures to be taken in the event of an oil spill; alternatives to the use of oil tankers and supertankers in Puget Sound, especially that of the use of pipelines; alternative tanker designs; the possibility of local, state, or federal aid to assist in any transition from tanker to pipeline oil transfer, if necessary; the future location of petroleum refineries; and any other considerations relevant to this matter.

BE IT FURTHER RESOLVED, That the Legislative Council should develop recommendations of appropriate legislative action to preserve the State from the dangers of large oil spills and submit the results of the study and the recommendations based thereon to the Forty-third Session of the Legislature, or such as may be in session in 1972 if such recommendations be ready at that time.

#### HOUSE RESOLUTION NO. 71-116, by Representatives North, Thompson, Smythe and Haussler:

WHEREAS, The population of this State is increasing at a rapid pace; and

WHEREAS, The increasing population is settling in areas of already high population density; and

WHEREAS, The Legislature finds that the existence of multiple governmental units in compact geographical areas leads to expensive duplication of essential services with resulting inefficiency; and

WHEREAS, The Legislature must have up-to-date information on the possibilities of city-town consolidation, city-county consolidation, and even county-county consolidation; and

WHEREAS, The nonhighway movement of people in and around metropolitan areas is of increasing importance to the Legislature and the people of this State; and

WHEREAS, The Legislature needs information on the concept of self-contained model cities developed in areas away from already congested population centers;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake studies of local government consolidation, movement of people in metropolitan centers and model cities.

BE IT FURTHER RESOLVED, That results and recommendations of such studies, together with suggested legislation, be presented to the Forty-third Regular Session of the Legislature to be convened in January, 1973, or if available, any Extraordinary Session of the Legislature to be convened in January, 1972.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SENATE JOINT RESOLUTION NO. 38, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

#### MOTION

On motion of Mr. Wolf, the House advanced to the ninth order of business.

#### SECOND READING

REENGROSSED SENATE BILL NO. 98, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education and Executive request):

Setting out guidelines for pupil conduct, discipline and rights in the common schools.

#### MOTIONS

On motion of Mr. Wolf, the House deferred consideration of Reengrossed Senate Bill No. 98, and the bill was ordered placed at the bottom of today's second reading calendar.

On motion of Mr. Wolf, the House advanced to the tenth order of business.

#### THIRD READING

ENGROSSED HOUSE BILL NO. 776, by Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request):

Extending sales and use tax to motor vehicle fuel.

#### MOTION

On motion of Mr. Wolf, the House deferred further consideration of Engrossed House Bill No. 776, and the bill was placed at the bottom of today's third reading calendar.

ENGROSSED SENATE BILL NO. 298, by Senators Washington, Peterson (Ted) and Dore:

Requiring certain insurance coverage for employees of school districts and institutions of higher learning.

Engrossed Senate Bill No. 298 was read the third time and placed on final passage.

Mr. Brouillet spoke in favor of passage of the bill.

Mr. Smythe also spoke in favor of passage of the bill.

#### POINT OF ORDER

Mr. O'Brien: "It is against our House Rules for any one member to engage in personalities and impugn the motives of another member."

The Speaker (Mr. Copeland presiding): "I would sincerely hope that this wouldn't be the case, but it is good of you to bring it to our attention."

Representative Smythe concluded his remarks in favor of passage of the bill, and Representatives Shera, May, Ross and Curtis spoke against passage of the bill.

Mr. King spoke in favor of passage of the bill.

Representatives Sawyer and Bottiger appeared at the bar of the House.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Barden.

Mr. Barden: "Representative Hoggins, incorporated in the budget as reported by the conferees, there is \$20.00 per month for school employees for health insurance. If Senate Bill No. 298 fails to pass, is that additional money going to be available to the school employees for their health coverage?"

Mr. Hoggins: "I think I should point out that it is \$15.00 that is provided in the budget. If Senate Bill No. 298 is not passed, this money will not be available to school employees, for certificated or noncertificated personnel, will not be available to community college personnel and professional staff, nor to the staff of the institutions of higher education. I think I need to also answer some questions relating to the increased cost. The Chief Actuary for the Blue Cross, which has the largest contract with teachers in this state, says this will cost less than two percent at the very maximum. I would also point out that we had an opportunity for a compromise earlier today. We didn't take this advantage. I would also point out to those members who are on my side of the aisle, we voted fifty-one to nothing in favor of House Bill No. 151 when it passed through here, and it included this money in it when it passed through here, so we have already approved the money once, and approved this concept once."

Representatives Barden and Adams spoke in favor of passage of the bill, and Representative Randall spoke against it.

Representative Grant appeared at the bar of the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 298, and the bill passed the House by the following vote: Yeas, 76; nays, 22; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnaiol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Johnson, Juelsing, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, Mentor, Merrill, Morrison, Newhouse, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mrs. Speaker-76.

Voting nay: Representatives Amen, Bluechel, Brown, Curtis, Gilleland, Hatfield, Hubbard, Jastad, Jones, Julin, Kopet, May, McDermott, Moon, North, Polk, Rabel, Randall, Ross, Shera, Spanton, Wanamaker-22.

Excused: Representative Pardini-1.

Engrossed Senate Bill No. 298, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred SENATE JOINT RESOLUTION NO. 38, amending the state Constitution making it permissive for the legislature to set the salaries of county officers, have had the same under consideration, and we recommend that the attached substitute resolution be submitted therefor, and that the substitute resolution do pass.

BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

That, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an

amendment to Article XI of the state Constitution by amending section 5 (Amendment 12) and section 8 thereof to read as follows:

Article XI, Section 5. The legislature, by general and uniform laws, shall provide for the election in the several counties of boards of county commissioners, sheriffs, county clerks, treasurers, prosecuting attorneys and other county, township or precinct and district officers, as public convenience may require, and shall prescribe their duties, and fix their terms of office: *PROVIDED*, That the legislature may, by general laws, classify the counties by population and provide for the election in certain classes of counties certain officers who shall exercise the powers and perform the duties of two or more officers. It shall regulate the compensation of all such officers, in proportion to their duties, and for that purpose may classify the counties by population: *PROVIDED*, That it may delegate to the legislative authority of the counties the right to prescribe the salaries of its own members and the salaries of other county officers. And it shall provide for the strict accountability of such officers for all fees which may be collected by them and for all public moneys which may be paid to them, or officially come into their possession.

Article XI, section 8. [The legislature shall fix the compensation by salaries of all county officers, and of constables in cities having a population of five thousand and upwards; except that public administrators, surveyors and coroners may or may not be salaried officers.] The salary of any county, city, town, or municipal officers shall not be increased *except as provided in section 1 of Article XXX* or diminished after his election, or during his term of office; nor shall the term of any such officer be extended beyond the period for which he is elected or appointed.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

Signed by: Senators Jolly, Whetzel and Bailey; Representatives Jones, Smythe and Thompson.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Senate Joint Resolution No. 38.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF SENATE JOINT RESOLUTION AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of Senate Joint Resolution No. 38 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Resolution No. 38 as recommended by the Free Conference Committee, and the resolution passed by the following vote: Yeas, 95; nays, 3; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Pery, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—95.

Voting nay: Representatives Charette, Hoggins, Hurley—3.

Excused: Representative Pardini—1.

Senate Joint Resolution No. 38 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed.

## THIRD READING

ENGROSSED SENATE BILL NO. 18, by Senators Mardesich, Cooney and Twigg (by Insurance Commissioner request):

Creating the Washington Insurance Guaranty Association.

Engrossed Senate Bill No. 18 was read the third time and placed on final passage.

Representatives Shera, O'Brien and Smith spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 18, and the bill passed the House by the following vote: Yeas, 98; nays, 0; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—98.

Excused: Representative Pardini—1.

Engrossed Senate Bill No. 18, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 68, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 90, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 108, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 216, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 269, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE BILL NO. 288, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 391, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 428, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 450, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE BILL NO. 449, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 485, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 605, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 606, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 678, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 865, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 866, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 903, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 4, and has passed the resolution as amended by the House.

SIDNEY R. SNYDER, Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 684, requiring that certain insurance contracts include psychological services, have had the same under consideration, and we recommend that the Senate recede from its amendments to the bill.

Signed by: Senators Day, Metcalf and Cooney; Representatives Barden, Backstrom and Shera.

## MOTION

Mr. Morrison moved that the report of the Conference Committee on House Bill No. 684 be adopted.

Mr. Barden spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
CONFERENCE COMMITTEE

The Speaker (Mr. Copeland presiding) stated the question before the House to be the final passage of House Bill No. 684 as recommended by the Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 684 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 96; nays, 2; excused, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representatives Rabel, Schumaker—2.

Excused: Representative Pardini—1.

House Bill No. 684 as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENTS TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 501, with the following amendments:

On page 2 of the title, line 8, after "as" and before "and" strike "amended by section 46, chapter 52, Laws of 1957" and insert "last amended by section 62, chapter 81, Laws of 1971"

On page 2, section 1, line 27 of the printed and engrossed bill, after "engaged" and before the semicolon insert ": PROVIDED, HOWEVER, That an attorney while admitted and entitled to practice law in this state shall be qualified, without examination, for license as a real estate broker upon application and payment of the requisite license fee"

On page 6, section 8, line 24 of the printed and engrossed bill, after "birthday" insert a period and strike the remainder of the sentence

On page 7, section 9, line 22 of the printed bill, being page 7, section 9, line 23 of the engrossed bill, strike all of subsection (3) and renumber the remaining subsection accordingly

Amend the amendment by Representatives Kuehnle, Ceccarelli and Chatalas on page 7, section 9, line 25, being page 7, section 9, line 26 of the engrossed bill, after "through" and before "of this section" strike "(4)" and insert "(3)"

On page 8, section 10, line 7 of the engrossed bill being line 6 of the printed bill, after "chapter" insert the following:

": PROVIDED, That nothing herein shall authorize the director to withhold a broker's license from an otherwise qualified person who operates his business out of his home"

On page 20, section 25, line 32 of the printed bill, being page 20, section 24, line 25 of the engrossed bill, beginning with "Sec." strike all the matter down to and including "cases." on page 21, line 22 of the printed bill, being page 21, line 15 of the engrossed bill, and insert the following:

"Sec. 24. Section 17, chapter 222, Laws of 1951 as last amended by section 62, chapter 81, Laws of 1971 and RCW 18.85.290 are each amended to read as follows:

[The superior court to which the appeal is taken shall summarily hear and determine the question involved upon the appeal, and such determination shall be based solely on the transcript of the record. Should the court find that the director has exceeded his authority or that his findings are not supported by a fair preponderance of the evidence, the order of the director shall be reversed or modified.]

If said appellant shall fail to perfect his appeal or fail to pay the expense of preparing the transcript as provided herein, said stay of proceedings shall automatically terminate.

[An appeal may be taken by an appellant whose license has been revoked or suspended by the director, from the final order of the superior court. The proceedings on appeal to the supreme court or the court of appeals shall be limited to a review of the proceedings by the director and the superior court in the same manner and subject to the same procedure and requirements as provided for in the case of an appeal in a civil action from a judgment of the superior court of this state.] *An aggrieved party may secure review of a final judgment of the superior court under this 1971 amendatory act by appeal therefrom. Such appeal shall be taken in the manner provided by law for appeals from the superior court in other civil cases.*

and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 501.

Representatives Curtis and Moon spoke in favor of the motion, and Representatives Wolf, Mentor, Julin and Hubbard spoke against it.

Mr. Smythe demanded an electric roll call, and the demand was sustained.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Ross.

Mr. Ross: "Mr. Charette, as a long-practicing attorney and former prosecutor of Grays Harbor County, is it your professional opinion that an attorney, by virtue of his training, necessarily is competent in the area of real estate brokerage?"

Mr. Charette: "In answer to the question, Mr. Ross, although I feel that attorneys are nearly omnipotent, I don't think they are able to carry on the practice of being a real estate broker without taking some kind of a test. I really would also feel that an attorney wouldn't want to be a real estate broker unless he was required to take a test and be licensed as everyone else is."

Mr. Kuehnle spoke in favor of the motion to concur in the Senate amendments. Mr. Curtis closed debate, speaking in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Morrison to concur in the Senate amendments to Engrossed House Bill No. 501, and the motion was lost by the following vote: Yeas, 41; nays, 57; excused, 1.

Voting yea: Representatives Adams, Berentson, Bottiger, Brouillet, Charnley, Chatalas, Conner, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Harris, Hatfield, Haussler, Hurley, Jastad, Jones, Juelling, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Marzano, May, McCormick, Moon, Morrison, Perry, Randall, Rosellini, Savage, Sawyer, Smith, Spanton, Mr. Speaker—41.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Eikenberry, Farr, Grant, Hansey, Hoggins, Hubbard, Johnson, Julin, Kilbury, King, Kiskaddon, Kraabel, Lysen, Marsh, Martinis, Maxie, McDermott, Mentor, Merrill, Newhouse, North, O'Brien, Paris, Polk, Rabel, Ross, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—57.

Excused: Representative Pardini—1.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on

ENGROSSED HOUSE BILL NO. 735, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Secretary.

### REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 735, revising the workmen's compensation law, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Stortini, McDougall and Greive; Representatives Hubbard, Morrison and Grant.

### MOTIONS

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 735 was adopted and the committee was granted the powers of Free Conference.

On motion of Mr. Morrison, Mr. Bluechel was excused from further proceedings under the Call of the House.

On motion of Mr. Morrison, the House reverted to the ninth order of business.

### SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 915, by Committee on Transportation:

Increasing motor vehicle fuel tax for support of Puget Sound ferry system.

The bill was read the second time.

On motion of Mr. Berentson, the following amendment was adopted:

On page 2, section 1, line 19, beginning with " PROVIDED, That" strike all of the matter down to and including "program" on line 29

Mr. Perry moved adoption of the following amendments:

On page 6, section 5, line 1, after "provision" change the semicolon to a period and delete the balance of lines 1 through 6 inclusive.

On page 8, section 9, line 5, strike sections 9 and 10 and renumber the remaining sections consecutively.

Mr. Perry spoke in favor of adoption of the amendments, and Mr. Wanamaker spoke against them.

The amendments were adopted on a rising vote.

On motion of Mr. Perry, the following amendment to the title was adopted:

On page 1, line 11 of the title, after "RCW 47.60.440;" strike all material down to and including "47.64 RCW" on line 13 and insert "adding a new section to chapter 47.60 RCW;"

Mr. Bluechel appeared at the bar of the House.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 915, as amended by the House, was placed on final passage.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 915, as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 10; excused, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown,

Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—88.

Voting nay: Representatives Amen, Blair, Conway, Eikenberry, Hatfield, Hubbard, Newhouse, Polk, Schumaker, Smythe—10.

Excused: Representative Pardini—1.

Engrossed Substitute Senate Bill No. 915 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

### MOTION

On motion of Mr. Barden, all bills passed by the House to this point in the proceedings were ordered transmitted immediately to the Senate.

REENGROSSED SENATE BILL NO. 98, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education and Executive request):

Setting out guidelines for pupil conduct, discipline and rights in the common schools. Committee recommendation: Majority, do pass with the following amendment:

On page 2, insert a new section as follows:

*"NEW SECTION. Sec. 3. No pupil shall be discriminated against nor denied an equal educational opportunity on the basis of race, creed, color, national origin, sex, marital status, pregnancy, or previous condition of incarceration."*

The bill was read the second time.

Mr. Hoggins moved that the committee amendment not be adopted.

The motion was carried, and the committee amendment was not adopted.

Mr. Eikenberry moved adoption of the following amendment by Representatives Eikenberry, Litchman, Kirk and Barden:

On page 2, after section 2, insert the following new sections:

*"NEW SECTION. Sec. 3. The legislature recognizes that the concept of neighborhood schools, while not heretofore given a statutory framework, is nevertheless a well-established pattern of school attendance, and a right of the student and declares it to be the purpose of this act to hereby provide for the statutory recognition of neighborhood schools by the establishment of attendance districts. The legislature further declares that this act shall be interpreted to further the development of neighborhood schools."*

*NEW SECTION. Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:*

The board of directors of each school district, not later than June 30th of each year, shall establish attendance districts such that every student of the common schools shall attend the appropriate school nearest his place of residence, except that upon the written consent of his parents or guardian he may attend any school appropriate to his grade within the school district.

Such attendance districts shall be established only upon the criteria of geography and the capacity of the available educational facilities.

*NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."*

### POINT OF ORDER

Mr. Hoggins: "Mr. Speaker, I rise to a point of order. I believe the amendment presented by Representatives Eikenberry, Litchman, Kirk and Barden is beyond the scope and object of the bill. The bill deals with discipline and conduct of students. The amendment deals with neighborhood schools and the prohibition against assignment of students to schools on anything other than geography. I would also suggest it is unconstitutional."

## RULING BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. Hoggins, you raised a point of order in regard to Mr. Eikenberry's amendment as to whether it enlarges the scope and object of the bill. Reengrossed Senate Bill No. 98 relates to pupil conduct, discipline and rights in common schools. However, Mr. Eikenberry's amendment appears to be lifted from (and slightly altered from) House Bill No. 1104. House Bill No. 1104 relates to the establishment of attendance districts by school districts, boards of directors, and directing the establishment thereof, and giving the criteria for establishing such districts, and by the same token adding new sections to chapter 28A.58 RCW. I would have to rule that, in order to be consistent with my rulings earlier in the day, the subject matter contained in the amendment by Mr. Eikenberry, although given in good faith and in the interest of trying to accomplish something that may well be needed, by appending it to Reengrossed Senate Bill No. 98, would truly enlarge the scope and object of the bill, and your point is well taken. Mr. Eikenberry's amendment would be out of order."

## MOTIONS

On motion of Mr. Wolf, Representative Benitz was excused from further proceedings under the Call of the House.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 98 was placed on final passage.

Representatives Hoggins, Eikenberry and Douthwaite spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 98, and the bill passed the House by the following vote: Yeas, 96; nays, 1; excused, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—96.

Voting nay: Representative Charette—1.

Excused: Representatives Benitz, Pardini—2.

Reengrossed Senate Bill No. 98, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## ANNOUNCEMENT BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "The Speaker would like to point out to the members that at this time we have just run out of second reading calendar."

## MOTIONS

On motion of Mr. Wolf, Representative Ross was excused from further proceedings under the Call of the House.

On motion of Mr. Wolf, the House reverted to the third order of business.

Mr. Benitz appeared at the bar of the House.

## MESSAGES FROM THE SENATE

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 151, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 9, 1971.

## REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 151, enacting the operating budget, have had the same under consideration, and we recommend that this bill be substituted therefor, and the attached substitute bill do pass.

An Act relating to expenditures by state agencies for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; designating effective dates for certain appropriations; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

**NEW SECTION.** Section 1. That a budget is hereby adopted and subject to the provisions set forth in the following sections the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973, except as otherwise provided, out of the several funds of the state hereinafter named: PROVIDED, That no moneys appropriated to agencies or departments of the state may be used or spent for any sabbatical leaves for any employee of the state or any subdivisions receiving state appropriations, except, that sabbatical leaves may be granted if the expenditures for sabbatical leaves including replacement costs and the percentage of salary awarded the recipients shall not exceed the annual contracted salary of said recipients while in residence in any one institution or agency and commencing in 1972-73, not more than one percent of the number of full time equivalent faculty included in the instruction and departmental research program at the four-year institutions of higher education, not more than one percent of total FTE professional staff in community colleges, and not more than one percent of total FTE certificated staff in K-12 school districts, shall be entitled to sabbatical or professional leave during an academic year period and further, all institutions of higher education shall be subject to sabbatical leave guidelines as adopted by the Council on Higher Education and as reviewed by the Legislative Budget Committee.

**NEW SECTION.** Sec. 2. FOR THE STATE LEGISLATURE

General Fund Appropriation

Senate Expenses and salaries of members.....	\$ 3,046,530
House of Representatives Expenses and salaries of members.....	\$ 4,105,675
Legislative Council .....	\$ 400,000
Legislative Budget Committee.....	\$ 434,807
Joint Committee on Education.....	\$ 255,029
Joint Committee on Higher Education.....	\$ 153,356
Joint Committee on Nuclear Energy.....	\$ 12,650

Motor Vehicle Fund Appropriation

Joint Committee on Highways.....	\$ 128,050
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**NEW SECTION.** Sec. 3. FOR THE PUBLIC PENSION COMMISSION

General Fund Appropriation.....	\$ 93,350
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**NEW SECTION.** Sec. 4. FOR THE PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation.....	\$ 2,014,331
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**NEW SECTION.** Sec. 5. FOR THE SUPREME COURT

General Fund Appropriation: <i>Provided</i> , That funds appropriated for the Supreme Court may be used for authorized expenses incurred in perfecting appellate review of indigent cases but not to exceed \$324,686.....	\$ 1,818,715
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**NEW SECTION.** Sec. 6. FOR THE LAW LIBRARY

General Fund Appropriation.....	\$ 551,123
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**NEW SECTION.** Sec. 7. FOR THE COURT OF APPEALS

General Fund Appropriation.....	\$ 1,803,311
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<i>NEW SECTION. Sec. 8. FOR THE COURT ADMINISTRATOR</i>	
General Fund Appropriation.....	\$ 258,762
General Fund Appropriation for Superior Court Judges.....	\$ 2,115,918
General Fund Appropriation	
Judges' Retirement Fund Contributions.....	\$ 328,575
Additional Judges' Retirement Fund	
Contributions in accordance with RCW 2.12.060.....	\$ 144,445
<i>NEW SECTION. Sec. 9. FOR THE JUDICIAL COUNCIL</i>	
General Fund Appropriation.....	\$ 93,164
<i>NEW SECTION. Sec. 10. FOR THE OFFICE OF THE GOVERNOR</i>	
General Fund Appropriation	
Executive Operations .....	\$ 752,369
Investigation and Emergency Purposes—To be distributed on vouchers approved by the governor.....	\$ 20,000
Extradition Expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives when approved by the Governor (including prior claims).....	\$ 50,000
Mansion Maintenance .....	\$ 52,000
<i>NEW SECTION. Sec. 11. FOR THE LIEUTENANT GOVERNOR</i>	
General Fund Appropriation.....	\$ 60,385
<i>NEW SECTION. Sec. 12. FOR THE SECRETARY OF STATE</i>	
General Fund Appropriation: <i>Provided</i> , That expenditures should only be used for the purpose of carrying out his statutory or constitutional duties: <i>Provided</i> , That \$360,038 shall be available only for initiative and referendum, voters' and candidates' pamphlet, and related legal and other advertising purposes.....	\$ 1,340,878
<i>NEW SECTION. Sec. 13. FOR THE STATE TREASURER</i>	
General Fund Appropriation.....	\$ 755,543
General Fund—Investment Reserve Account	
Appropriation .....	\$ 620,111
Motor Vehicle Fund Appropriation.....	\$ 12,476
<i>NEW SECTION. Sec. 14. FOR THE STATE AUDITOR</i>	
General Fund Appropriation	
For Operations .....	\$ 2,054,949
Payment of supplies and services furnished in previous biennia.....	\$ 250,000
Criminal cost bills.....	\$ 30,000
Motor Vehicle Fund Appropriation.....	\$ 101,746
<i>NEW SECTION. Sec. 15. FOR THE ATTORNEY GENERAL</i>	
General Fund Appropriation.....	\$ 1,201,934
General Legal Services Revolving Fund Appropriation.....	\$ 5,912,936
General Fund—Appropriation for Washington Organized Crime Intelligence System .....	—0—
<i>Provided</i> , That of the funds appropriated by this section, the sum of \$213,429 shall not be expended but shall revert instead to the treasury out of either the general fund appropriation or the legal services revolving fund appropriation, or any combination thereof at the discretion of the attorney general: <i>Provided, further</i> , That in no event shall the billings for legal services made to agencies, departments and institutions of higher learning during 1971-73 exceed a total of \$5,912,936.	
<i>NEW SECTION. Sec. 16. FOR THE OFFICE OF PROGRAM PLANNING AND FISCAL MANAGEMENT</i>	
General Fund Appropriation.....	\$ 3,613,291
Motor Vehicle Excise Fund Appropriation.....	\$ 136,585
<i>NEW SECTION. Sec. 17. FOR THE DEPARTMENT OF PERSONNEL</i>	
Personnel Service Revolving Fund Appropriation:	
<i>Provided</i> , That \$15,000 shall be available for administration and for payment of Employees' Suggestion Awards.....	\$ 3,214,137

<i>NEW SECTION. Sec. 18. FOR THE CAPITOL COMMITTEE</i>	
General Fund—Capital Building Construction Account Appropriation.....	\$ 20,000
Motor Vehicle Fund Appropriation.....	\$ 10,000
<i>NEW SECTION. Sec. 19. FOR THE FINANCE COMMITTEE</i>	
General Fund—Investment Reserve Account Appropriation.....	\$ 352,770
General Fund—Water Pollution Control Facilities Account Appropriation .....	\$ 22,700
General Fund—State Building and Higher Education Construction Account Appropriation .....	\$ 40,200
General Fund—Outdoor Recreation Account Appropriation.....	\$ 27,450
Motor Vehicle Fund Appropriation.....	\$ 103,725
Motor Vehicle Fund—Urban Arterial Trust Account Appropriation.....	\$ 79,975
<i>NEW SECTION. Sec. 20. FOR THE DEPARTMENT OF REVENUE</i>	
General Fund Appropriation: <i>Provided</i> , That funds received as reimburse- ments pursuant to Chapter 84.41 RCW are hereby appropriated to the Department of Revenue in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1973 may be allotted in advance of receipts.....	\$ 13,218,788
<i>NEW SECTION. Sec. 21. FOR THE TAX APPEALS BOARD</i>	
General Fund Appropriation: <i>Provided</i> , That the operation of the board is to be considered full time, except that no salary will be paid to board members except each member will receive \$75 per day while sitting as the appeals board.....	\$ 385,208
<i>NEW SECTION. Sec. 22. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION</i>	
General Fund Appropriation: <i>Provided</i> , That \$707,000 shall be allocated to the Division of Banking.....	\$ 3,912,053
Department of General Administration Facilities and Services Revolving Fund Appropriation .....	\$ 4,302,979
<i>NEW SECTION. Sec. 23. FOR THE INSURANCE COMMISSIONER</i>	
General Fund Appropriation: <i>Provided</i> , That \$722,654 shall be available solely for the support of the Fire Safety and Regulation Program.....	\$ 2,767,204
<i>NEW SECTION. Sec. 24. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST</i>	
Highway Bond Retirement Fund Appropriation.....	\$ 57,903,394
Public School Building Bond Redemption Fund 1955 (1965 Refunded) Appropriation .....	\$ 30,525
Public School Building Bond Redemption Fund 1957 Appropriation.....	\$ 9,176,200
Public School Building Bond Redemption Fund 1959 Appropriation.....	\$ 4,727,900
Public School Building Bond Redemption Fund 1961 Appropriation.....	\$ 7,136,495
Public School Building Bond Redemption Fund 1963 Appropriation.....	\$ 8,607,673
Public School Building Bond Redemption Fund 1965 Appropriation.....	\$ 2,397,812
Common School Building Bond Redemption Fund Appropriation.....	\$ 5,825,445
University of Washington Bond Retirement Fund Appropriation.....	\$ 3,550,303
Washington State University Bond Retirement Fund Appropriation.....	\$ 2,018,335
Central Washington State College Bond Retirement Fund Appropriation....	\$ 484,508
Eastern Washington State College Bond Retirement Fund Appropriation....	\$ 548,553
Western Washington State College Bond Retirement Fund Appropriation....	\$ 1,121,360
Institutional Building Bond Redemption Fund 1957 Appropriation.....	\$ 3,450,180
State Building Construction Bond Redemption Fund Appropriation.....	\$ 8,414,555
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation .....	\$ 8,314,838
State Building and Higher Education Bond Redemption Fund 1967 Appropriation .....	\$ 6,982,405
Juvenile Correctional Institutional Building Bond Redemption Fund Appropriation .....	\$ 603,585

General Administration Bond Retirement Fund Appropriation.....	\$ 729,336
State Building and Parking Bond Redemption Fund Appropriation.....	\$ 2,261,380
State Building Construction Bond Redemption Fund 1967 Appropriation....	\$ 603,110
War Veterans' Compensation Bond Retirement Fund Appropriation.....	\$ 3,149,180
World Fair Bond Redemption Fund Appropriation.....	\$ 1,631,625
Outdoor Recreational Bond Redemption Fund 1963 Appropriation.....	\$ 912,507
Water Pollution Control Bond Redemption Fund Appropriation.....	\$ 2,025,000
Community College Bond Retirement Fund Appropriation.....	\$ 8,746,045
Outdoor Recreational Bond Redemption Fund 1967 Appropriation.....	\$ 1,915,000

**NEW SECTION. Sec. 25. FOR THE STATE TREASURER—STATE  
REVENUES FOR DISTRIBUTION**

General Fund Appropriation for fire insurance premiums tax distribution....	\$ 1,110,150
General Fund Appropriation for public utility district excise tax distribution .....	\$ 9,787,200
General Fund Appropriation for assistance to those counties which receive approval by the Department of Revenue of a plan for revaluation of all real property within the county: <i>Provided</i> , That each county to receive funds must submit a plan for review by the Department of Revenue. This plan must demonstrate how the county intends to revalue all real property within the county. The Department of Revenue will, after approving such plan or plans and the amount to be allocated, certify to the State Treasurer that the county is eligible for grant assistance in carrying out the revaluation plan. The Department of Revenue will also be responsible for certifying the amounts to be disbursed by the State Treasurer on a quarterly basis and that the county is engaged in carry- ing out the plan and is eligible for grant assistance. The plan may provide for direct contracts between the Department of Revenue and appraisal firms, in which case necessary disbursements may be made directly to the appraisal firms, pursuant to such contracts: <i>Provided further</i> , That this appropriation for the 1971-73 biennium shall be on the basis of paying 100% of the costs incurred during the first half of each county's approved revaluation program, as determined by the Department of Revenue on either a time basis or a cost basis, whichever is more practicable with respect to the particular county involved, and two-thirds of the costs incurred during the second half of such program.....	\$ 4,661,245
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution.....	\$ 99,118
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution....	\$ 16,400,000
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution .....	\$ 18,140,882
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution .....	\$110,417,254
State School Equalization Fund Appropriation for Mass Transit Assistance Distribution .....	\$ 6,935,900
Liquor Board Revolving Fund Appropriation for liquor profits distribution..	\$ 31,574,808

**NEW SECTION. Sec. 26. FOR THE STATE TREASURER—FEDERAL  
REVENUES FOR DISTRIBUTION**

Forest Reserve Fund Appropriation for forest reserve fund distribution....	\$ 29,069,506
General Fund Appropriation for federal flood control funds distribution....	\$ 25,475
General Fund Appropriation for federal grazing fees distribution.....	\$ 14,204

**NEW SECTION. Sec. 27. FOR THE STATE TREASURER—INTEREST  
ON REGISTERED WARRANTS**

Investment Reserve Account Appropriation: <i>Provided</i> , That this amount shall only be available to pay interest on registered warrants that may be issued: <i>Provided, further</i> , That any interest paid from this appropria- tion for any treasury fund or account shall be deducted from the deposit interest distribution that would be available for the particular fund or account. The funds so deducted shall then be credited to the Invest- ment Reserve Account.....	\$ 200,000
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<b>NEW SECTION. Sec. 28. FOR THE STATE EMPLOYEES' INSURANCE BOARD</b>	
State Employees' Insurance Fund Appropriation.....	\$ 29,680
<b>NEW SECTION. Sec. 29. FOR THE WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM</b>	
Retirement System Expense Fund Appropriation: <i>Provided</i> , That \$130,480 shall be available only for fees paid retained investment counsel.....	\$ 1,435,469
Washington Law Enforcement Officers' and Fire Fighters' Retirement System Fund for administration: <i>Provided</i> , That \$9,000 shall be available only for fees paid retained investment counsel.....	\$ 57,000
<b>NEW SECTION. Sec. 30. FOR THE WASHINGTON LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM</b>	
General Fund Appropriation for payment of benefits.....	\$ 1,242,543
<b>NEW SECTION. Sec. 31. FOR THE MUNICIPAL RESEARCH COUNCIL</b>	
Motor Vehicle Excise Fund Appropriation.....	\$ 460,000
<b>NEW SECTION. Sec. 32. FOR THE UNIFORM LEGISLATION COMMISSION</b>	
General Fund Appropriation.....	\$ 7,830
<b>NEW SECTION. Sec. 33. FOR THE PRESIDENTIAL ELECTORS</b>	
General Fund Appropriation.....	\$ 325
<b>NEW SECTION. Sec. 34. FOR THE ACCOUNTANCY BOARD</b>	
General Fund Appropriation.....	\$ 187,300
<b>NEW SECTION. Sec. 35. FOR THE ATHLETIC COMMISSION</b>	
General Fund Appropriation.....	\$ 26,391
<b>NEW SECTION. Sec. 36. FOR THE CEMETERY BOARD</b>	
General Fund for Cemetery Account Appropriation: <i>Provided</i> , That \$17,000 shall be available solely for legal services provided by the Attorney General .....	\$ 40,247
<b>NEW SECTION. Sec. 37. FOR THE HORSE RACING COMMISSION</b>	
Racing Commission Fund Appropriation: <i>Provided</i> , That if there are more than 364 racing days during the 1971-73 biennium, the Governor is hereby authorized to allocate such additional funds as may be required....	\$ 1,027,362
<b>NEW SECTION. Sec. 38. FOR THE LIQUOR CONTROL BOARD</b>	
Liquor Board Revolving Fund Appropriation.....	\$ 25,206,532
<b>NEW SECTION. Sec. 39. FOR THE PHARMACY BOARD</b>	
General Fund Appropriation: <i>Provided</i> , That if chapter ....., Laws of 1971 (House Bill 411 or ESSSB 146) be adopted by the Legislature this amount shall be increased to appropriate the additional income generated for the activities of the board.....	\$ 204,201
<b>NEW SECTION. Sec. 40. FOR THE UTILITIES AND TRANSPORTATION COMMISSION</b>	
Public Service Revolving Fund Appropriation.....	\$ 5,225,629
<b>NEW SECTION. Sec. 41. FOR THE BOARD FOR VOLUNTEER FIREMEN</b>	
Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$ 46,574
<b>NEW SECTION. Sec. 42. FOR THE LAW ENFORCEMENT OFFICERS' TRAINING COMMISSION</b>	
General Fund Appropriation.....	\$ 163,391
<b>NEW SECTION. Sec. 43. FOR THE DEPARTMENT OF CIVIL DEFENSE</b>	
General Fund Appropriation.....	\$ 887,718
<b>NEW SECTION. Sec. 44. FOR THE MILITARY DEPARTMENT</b>	
General Fund Appropriation.....	\$ 2,097,108
Army Fund Appropriation.....	\$ 978,201
<b>NEW SECTION. Sec. 45. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—OFFICE OF THE SECRETARY</b>	
General Fund Appropriation.....	\$ 940,222

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
VETERANS' SERVICES

General Fund Appropriation.....\$ 782,000

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF HEALTH

General Fund Appropriation: *Provided*, That the Secretary of the Department of Social and Health Services is authorized to allocate up to \$300,000 from state sources for support of local Kidney Centers: *Provided*, That not more than \$852,840 shall be provided for support of county tuberculosis programs during this biennium: *Provided further*, That notwithstanding the provisions of RCW 66.08.180, that during the 1971-73 biennium the allocations to the University of Washington and Washington State University shall be reduced by \$300,000 and \$200,000 respectively and these additional funds transferred to the general fund for use by the Division of Health, Department of Social and Health Services, to carry out the purposes of RCW 70.96.040 as now or hereafter amended.....\$ 22,550,959

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF INSTITUTIONS

General Fund Appropriation: *Provided*, That inter-program transfers may be made among the amounts listed below to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget.....\$170,298,664

Headquarters: *Provided*, That not more than \$250,000 of this appropriation shall be used for maintenance and utilities expense for Olympic Center during the 1971-73 biennium..\$ 5,502,752

Juvenile Rehabilitation: *Provided*, That it is the intent that the facilities at Fort Worden shall continue to serve its residents to June 30, 1973.....\$ 29,729,049

Adult Corrections .....\$ 31,783,885

Mental Health: *Provided*, That \$9,799,304 shall be utilized to continue operation of Northern State Hospital: *Provided*, That the Department of Social and Health Services shall study alternate uses of Northern State Hospital and submit its findings, conclusions and recommendations to the Forty-third Legislature .....\$ 48,343,198

Developmental Disabilities: *Provided*, That \$50,000 be added to the budget for Rainier School to provide 10 additional "guest-admission" beds .....\$ 50,028,458

Veterans' Homes .....\$ 4,911,322

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF PUBLIC ASSISTANCE

General Fund Appropriation.....\$717,044,526

The Department of Social and Health Services is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payments if necessary, and to effect all economies possible in the administration of such programs during the 1971-73 biennium: *Provided*, That of the total amount appropriated herein \$368,834,568 shall be the state share, and \$348,209,958 shall be the federal share: *Provided*, That not more than \$96,000,000 shall be expended for administration during the 1971-73 biennium, of which \$651,596 shall be employed exclusively for the purpose of funding 20 additional quality control reviewers and supporting costs: *Provided*, That the Department of Social and Health Services shall make not more than \$1,082,200 available to the University of Washington for the payment of physicians services and fees at King County Hospital: *Provided*, That of this appropriation \$3,235,881 of which \$1,620,713 shall be in state funds shall be used exclusively for the purpose of increasing payment rates to Class I Nursing Homes at \$11.12 and Class II Nursing Homes at \$8.69 and Intermediate Care Facilities at \$6.58 for the 1971-73 biennium: *Provided*, That the Department of

Social and Health Services shall under no circumstances fail to pay said payment rates without the prior approval of the Legislative Budget Committee: *Provided*, That responsibility for fraud investigation and referral shall be centralized in a single administrative unit which shall be directly responsible to an Assistant Secretary of the Department of Social and Health Services: *Provided*, That the Department shall investigate the practices employed by the State of Oregon for possible use in Washington: *Provided*, That up to \$1,300,916 shall be available for indigent burials limited to the cost of a standard cremation and \$250,000 of the total public assistance appropriation shall be employed to assist in funding the costs of indigent burials where there are religious objections to cremation: *Provided*, That a person referred to and accepted by the Division of Vocational Rehabilitation for rehabilitation under an approved plan, which plan includes maintenance payments, shall not be eligible to receive general assistance: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty percent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That the Division of Public Assistance in conjunction with the Office of Program Planning and Fiscal Management and in cooperation with the Department of Highways, the Planning and Community Affairs Agency, the Department of Commerce and Economic Development and such other state agencies as it is deemed necessary to develop and present to the legislature prior to January 1, 1972 a detailed master plan including methods of implementing and financing the plan which will provide employment for at least 1,000 public assistance recipients in community-based work training programs: *Provided*, That \$2,836,778 in state funds shall be utilized solely for the purpose of financing the revised medical plan for medical only recipients if the United States Department of Health, Education, and Welfare does not waive its rules and regulations relative to this plan: *Provided*, That of this appropriation \$14,058,000 shall be utilized exclusively for the purposes of supplementing the money grant to recipients whose special circumstances create hardships due to the imposition of the simplification procedures or the flexible maximum and the division shall determine at the state level when individual cases warrant exceptions and adjustments in the calculation of their money grants and particular attention shall be given to those recipients in the old age assistance, aid-to-families with dependent children-regular and general continuing assistance categories; except that if federal law prohibits the granting of such exceptions, the funds may be employed to partially update grants with emphasis upon those recipients in the old age assistance, aid to families with dependent children-regular, and general continuing assistance categories or as necessary to meet the costs of case loads which exceed current estimates: *Provided*, That notwithstanding the provisions of section 97 of this act federal matching funds received in the month of July, 1971, may be credited to the 1969-1971 biennium to the extent necessary to fund expenditures for the 1969-1971 biennium: *Provided*, That the Dental Profession, through its nonprofit corporation of participating dentists, continue to serve as the fiscal intermediary of the dental program at a maximum administration fee of 4.22% of moneys expended (2.32% of moneys expended to be available from moneys appropriated for dental care) with services to be performed detailed in contract form for the biennium commencing July 1, 1971, and ending June 30, 1973: *Provided further*, That during the biennium a comparative study, by a mutually agreed, outside agency, be made of the total true costs that would be experienced if the department furnished the same services presently performed by the fiscal intermediary expressed as a percentage of moneys expended. The study to be financed equally by the dental fiscal intermediary and the department, and a report of the study to be made to the 1973 Legislature: *Provided*, That it is the intent of the Legislature that the Department of Social and Health Services continue to communicate with the Pharmacists' Welfare Advisory Council, particularly in the desire to increase the use of

generic and other less expensive drugs in the formulary and in the area of peer review and utilization, in order to cut down any abuses and over-prescribing in the drug program and thus achieve saving: *Provided further*, That the Department of Social and Health Services shall not implement a bid program to contract for nursing home drugs in any locality where it is agreed in writing between local suppliers and the department within 30 days after preliminary departmental approval of a bid program that such local suppliers will supply all drugs included in the bid program at equal or lower prices: *Provided further*, That any bid program shall be viewed as a pilot program for one biennium in one county only, to determine the costs of same and to determine what if any savings can be made: *Provided*, That if any part of this act shall be found to be in conflict with Federal requirements which are a prescribed condition to the allocation of Federal funds to the State, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet Federal requirements which are a necessary condition to the receipt of Federal funds by the State: *Provided*, That of this amount \$500,000 or so much thereof as shall be necessary shall be utilized to establish demonstration projects providing twenty-four hour day care services: *Provided*, That the Secretary of the Division of Public Assistance shall select for a two year term three (3) public assistance recipients to serve in an advisory capacity to the State Public Assistance Advisory Commission. The three people must be selected from a list of ten (10) names submitted by the Washington State Welfare Rights Organization, two (2) of whom will be from Western Washington and one (1) of whom must be from Eastern Washington: *Provided further*, That said advisory commission group shall meet at least six (6) times per year, and the three (3) recipients selected shall receive actual expenses as provided for in RCW 43.03.050 and 43.03.060 for such meetings.

General Fund Appropriation: *Provided*, That this appropriation shall be used exclusively for the purpose of designing and, within the time and funding limitation imposed by this appropriation, implementing additional automatic computer procedures related to determining and reviewing recipient eligibility so as to avoid those occurrences of error and system inefficiencies found to exist within the current manual system by Touche Ross and Company as reported to the Legislative Budget Committee in their December 1970 report: *Provided further*, That the secretary of the Department of Social and Health Services shall delineate actions taken pursuant to this appropriation and results obtained in a report to the Legislative Budget Committee no later than January 31, 1972: *Provided further*, That this appropriation shall be for the period up to January 31, 1972.....\$ 150,000

General Fund Appropriation for urban, racial, and rural disadvantaged: *Provided*, That these funds are to be allocated to the Superintendent of Public Instruction for reallocation to local school districts for programs which meet the guidelines established by the Department of Social and Health Services to maximize federal matching funds and in accordance with educational guidelines to be established by the Superintendent of Public Instruction and that not more than \$2,351,314 shall be from state funds: *Provided*, That up to, but not to exceed \$350,000 may be utilized to fund the Supplementary Education and Cultural Enrichment Program where related to efforts of this urban, racial, and rural disadvantaged program: *Provided further*, That none of the funds appropriated herein shall be distributed for use in transporting any child whose parents or guardian have, in writing, informed the State Superintendent that they have an objection to having their child so transported.....\$ 9,405,314

General Fund Appropriation for medical services and supplies including adjustment of hospital costs not in excess of the unexpended balance of the 1969-1971 appropriation or allotment for this purpose.....\$ 4,000,000

DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
DIVISION OF VOCATIONAL REHABILITATION

General Fund Appropriation: *Provided*, That not more than \$3,976,245 is from state sources: *Provided*, That it is the intent of the Legislature that special attention be given to clients referred by the Division of Public Assistance and that payments for maintenance by the Division of Vocational Rehabilitation to these clients are specifically authorized: *Provided*, That it is the intent of the Legislature that emphasis be given to a co-operative use of resources between the Division of Vocational Rehabilitation, the Division of Institutions, the Department of Labor and Industries and the Department of Employment Security: *Provided further*, That not more than \$198,000 from state sources shall be available for services in connection with maintenance and operation of programs for artificial kidney centers and kidney transplants.....\$ 19,209,578

General Fund Appropriation for medical services and supplies including adjustments of hospital costs not in excess of the unexpended balance of the 1969-71 appropriation or allotment for this purpose.....\$ 25,000

**NEW SECTION. Sec. 46. FOR THE OFFICE OF ECONOMIC OPPORTUNITY**

General Fund Appropriation: *Provided*, That \$870,000 shall be available for support or supplementation of Head Start projects approved for Federal Funds .....\$ 3,391,753

**NEW SECTION. Sec. 47. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY**

General Fund Appropriation: *Provided*, That the Legislative Budget Committee shall conduct a quarterly review of the priorities and funding levels being set by the State Committee on Law and Justice: *Provided, further*, That \$100,000 shall be made available to municipal narcotics and drug divisions of law enforcement agencies of municipal governments.....\$ 25,085,260

**NEW SECTION. Sec. 48. FOR THE BOARD AGAINST DISCRIMINATION**

General Fund Appropriation.....\$ 830,923

**NEW SECTION. Sec. 49. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

Accident Fund Appropriation.....\$ 978,723

Medical Aid Fund Appropriation.....\$ 978,723

**NEW SECTION. Sec. 50. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

General Fund Appropriation.....\$ 2,149,257

General Fund—Electrical License

Account Appropriation .....\$ 1,988,936

General Fund—Industrial Relations

Account Appropriation .....\$ 191,341

Accident Fund Appropriation.....\$ 11,215,499

Medical Aid Fund Appropriation.....\$ 13,748,479

**NEW SECTION. Sec. 51. FOR THE BOARD OF PRISON TERMS AND PAROLES**

General Fund Appropriation.....\$ 633,488

**NEW SECTION. Sec. 52. FOR THE EMPLOYMENT SECURITY DEPARTMENT**

General Fund Appropriation.....\$ 9,584,612

Unemployment Compensation Administration Fund Appropriation.....\$ 34,588,744

Administrative Contingency Fund Appropriation.....\$ 200,000

**NEW SECTION. Sec. 53. FOR THE OCEANOGRAPHIC COMMISSION OF WASHINGTON**

General Fund Appropriation.....\$ 106,088

**NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF ECOLOGY**

General Fund Appropriation.....\$ 10,470,025

General Fund—Reclamation Revolving Account Appropriation: *Provided*,

That \$200,000 shall be used to carry out the purposes of the Water Resources Act of 1971, Chapter ..... (EHB 394), Laws of 1971, 1st ex. sess.....	\$	520,156
Basic Data Fund Appropriation.....	\$	160,714
General Fund—Water Pollution Control Facilities Account Appropriation....	\$	5,581,969
<b>NEW SECTION. Sec. 55. FOR THE POLLUTION CONTROL HEARINGS BOARD</b>		
General Fund Appropriation.....	\$	137,370
<b>NEW SECTION. Sec. 56. FOR THE THERMAL POWER PLANT SITE EVALUATION COUNCIL</b>		
General Fund Appropriation.....	\$	103,167
<b>NEW SECTION. Sec. 57. FOR THE PARKS AND RECREATION COMMISSION</b>		
General Fund Appropriation: <i>Provided</i> , That \$47,000 shall be used to re-open and operate Chief Kamiakum (\$35,000) and Pend Oreille (\$12,000) state parks .....	\$	10,721,646
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within the state parks.....	\$	862,335
<b>NEW SECTION. Sec. 58. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION</b>		
General Fund—Outdoor Recreation Account Appropriation: <i>Provided</i> , That not to exceed \$558,108 will be used for administrative expenses: <i>Provided</i> , That funds herein appropriated may be used for the improvement or construction of swimming pools.....	\$	16,373,642
<b>NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT</b>		
General Fund Appropriation: <i>Provided</i> , That the department of commerce and economic development shall provide necessary administrative assistance to the oceanographic commission and the thermal power plant site evaluation council: <i>Provided further</i> , That the following sums shall be allocated for operation of tourist information centers during the 1971-73 biennium in Blaine (\$6,250), Oroville (\$6,250), Spokane (\$6,250), Clarkston (\$6,250) and Megler (\$6,250), during the months of June, July, August, and in September through Labor Day; the sum of \$25,000 shall be allocated for the continued operation of the Vancouver Tourist Information Center during the entire biennium.....	\$	2,152,975
Motor Vehicle Fund Appropriation—For Tourist Promotion.....	\$	285,525
<b>NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF FISHERIES</b>		
General Fund Appropriations:		
(1) General operations: <i>Provided</i> , That priority in available funding shall be given to maintaining and increasing hatchery program fish production .....	\$	9,320,696
(2) Patrol and Law Enforcement.....	\$	1,261,047
(3) Stream Improvement .....	\$	925,958
(4) Fisheries Advisory Committee.....	\$	4,000
General Fund—Lewis River Hatchery Account Appropriation.....	\$	26,640
<b>NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF GAME</b>		
Game Fund Appropriation.....	\$	17,417,164
<b>NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF NATURAL RESOURCES</b>		
General Fund Appropriation.....	\$	8,819,860
General Fund Appropriation—Emergency Fire Suppression costs: <i>Provided</i> , That the funds hereby appropriated shall be allocated and transferred to the Contingency Forest Fire Suppression account appropriation only as actually needed for purposes of paying emergency forest fire suppression costs .....	\$	575,000
General Fund—Contingency Forest Fire Suppression Account Appropriation .....	\$	1,000,000
General Fund—Forest Development Account Appropriation.....	\$	2,616,188

General Fund—Resource Management Cost Account Appropriation.....	\$ 15,126,517
<b>NEW SECTION. Sec. 63. FOR THE DEPARTMENT OF AGRICULTURE</b>	
General Fund Appropriation.....	\$ 4,482,222
General Fund Appropriation—for Predator Control.....	\$ 25,000
General Fund—Expenses of implementing Chapter ....., Laws of 1971, 1st ex. sess. (SSB No. 446): <i>Provided</i> , That not to exceed \$50,000 of this amount shall be allocated from General Fund—State resources.....	\$ 100,000
General Fund—Commercial Feed Account Appropriation.....	\$ 175,391
General Fund—Commission Merchants Account Appropriation.....	\$ 100,508
General Fund—Egg Inspection Account Appropriation.....	\$ 258,123
General Fund—Feeds and Fertilizer Account Appropriation.....	\$ 8,386
General Fund—Agricultural Mineral and Lime Account Appropriation.....	\$ 179,980
General Fund—Nursery Inspection Account Appropriation.....	\$ 130,828
General Fund—Seed Account Appropriation.....	\$ 306,721
Grain and Hay Inspection Fund Appropriation.....	\$ 2,701,010
<b>NEW SECTION. Sec. 64. FOR THE AERONAUTICS COMMISSION</b>	
General Fund—Aircraft Search and Rescue, Safety and Education Account Appropriation .....	\$ 47,790
General Fund—Aeronautics Account Appropriation.....	\$ 574,442
<b>NEW SECTION. Sec. 65. FOR THE BOARD OF PILOTAGE COMMISSIONERS</b>	
General Fund—Puget Sound Pilotage Account Appropriation.....	\$ 7,832
<b>NEW SECTION. Sec. 66. FOR THE WASHINGTON STATE PATROL</b>	
Motor Vehicle Fund Appropriation.....	\$ 35,876,830
General Fund Appropriation.....	\$ 2,668,434
<b>NEW SECTION. Sec. 67. FOR THE VEHICLE EQUIPMENT SAFETY COMMISSION</b>	
Motor Vehicle Fund Appropriation.....	\$ 5,700
<b>NEW SECTION. Sec. 68. FOR THE TRAFFIC SAFETY COMMISSION</b>	
Highway Safety Fund Appropriation.....	\$ 2,536,095
<b>NEW SECTION. Sec. 69. FOR THE DEPARTMENT OF MOTOR VEHICLES</b>	
General Fund Appropriation.....	\$ 2,901,729
General Fund Appropriation for State Board of Chiropractic Examiners and the Chiropractic Disciplinary Board.....	\$ 19,000
General Fund—Architect's License Account Appropriation.....	\$ 94,439
General Fund—Commercial Automobile Driver Training Schools Account Appropriation .....	\$ 3,052
General Fund—Optician's Account Appropriation.....	\$ 3,210
General Fund—Optometry Account Appropriation.....	\$ 17,121
General Fund—Professional Engineer's Account Appropriation.....	\$ 197,552
General Fund—Real Estate Commission Account Appropriation.....	\$ 1,122,564
General Fund—Sanitarians' Licensing Account Appropriation.....	\$ 8,604
General Fund—Board of Psychological Examiners' Account Appropriation...\$	7,551
Highway Safety Fund Appropriation.....	\$ 12,382,054
Motor Vehicle Fund Appropriation.....	\$ 9,626,369
<b>NEW SECTION. Sec. 70. FOR THE UNIVERSITY OF WASHINGTON</b>	
General Fund Appropriation: <i>Provided</i> , That not more than \$1,630,390 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and ap- proved by a 60 percent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the	

Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That \$385,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council for Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided further*, That tuition, operating, and services and activities fees in whole or in part, comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program: *Provided*, That of this amount \$60,000 or so much thereof as shall be necessary shall be employed exclusively for the purpose of maintaining the 1969-71 expenditure level for the Institute of Forest Products: *Provided*, That the University of Washington shall expend from any funds that may be available to it the sum of \$650,000 for a medical family practice program, including not less than \$250,000 to be expended at off-campus locations: *Provided further*, That the increase in tuition and fees shall be phased over a two year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year. \$124,037,518

Accident Fund Appropriation.....	\$	351,000
Medical Aid Fund Appropriation.....	\$	351,000
General Fund Appropriation for the continuing operation of Harborview Medical Center as a teaching resource for the University of Washington...\$		4,700,000

**NEW SECTION.** Sec. 71. FOR THE WASHINGTON STATE UNIVERSITY General Fund Appropriation: *Provided*, That not more than \$627,049 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 percent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That \$155,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful

educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition, operating, and services and activities fees in whole or in part, comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program: *Provided further*, That the increase in tuition and fees shall be phased over a two year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year: *Provided further*, That \$3,625,000, in addition to the other amounts included in this appropriation, shall be made available for the following purposes: \$2,250,000 for Agricultural Research, \$1,125,000 for Cooperative Extension Services, and \$250,000 for Engineering Research.....\$ 67,825,960

**NEW SECTION. Sec. 72. FOR THE EASTERN WASHINGTON STATE COLLEGE**

General Fund Appropriation: *Provided*, That not more than \$295,920 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 percent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That \$70,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition, operating, and services and activities fees in whole or in part,

comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program: *Provided further*, That the increase in tuition and fees shall be phased over a two year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year .....\$ 18,520,069

**NEW SECTION. Sec. 73. FOR THE CENTRAL WASHINGTON STATE COLLEGE**

General Fund Appropriation: *Provided*, That not more than \$322,522 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 percent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That \$75,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, and Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition, operating, and services and activities fees in whole or in part, comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program: *Provided further*, That the increase in tuition and fees shall be phased over a two year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year.....\$ 20,508,354

**NEW SECTION. Sec. 74. FOR THE EVERGREEN STATE COLLEGE**

General Fund Appropriation: *Provided*, That not more than \$399,900 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 percent majority of the Legislative Budget Committee.

with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That tuition, operating, and services and activities fees in whole or in part, comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program.....\$ 8,536,102

**NEW SECTION. Sec. 75. FOR THE WESTERN WASHINGTON STATE COLLEGE**

General Fund Appropriation: *Provided*, That not more than \$407,273 is to be allocated on or before January 1, 1972, for the 1972-73 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 percent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1971 enrollment estimates as prepared by the Office of Program Planning and Fiscal Management, and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research Program; however, this provision will not apply if the latest fall quarter 1971 enrollment estimates for the year following (1972-73) confirm the enrollment estimates assumed in the governor's budget: *Provided*, That \$100,000 of this appropriation shall be used only to develop and implement new and innovative educational programs in undergraduate education in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education, the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That tuition, operating, and services and activities fees in whole or in part, comprising three percent of total tuition, operating, and services and activities fees which would have been collected except for waiver in 1971-72, and three percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided further*, That each institution of higher education shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which shall detail all pertinent information relative to the fee waiver program: *Provided further*, That the increase in tuition and fees shall be phased over a two year period of time or until a degree is

granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year.....\$ 23,586,047

**NEW SECTION. Sec. 76. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (Including Board of Education)**

General Fund Appropriation: Office of the Superintendent of Public Instruction and Board of Education, including \$150,000 for the Pacific Science Center: *Provided*, That not less than \$157,462 shall be exclusively available for drug education: *Provided further*, That this amount includes federal Civil Rights Grants of \$171,859, Civil Defense Grants of \$68,895 and Follow-Through Grants of \$15,787.....\$ 5,508,476

General Fund Appropriation for General Apportionment: *Provided*, That the weighting schedule to be used in computing the apportionment of funds for each district for 1971-73 shall be based on the following factors: Each full time equivalent student enrolled—1.0; Each full time equivalent student, grades 7-12, an added—.3; Each full time equivalent student enrolled in vocational education in grades 9-12 when excess costs are documented for the class and where the class is approved by the State Superintendent, an added—1.0: *Provided*, That for the 1971-73 biennium the present method of determining excess costs shall be continued subject to review upon completion of a study of vocational education as provided for in Senate Concurrent Resolution No. 2, which study includes defining excess cost of all vocational education programs; Each identified culturally disadvantaged child receiving an approved program, an added—.1. The factor established by the Superintendent of Public Instruction for use in the 1969-71 biennium designed to reimburse each district for costs resulting from staff education and experience greater than the minimum in the average salary schedule in use by Washington school districts shall be used. For school districts enrolling fewer than 250 students in grades 9-12, for nonhigh districts judged remote and necessary by the State Board of Education and which enroll fewer than 100 students, and for small school plants which are judged remote and necessary within school districts by the state board of education shall be in accordance with the weighting factors used during the 1970-71 school year: *Provided*, That all school districts judged remote and necessary for school apportionment purposes during the 1970-71 school year shall be considered remote and necessary for school apportionment purposes throughout the 1971-73 biennium unless their enrollment exceeds 250 students in grades 9-12 or for nonhigh districts unless their enrollment exceeds 100 students: *Provided*, That a school district formed after July 1, 1971 and which formerly consisted of one or more school districts qualifying during the preceding school year for additional weighting under the "remote and necessary" provision or "fewer than 250 students in grades 9-12" provision shall receive for a period of four years following consolidation such additional weighting as accrued to the qualifying district or districts for the school year preceding consolidation. Full time equivalent students residing on tax exempt property (chapter 130, Laws of 1969), an added—.25; Full time equivalent students in an approved interdistrict cooperative program (chapter 130, Laws of 1969), an added—.25: *Provided*, That not to exceed \$400,000 is included for use by the Superintendent for School District emergencies: *Provided*, That not to exceed \$11,788,569 is included for the five vocational-technical institutes: *Provided*, That not to exceed \$272,800 is included for adult education in vocational-technical institutes: *Provided*, That no portion of these funds shall be allocated to a school district which expends or anticipates expending, moneys in excess of their certified budget or budget extensions thereto as filed with the Office of the Superintendent of Public Instruction and Board of Education: *Provided*, That a subsequent special or regular session of the legislature may modify the appropriation as a result of economic or demographic changes which affect the total number of students to be served or the availability of local finances: *Provided*, That for purposes of distributing general fund appropriations for general apportionment, through the school equalization formula, the amount of adjusted local property tax revenues computed for any school district

shall not exceed the amount of the revenues that would be produced using the indicated ratio used by the district in the previous year by more than five percent.....	\$491,438,718
General Fund Appropriation for Maintenance of Previously Mandated Salary Increases: <i>Provided</i> , That it is the intent of the Legislature that this sum is to be made available to the Superintendent of Public Instruction to be allocated for the school years 1971-72 and 1972-73 to local school districts to be employed exclusively for the purpose of maintaining previously granted salary increases to all certificated and classified personnel who received salary increases during the 1969-71 biennium and such funds shall be distributed during 1971-72 and 1972-73 on the basis of each district's average 1968-69 average certificated salary level and average classified salary level improved by the average increase granted from state funds in 1969-70 and improved by the additional average increase granted from state funds in 1970-71 in order to fund the maintenance of the improved level throughout 1971-73: <i>Provided further</i> , That the Superintendent of Public Instruction shall establish rules and regulations to carry out the intent of the Legislature for the distribution of the funds contained in this appropriation including that the calculations shall be made utilizing only average base salaries exclusive of extra stipends..	\$ 91,982,074
General Fund Appropriation for state matching of federal food service funds, as required by P.L. 91-248 and for continuation of salary increases granted from state funds during 1969-71.....	\$ 2,444,000
General Fund Appropriation for state contributions to participating school districts to fund employee health benefits: <i>Provided</i> , That these funds shall be distributed to those participating districts on an equal amount per staff full time equivalent: <i>Provided further</i> , That the distribution for the first two months of the 1971-73 biennium shall continue on the level of distribution during the 1970-71 school year.....	\$ 5,907,078
General Fund Appropriation of two mills of property tax to be distributed in accordance with chapter 216, Laws of 1969 ex. sess., as amended....	\$ 80,907,000
General Fund Appropriation of state forest funds to be distributed.....	\$ 750,000
General Fund Appropriation for allocation to Intermediate School Districts	\$ 1,457,506
General Fund Appropriation:	
Supplementary Education and Cultural Enrichment.....	\$ 600,000
State Institutions .....	\$ 5,388,162
Distribution to counties for school districts: Handicapped Children-Excess Costs: <i>Provided</i> , That \$5,023,718 shall be utilized to aid only that category of handicapped children who are identified as being totally unserved (first priority) in the joint report of the Superintendent and the Division of Institutions, December 4, 1970: <i>Provided</i> , That of this appropriation \$391,698 or so much thereof as shall be necessary shall be utilized for the support of the Cerebral Palsy Center .....	\$ 50,986,732
Elementary and Secondary Education Act of 1965, of which \$2,329,086 is for administration .....	\$ 37,480,086
To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958), of which \$60,409 is for administration.....	\$ 1,500,409
Education of Indian Children, of which \$120,071 is for administration.....	\$ 2,100,071
Adult Basic Education, of which \$98,421 is for administration.....	\$ 773,421
School Lunch and School Milk Programs, of which \$78,737 is for administration .....	\$ 12,778,737
Grants to Teachers of the Handicapped, of which \$35,432 is for administration .....	\$ 250,432
Staff Development, of which \$36,431 is for administration.....	\$ 586,431
Assistance to Blind Students (RCW 28B.10.215).....	\$ 5,000
Environmental Education: <i>Provided</i> , That \$40,000 is earmarked for environmental education in Northwest Washington in conjunction with Western Washington State College.....	\$ 220,000
Gifted Program .....	\$ 330,000
General Fund—Traffic Safety Education Account Appropriation, of which \$346,185 is for administration.....	\$ 7,438,885

NEW SECTION. Sec. 77. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriation: For administrative expenses of the Board: *Provided*, That \$740,670 shall be available exclusively for the minority affairs programs of the State Board of which \$542,670 shall be from state funds and \$198,000 from federal funds. Such programs shall be developed through a process that insures that all minority groups are represented and included in the planning of such programs.....\$ 1,946,386

For Distribution to the Community Colleges in accordance with Chapter 28B.50 RCW: *Provided*, That not more than \$3,129,620 is to be allocated to the State Board on or before January 1, 1972, for the 1972-73 fiscal year for distribution to the community colleges, as certified by the Governor as meeting the requirements thereof, and approved by a sixty percent majority of the Legislative Budget Committee, with the allocation to be based on the findings of the staff of the Legislative Budget Committee as to the appropriate weighting factor to be used in computing faculty staffing requirements for the vocational-technical enrollments as opposed to a factor of 1.0 for academic transfer enrollments, such study to be based on the definitions and procedures outlined by the Council on Higher Education: *Provided*, That it is the intent of the Legislature that of the 4,118 additional full time equivalent students budgeted to be served in fall quarter 1971 as compared to fall quarter 1970, and of the 4,706 additional full time equivalent students budgeted to be served in fall quarter 1972 as compared to fall quarter 1971, not less than two-thirds shall be enrolled in courses classified as "occupational" by the state board; however, this provision shall not apply to those community college districts which have public vocational-technical institutes located within their district boundaries: *Provided*, That \$422,500 of this appropriation shall be administered by the State Board and used only to develop and implement new and innovative educational programs in the following areas: (1) off-campus work-study or off-campus project-study courses; (2) interdisciplinary courses; (3) tutorial study courses; or (4) other experimental or innovative academic and vocational programs. These programs shall be designed to provide a more meaningful educational experience, a fuller understanding of the practical application of educational concepts, the development of new techniques for instruction of a larger number of students without unnecessary capital construction and shall recognize that the same period of time may not be necessary for each student to complete an undergraduate educational program. These funds shall be spent on additional programs and shall not be substituted to fund any present such programs and shall be used only for projects developed through participation by both students and faculty. A report of progress in implementing this proviso including specific information on the new programs developed with these or any other funds, shall be submitted to the Legislative Budget Committee, the Interim Committee for Higher Education and the Council on Higher Education and the Governor prior to any special session of the legislature convening in January, 1972, and the regular session of the legislature in January, 1973: *Provided*, That \$1,479,764 shall be available to the State Board for Community College Education of which \$1,396,781 is contained in this appropriation and \$82,983 shall be provided to the Olympia School District to complete 1970-71 school year obligations and the \$1,396,781 is to be used exclusively to finance vocational education programs and courses, defined as a planned series of learning experiences, the specific objective of which is to prepare persons to enter, continue or upgrade themselves in gainful employment, including the work of the home, in occupations not requiring a baccalaureate or higher degree, operated at the Olympia Vocational Technical Institute and distributed on the basis of the reimbursement factor utilized by the State Superintendent of Public Instruction for distribution of state funds to the vocational-technical institutes per full-time equivalent student (900 clock hours accumulated attendance per year): *Provided*, That tuition and fees, in whole or in part, comprising two percent of

total tuition and fees, incidental, and special fees which would have been collected except for waiver in 1971-72, and two percent in 1972-73, shall be waived for needy and economically disadvantaged students: *Provided*, That an additional one percent of total tuition and fees, incidental, and special fees shall be waived each year for students enrolled in courses leading to the obtaining of a high school certificate: *Provided further*, That the State Board for Community Colleges shall submit an annual report to the Council on Higher Education in accordance with a format specified by the Council which, in addition to showing the exact percentage waived, shall provide other information, to include but not limited to the number and amount of waiver for nonresident students: *Provided*, That it is the intent of the legislature that the traditional open door policy of community colleges be maintained for all students in 1971-73; however, if it is determined to be impossible to serve all applicants, that equal priority be given to the following programs (as defined in the rules and regulations of the state board for community college education): occupational preparatory, occupational supplementary, academic transfer, and academic basic education; and that in order to implement the aforementioned priorities, that all programs defined by the state board as "academic general education" and "community service" either be discontinued, or continued on the basis that fees be charged for these courses at a level commensurate with the direct instructional costs plus all supporting costs: *Provided, further*, That not more than \$352,500 shall be available during 1971-72 and 1972-73 to maintain as nearly as possible the 1970-71 allocations at Grays Harbor Community College, Centralia Community College, Wenatchee Valley Community College, Yakima Valley Community College, and Big Bend Community College

\$115,474,731

**NEW SECTION. Sec. 78. FOR THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION**

General Fund Appropriation.....\$ 45,000

**NEW SECTION. Sec. 79. FOR THE COMPACT FOR EDUCATION**

General Fund Appropriation: *Provided*, That \$1,500 shall be available exclusively for travel and expenses of the commissioners.....\$ 22,500

**NEW SECTION. Sec. 80. FOR THE COUNCIL ON HIGHER EDUCATION**

General Fund Appropriation: *Provided*, That \$1,700,000 of this appropriation shall be used to aid Washington residents attending private institutions of higher education on a full-time basis: *Provided further*, That \$1,376,700 shall be used for the purposes of the state student financial aid program authorized by RCW 28B.10.800 through 28B.10.824.....\$ 3,752,738

**NEW SECTION. Sec. 81. FOR THE COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION AND ADVISORY COUNCIL FOR OCCUPATIONAL EDUCATION**

General Fund Appropriation: *Provided*, That during each of the 1971-72 fiscal year and the 1972-73 fiscal year the same number of training hours for volunteer firemen shall be continued as were conducted during the 1970-71 fiscal year.....\$ 17,651,384

**NEW SECTION. Sec. 82. FOR THE TEACHERS' RETIREMENT SYSTEM**

Teachers' Retirement Fund Appropriation: *Provided*, That \$135,000 shall be available only for fees paid retained investment counsel.....\$ 968,774

**NEW SECTION. Sec. 83. FOR THE HIGHER EDUCATION PERSONNEL BOARD**

Higher Education Personnel Board Service Fund Appropriation.....\$ 509,744

**NEW SECTION. Sec. 84. FOR THE STATE LIBRARY**

General Fund Appropriation.....\$ 4,724,390

**NEW SECTION. Sec. 85. FOR THE ARTS COMMISSION**

General Fund Appropriation: *Provided*, That not more than \$120,000 shall be from state sources.....\$ 415,000

<i>NEW SECTION. Sec. 86. FOR THE WASHINGTON STATE HISTORICAL SOCIETY</i>	
General Fund Appropriation.....	\$ 264,750
<i>NEW SECTION. Sec. 87. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY</i>	
General Fund Appropriation: <i>Provided</i> , That \$50,000 of this appropriation shall be allocated to the Pacific Northwest Indian Center in Spokane.....	\$ 221,074
<i>NEW SECTION. Sec. 88. FOR THE STATE CAPITOL HISTORICAL ASSOCIATION</i>	
General Fund Appropriation: <i>Provided</i> , That \$5,000 shall be a reappropriation for the George W. Bush Exhibit.....	\$ 175,342
General Fund—State Capitol Historical Association Museum Account Appropriation .....	\$ 40,000
<i>NEW SECTION. Sec. 89. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS</i>	
General Fund Appropriation:	
Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: <i>Provided</i> , That \$450,000 may be allotted by the Governor for surveys and installations.....	\$ 980,000
To be distributed by the Governor on a pro rata basis to state agencies on the basis of the proportion of their salaries and wages paid from general funds that are reduced by virtue of the application of section 108 which requires that state agencies absorb the general fund portion of the contribution to the public employees retirement system as required by law.....	\$ 5,150,000
Interstate Nuclear Compact.....	\$ 20,000
Advisory Commission on Intergovernmental Relations.....	\$ 2,000
Council of State Government.....	\$ 56,360
For support of data processing activities to be allocated after consultation with the Data Processing Advisory Committee.....	\$ 48,000
For payment of unemployment compensation to state employees pursuant to chapter 3, Laws of 1971.....	\$ 1,080,000
For additional state contribution to employees health insurance to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board, institutions of higher education and local school districts as provided by law: <i>Provided</i> , That payments from these funds shall be utilized to provide up to \$15 per state employee per month, up to \$15 per certificated and classified school employee per month of which up to \$10 shall be from state funds and up to \$5 shall be from local school district funds and up to \$15 per month per employee of the state institutions of higher education.	
General Fund Appropriation.....	\$ 9,410,096
General Fund—Commercial Feed Account Appropriation.....	\$ 916
General Fund—Commission Merchants Account Appropriation.....	\$ 734
General Fund—Egg Inspection Account Appropriation.....	\$ 2,054
General Fund—Electrical License Account Appropriation.....	\$ 11,376
General Fund—Feed and Fertilizer Account Appropriation.....	\$ 56
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation .....	\$ 1,284
General Fund—Forest Development Account Appropriation.....	\$ 16,350
General Fund—Investment Reserve Account Appropriation.....	\$ 9,036
General Fund—Lewis River Hatchery Account Appropriation.....	\$ 158
General Fund—Nursery Inspection Account Appropriation.....	\$ 1,174
General Fund—Reclamation Revolving Account Appropriation.....	\$ 1,270
General Fund—Seed Account Appropriation.....	\$ 2,348
General Fund—Aeronautics Account Appropriation.....	\$ 1,330
General Fund—Search and Rescue Account Appropriation.....	\$ 116

General Fund—Resources Management Cost Account Appropriation.....	\$	94,948
General Fund—Traffic Safety Education Account Appropriation.....	\$	1,137
General Fund—Outdoor Recreation Account Appropriation.....	\$	2,816
Game Fund Appropriation.....	\$	112,488
Grain and Hay Inspection Fund Appropriation.....	\$	23,488
Motor Vehicle Fund Appropriation.....	\$	125,000
Public Service Revolving Fund Appropriation.....	\$	28,552
Armories Fund Appropriation.....	\$	4,442
Insurance Companies Reimbursement Fund Appropriation.....	\$	1,196
Horse Racing Commission Fund Appropriation.....	\$	1,200
Unclaimed Personal Property Fund Appropriation.....	\$	634
General Legal Services Revolving Fund Appropriation.....	\$	29,330
Department of Personnel Service Fund Appropriation.....	\$	15,467
Higher Education Personnel Board Service Fund Appropriation.....	\$	1,904
Liquor Board Revolving Fund Appropriation.....	\$	192,644
Retirement System Expense Fund Appropriation.....	\$	7,916
Accident Fund Appropriation.....	\$	7,500
Medical Aid Fund Appropriation.....	\$	101,040
Teachers' Retirement Fund Appropriation.....	\$	4,600
Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$	318

**NEW SECTION. Sec. 90. FOR THE STATE TEACHERS' RETIREMENT SYSTEM FUND:**

*Provided*, That the State Teachers' Retirement System shall use interest earnings on accumulated state contributions and the amount appropriated by this section to pay pensions due for the 1971-73 biennium. Funds appropriated by this section shall be used only to the extent that interest earnings on accumulated state contributions are not sufficient to make pension payments and to pay the state's share of the system's operating costs under Chapter 41.32 RCW. For the 1971-73 biennium, the state shall not be required to appropriate funds for the "normal contribution" nor for the "unfunded liability contribution" required by RCW 41.32.401. The board of trustees shall determine pension payments, interest earning on accumulated state contributions, and the portion of funds appropriated by this section necessary for each quarter, and shall notify the state treasurer of the transfers necessary from the general fund to the teachers' retirement fund in accordance with RCW 41.32.401: *Provided further*, That this section shall not affect member contributions under Chapter 41.32 RCW:

General Fund Appropriation.....	\$	20,000,000
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**NEW SECTION. Sec. 91. FOR THE WASHINGTON LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM FUND:**

*Provided*, That the Washington Law Enforcement Officers' and Fire Fighters' Retirement System Retirement Board shall use interest earnings on accumulated contributions and the amount appropriated by this section to pay pensions due for the 1971-73 biennium. Funds appropriated by this section shall be used only to the extent that interest earnings are not sufficient to make required pension and refund payments under Chapter 41.26 RCW. For the 1971-73 biennium, the state shall not be required to appropriate funds for the current service liability nor for the prior service liability required by RCW 41.26.080(3). The Retirement Board shall determine pension payments, refunds, interest earnings, and the portion of the funds appropriated by this section necessary for each quarter and shall notify the state treasurer of the amounts to be transferred from the general fund to the Washington law enforcement officers' and fire fighters' retirement system fund: *Provided further*, That this section shall not affect employee and employer contributions under RCW 41.26.080 nor any contributions made by employers for administrative costs of the system:

General Fund Appropriation.....	\$ 1,357,457
<i>NEW SECTION. Sec. 92. FOR THE STATE TREASURER—TRANSFERS</i>	
General Fund—Investment Reserve Account Appropriation for Transfer to the General Fund on or before June 29, 1973 pursuant to Chapter 50, Laws of 1969.....	\$ 5,000,000
Motor Vehicle Fund Appropriation:	
For transfer to the Tort Claims Revolving Fund for claims paid on the behalf of the Department of Highways and the Washington State Patrol during the period July 1, 1971 through June 30, 1973.....	\$ 1,300,000
<i>NEW SECTION. Sec. 93. FOR THE STATE TREASURER—TRANSFER</i>	
Motor Vehicle Fund Appropriation:	
For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the Department of Highways and the Washington State Patrol during the period July 1, 1969 through June 30, 1971, the effective date of this section is the effective date of this act.....	\$ 756,500
<i>NEW SECTION. Sec. 94. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.</i>	
<i>The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above-named officials serve.</i>	
<i>NEW SECTION. Sec. 95. In order to carry out the provisions of these appropriations and the state budget, the director of the office of program planning and fiscal management with the approval of the governor, may:</i>	
<i>(1) Allot all of any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: Provided, That the director of the office of program planning and fiscal management shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Washington State Apple Advertising Commission; Washington State Fruit Commission, Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of Chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: Provided, That the director of the office of program planning and fiscal management may alter the allotment requests of state colleges and universities in the following cases: (a) When necessary to reflect legislative intent as set forth in the executive budget as accepted or modified by the legislature in the Senate or House Journals or in any formal communication from the Legislative Budget Committee; (b) When necessary to limit total state expenditures to available revenues as required by RCW 43.88.110(2); (c) When an agency proposes the expenditure of a resource not disclosed in the budget request submitted to the Governor and Legislature: Provided, however, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.</i>	
<i>(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.</i>	
<i>(3) Prescribe procedures and forms to carry out the above.</i>	
<i>(4) Allot funds from appropriations in this act in advance of July 1, 1971; for the sole purpose of authorizing agencies to order goods, supplies, or services for delivery after July 1, 1971: Provided, That no expenditures may be made from the</i>	

appropriations contained in this act, except as otherwise provided, until after July 1, 1971.

**NEW SECTION.** Sec. 96. The Legislative Budget Committee shall review the methods and procedures used by the state's colleges, universities, community colleges, and the state board for community college education in determining and reporting student enrollments to the office of program planning and fiscal management and the council on higher education. The Legislative Budget Committee shall also, each fiscal year, make periodic field audits of the accuracy of such procedures and information.

**NEW SECTION.** Sec. 97. For the public four-year colleges and universities and community colleges, it is the intent of the legislature that the minimum average weekly faculty classroom contact hours beginning academic year 1971-72 equal the following:

State Universities .....	10
State Colleges .....	12
Community Colleges .....	15

It is further the intent of the legislature that the average weekly faculty classroom contact hours for all faculty at the rank of assistant professor and above shall be increased by at least five percent between academic year 1970-71 and 1972-73 at each state university, state college, and community college. It shall be the responsibility of the Council on Higher Education to develop uniform definitions and guidelines to carry out the provisions of this section and to report during the interim to the Legislative Budget Committee on the status of its report. The Council shall submit a comprehensive report to the 1973 session of the legislature concerning the implementation of these provisions on faculty classroom contact hours.

**NEW SECTION.** Sec. 98. Any receipts from federal sources, gifts or grants, or other sources in excess of those estimated in the budget may be received by the governor and deposited in the state treasury or other depository provided by law. Any proposal to expend moneys from an appropriated fund or account in excess of appropriations provided by law, based on the receipt of unanticipated revenues, shall be submitted to the state legislature, if it is in session, or to the legislative budget committee during the interim between legislative sessions. The legislative budget committee may authorize the expenditure of unanticipated receipts during the legislative interim arising from federal sources, gifts or grants, by a majority of the members of the committee. Whenever possible, unanticipated federal or other revenues which were not anticipated by the governor's budget or in the appropriations enacted by the legislature shall be used to support regular agency programs instead of using funds appropriated from state taxes or similar revenue sources.

**NEW SECTION.** Sec. 99. In the event that receipts shall be less than those estimated in the budget from any source expenditures shall be limited to the amount received and allotments made as provided in section 95. Receipts for purposes of this section shall include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period.

**NEW SECTION.** Sec. 100. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

**NEW SECTION.** Sec. 101. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the director of the office of program planning and fiscal management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

**NEW SECTION.** Sec. 102. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

**NEW SECTION.** Sec. 103. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of the office of program planning and fiscal management which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

**NEW SECTION.** Sec. 104. In order to obtain maximum interagency use of aircraft, the Aeronautics Commission, in accordance with RCW 43.09.210 and chapter 39.34 RCW is hereby authorized to lease, purchase or otherwise acquire suitable aircraft which shall be utilized for the purposes of the Aeronautics Commission and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: *Provided*, That the Aeronautics Commission is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance and make such other provisions as necessary to provide aircraft and related services for multi-agency use: *Provided further*, That in order to achieve economy in the use of the appropriations contained within this act no state agency may purchase an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the Aeronautics Commission and without prior approval of the director of the office of program planning and fiscal management.

**NEW SECTION.** Sec. 105. All Contract personal services contracts except those for medical and health care and such other contracts which the director of the office of program planning and fiscal management may exempt after consultation with the Legislative Budget Committee shall be filed with the Office of Program Planning and Fiscal Management and the Legislative Budget Committee prior to obligating any portion of the appropriations approved in this act.

**NEW SECTION.** Sec. 106. Within the rules and regulations of the Department of Personnel, as applicable, in the filling of vacant positions and in the filling of new positions of employment in state government, including the four-year institutions of higher learning and the community colleges and positions in the offices of elective officials, preference shall be given, where necessary, to nonwhite and Mexican-American applicants in order to attain the same minority employment ratio in each agency as obtains in the population of the state at large.

**NEW SECTION.** Sec. 107. It is the intent of the Legislature that no salary increase be granted in the same job classification to any individual in the employ of the state whose salary is funded by the provisions of this act, including those individuals employed by the six units of higher education, those employed by elected officials or those employed by the community colleges throughout the 1971-73 fiscal period.

**NEW SECTION.** Sec. 108. Each state agency, from its general fund appropriation, shall transmit each month to the Washington public employees' retirement system the amount of its total monthly expenditures for salaries and wages as required by law for employees covered by the Washington public employees' retirement system, such amount to constitute the employer contribution during the 1971-73 biennium: *Provided*, That in order to comply with the provisions of this section the following appropriations from the following funds and accounts, or such amounts as are required by law, are hereby appropriated for the 1971-73 employer portion of the public employees' retirement system contributions:

<b>(1) FOR THE JOINT COMMITTEE ON HIGHWAYS</b>	
Motor Vehicle Fund Appropriation.....	1,850
<b>(2) FOR THE OFFICE OF ECONOMIC OPPORTUNITY</b>	
General Fund—Federal Appropriation.....	37,540
<b>(3) FOR THE STATE TREASURER</b>	
Investment Reserve Account Appropriation.....	21,699
Motor Vehicle Fund Appropriation.....	520
<b>(4) FOR THE ATTORNEY GENERAL</b>	
Legal Services Revolving Fund Appropriation.....	287,770

(5) FOR THE OFFICE OF PROGRAM PLANNING AND FISCAL MANAGEMENT	
Motor Vehicle Excise Appropriation.....	\$ 6,046
General Fund—Federal Appropriation.....	\$ 1,993
(6) FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY	
General Fund—Federal Appropriation.....	\$ 33,302
(7) FOR THE DEPARTMENT OF PERSONNEL	
Department of Personnel Service Revolving Fund Appropriation.....	\$ 123,618
(8) FOR THE FINANCE COMMITTEE	
Investment Reserve Account Appropriation.....	\$ 26,005
(9) FOR THE DEPARTMENT OF GENERAL ADMINISTRATION	
General Administration Facilities and Services Revolving Fund Appropriation .....	\$ 163,985
(10) FOR THE AERONAUTICS COMMISSION	
Aeronautics Account Appropriation.....	\$ 11,660
Search and Rescue Account Appropriation.....	\$ 1,110
(11) FOR THE HORSE RACING COMMISSION	
Horse Race Commission Fund Appropriation.....	\$ 5,074
(12) FOR THE INDUSTRIAL INSURANCE APPEALS BOARD	
Accident Fund Appropriation.....	\$ 37,168
Medical Aid Fund Appropriation.....	\$ 37,475
(13) FOR THE LIQUOR CONTROL BOARD	
Liquor Board Revolving Fund Appropriation.....	\$ 976,901
(14) FOR THE PUGET SOUND PILOTAGE COMMISSION	
Puget Sound Pilotage Account Appropriation.....	\$ 168
(15) FOR THE UTILITIES AND TRANSPORTATION COMMISSION	
Public Service Revolving Fund Appropriation.....	\$ 218,860
(16) FOR THE BOARD FOR VOLUNTEER FIREMEN	
Volunteer Firemen Relief and Pension Fund Appropriation.....	\$ 1,920
(17) FOR THE STATE PATROL	
Motor Vehicle Fund Appropriation.....	\$ 424,245
(18) FOR THE TRAFFIC SAFETY COMMISSION	
Highway Safety Fund Appropriation.....	\$ 3,968
(19) FOR THE DEPARTMENT OF CIVIL DEFENSE	
General Fund—Federal Appropriation.....	\$ 20,454
(20) FOR THE DEPARTMENT OF LABOR AND INDUSTRIES	
General Fund—Federal Appropriation.....	\$ 1,332
Electrical License Account Appropriation.....	\$ 92,469
Industrial Relations Account Appropriation.....	\$ 8,659
Accident Fund Appropriation.....	\$ 162,238
Medical Aid Fund Appropriation.....	\$ 616,462
(21) FOR THE DEPARTMENT OF MOTOR VEHICLES	
Architects License Account Appropriation.....	\$ 2,657
Commercial Automobile Driver Training School Account Appropriation....	\$ 19
Opticians Account Appropriation.....	\$ 58
Optometry Account Appropriation.....	\$ 347
Professional Engineers Account Appropriation.....	\$ 6,244
Real Estate Commission Account Appropriation.....	\$ 31,050
Sanitarian's Licensing Account Appropriation.....	\$ 141
State Board of Psychological Examiners Account Appropriation.....	\$ 149
Highway Safety Fund Appropriation.....	\$ 506,596
Motor Vehicle Fund Appropriation.....	\$ 299,681
(22) FOR THE MILITARY DEPARTMENT	
Armory Fund Appropriation.....	\$ 26,949
(23) FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES	
General Fund—Federal Appropriation.....	\$ 18,501

(24) FOR THE VETERANS' REHABILITATION DIVISION	
General Fund—Federal Appropriation.....	\$ 29,986
(25) FOR THE DIVISION OF PUBLIC ASSISTANCE	
General Fund—Federal Appropriation.....	\$ 3,233,838
(26) FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION	
General Fund—Federal Appropriation.....	\$ 48,375
Traffic Safety Account Appropriation.....	\$ 2,763
(27) FOR THE DIVISION OF VOCATIONAL EDUCATION	
General Fund—Federal Appropriation.....	\$ 44,839
(28) FOR THE DIVISION OF VOCATIONAL REHABILITATION	
General Fund—Federal Appropriation.....	\$ 284,862
(29) FOR THE UNIVERSITY OF WASHINGTON	
General Local Fund Appropriation.....	\$ 1,300,372
(30) FOR THE WASHINGTON STATE UNIVERSITY	
General Local Fund Appropriation.....	\$ 25,312
(31) FOR THE EASTERN WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,169
(32) FOR THE CENTRAL WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,788
(33) FOR THE WESTERN WASHINGTON STATE COLLEGE	
General Local Fund Appropriation.....	\$ 2,594
(34) FOR THE STATE LIBRARY	
General Fund—Federal Appropriation.....	\$ 28,853
General Fund—Local Appropriation.....	\$ 15,253
(35) FOR THE DEPARTMENT OF HIGHWAYS	
Motor Vehicle Fund Appropriation.....	\$ 2,530,393
(36) FOR THE COUNTY ROADS ADMINISTRATION BOARD	
Motor Vehicle Fund Appropriation.....	\$ 4,906
(37) FOR THE DEPARTMENT OF ECOLOGY	
General Fund—Federal Appropriation.....	\$ 21,600
Reclamation Account Appropriation.....	\$ 11,046
Basic Data Fund Appropriation.....	\$ 9,286
(38) FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION	
Outdoor Recreation Account Appropriation.....	\$ 19,721
(39) FOR THE DEPARTMENT OF FISHERIES	
General Fund—Federal Appropriation.....	\$ 99,344
(40) FOR THE DEPARTMENT OF GAME	
Game Fund Appropriation.....	\$ 644,339
(41) FOR THE DEPARTMENT OF NATURAL RESOURCES	
Forest Development Account Appropriation.....	\$ 103,802
Resources Management Cost Account Appropriation.....	\$ 447,891
(42) FOR THE DEPARTMENT OF AGRICULTURE	
General Fund—Federal Appropriation.....	\$ 39,525
Commercial Feed Account Appropriation.....	\$ 5,610
Commission Merchants Account Appropriation.....	\$ 4,644
Egg Inspection Account Appropriation.....	\$ 11,400
Feeds and Fertilizer Account Appropriation.....	\$ 414
Agriculture, Mineral and Lime Account Appropriation.....	\$ 7,920
Nursery Inspection Account Appropriation.....	\$ 6,072
Seed Account Appropriation.....	\$ 12,720
Grain and Hay Inspection Fund Appropriation.....	\$ 132,090
(43) FOR THE EMPLOYMENT SECURITY DEPARTMENT	
Unemployment Compensation Administration Fund Appropriation.....	\$ 2,312,538

**NEW SECTION.** Sec. 109. It is the intention of the legislature that the expenditure of funds for out of state travel by state employees in executive branch agencies be held to a minimum level consistent with economy, frugality and effectiveness in state government. No

funds from appropriations to executive branch agencies made by this act shall be expended for out of state travel costs or related per diem expense of state employees other than elected state officials in executive branch agencies without the prior written approval of the Director of the Office of Program Planning and Fiscal Management or his designee. The Director of the Office of Program Planning and Fiscal Management, or his designee, shall grant such approval only on his finding that the proposed travel is consistent with the economic, efficient and effective management of state agencies and programs. For the purposes of this section, "out-of-state travel" does not include travel between the State of Washington and the contiguous states of Idaho and Oregon. Each state agency shall submit a monthly report to the Office of Program Planning and Fiscal Management of each out-of-state trip which has occurred during the previous month, including the name of the traveler, the destination, the period of absence from the state, the cost of the trip from state, federal, or other funds, and the specific benefit to the state which justified the trip. The Director of the Office of Program Planning and Fiscal Management shall submit this information, together with any comments he believes appropriate with regard to out-of-state travel to the 1973 session of the legislature, through the Legislative Budget Committee.

**NEW SECTION.** Sec. 110. There is appropriated to the public school building bond redemption fund of 1965 established by RCW 28A.47.777 from the common school construction fund established by Article IX, section 3 of the Washington Constitution for the biennium ending June 30, 1973, the sum of six hundred five thousand one hundred and ninety-four dollars: PROVIDED, That the sum appropriated shall come only from that portion of the common school construction fund derived from interest on the permanent common school fund during the 1971-73 biennium.

**NEW SECTION.** Sec. 111. There is appropriated to the state parks and recreation commission from the general fund, for the biennium ending June 30, 1973, the sum of one million three hundred twenty-two thousand nine hundred sixty-eight dollars: PROVIDED, That the sum appropriated shall be used by the commission either for the payment of rentals to the department of natural resources as may be required by law for the use of state trust lands withdrawn for state park purposes or for the acquisition of such lands: PROVIDED, FURTHER, That the sum appropriated by this section shall be in addition to all other moneys appropriated to the state parks and recreation commission during the 1971-73 biennium. Any rent or acquisition payments on such park lands received by the department of natural resources during the 1971-73 biennium shall be deposited to the applicable trust land account without any deduction by the department of natural resources for management or other purposes.

**NEW SECTION.** Sec. 112. It is the intent of the legislature that no state funds appropriated in this act shall be used to finance summer or interim student internships in state government.

**NEW SECTION.** Sec. 113. It is the intent of the legislature that no funds from any appropriation contained in this act shall be used to pay yearly merit increments resulting from employee longevity during the 1971-73 biennium for those employees whose salary computed on an annual basis as of July 1, 1971 exceeds \$15,000 per annum.

**NEW SECTION.** Sec. 114. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 115. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Signed by Senators Durkan, Atwood and Dore; Representatives Goldsworthy, Kopet and Brouillet.

#### MOTION

Mr. Wolf moved that the House adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 151.

Mr. Goldsworthy spoke in favor of the motion.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Mr. Backstrom spoke against the motion.

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Goldsworthy.

Mr. Goldsworthy: "Representative Kopet, is it the intent of section 107 to preclude the granting of merit or longevity increases during the 1971-73 biennium?"

Mr. Kopet: "No. The intent incorporated in section 107 applies only to salary increases in the same job classification and not to normal step increases or to increments resulting from employee longevity, except longevity increases for those individuals earning in excess of \$15,000 per annum as expressed in section 113."

Representatives Brouillet, Kopet and Bledsoe spoke in favor of the motion to adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 151, and Representatives Grant and O'Brien spoke against it.

## ADMONITION BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "Mr. O'Brien, I think you are going far afield from the question placed by Mr. Wolf—that of adoption of the conference report—and I think you have impugned the motives of Mr. Brouillet, one of the conferees. I am certain that someplace, at some point in time, you must have discussed this budget with your caucus. Would you care to continue with remarks relating to the motion?"

Representatives Pardini and Ross appeared at the bar of the House.

Mr. O'Brien concluded his remarks in opposition to the motion and Mr. King spoke against the motion.

Mr. Beck demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf that the House adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 151, and the motion was lost by the following vote: Yeas, 42; nays, 57; excused, 0.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Conner, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hubbard, Jones, Jueling, Julin, Kirk, Kopet, Kraabel, Kuehne, Lynch, Newhouse, North, Pardini, Perry, Rabel, Savage, Schumaker, Shera, Smith, Smythe, Wanamaker, Zimmerman, Mr. Speaker—42.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Douthwaite, Eikenberry, Gallagher, Gladder, Grant, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, O'Brien, Paris, Polk, Randall, Rosellini, Ross, Sawyer, Shipoch, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf—57.

## MOTION FOR RECONSIDERATION

Mr. Wolf, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion failed to adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 151.

Mr. Wolf spoke in favor of the motion.

The motion was carried.

The Speaker resumed the Chair.

## MOTION

On motion of Mr. Bledsoe, Mr. Bluechel was excused from further proceedings under the Call of the House.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 59, and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on HOUSE BILL NO. 313, and has passed the bill as amended by the Free Conference Committee,

and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 51, providing for changes in certain licensing regulations, have had the same under consideration, and we recommend that the House committee amendment be amended as follows and that the amended bill do pass:

On page 13 of the committee amendment, after section 20, insert a new section 21:

"NEW SECTION. Sec. 21. There is added a new section to chapter 43.24 RCW to read as follows:

It shall be the policy of the state of Washington to determine license fees for businesses and professions on the following basis:

(a) There shall be a minimum fee of five dollars (\$5.00) for any vocation. Those vocations which normally work for others shall be in this classification. Variations in fees by vocation shall be in multiples of five dollars as authorized by the legislature.

(b) There shall be a minimum fee of fifteen dollars (\$15.00) for professions or proprietary vocations. Each vocational group as set up by law shall have fees increased to cover the costs of that group as determined by the director: PROVIDED, That no fee shall exceed \$25.00 except those specifically authorized by the legislature: PROVIDED FURTHER, That licensees over 65 years of age and retired or residing out-of-state shall pay only fifty percent of the standard fee for their classification."

Remember the remaining sections consecutively

On page 14 of the committee amendment, strike section 22 in its entirety

On line 1 of the title after "professions;" insert "adding a new section to chapter 43.24 RCW;"

On page 13 of the committee amendment, strike old section 21 in its entirety

Signed by Senators Day, Murray and Ridder; Representatives Curtis, Polk and Randall.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Substitute Senate Bill No. 51.

Mr. Curtis spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 51 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 51 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 91; nays, 6; excused, 2.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—91.

Voting nay: Representatives Adams, Jastad, Kraabel, Martinis, Marzano, Wojahn—6.

Excused: Representatives Gallagher, Haussler—2.

Engrossed Substitute Senate Bill No. 51 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTIONS

On motion of Mr. Bledsoe, Representatives Flanagan, Pardini and Perry were excused from further proceedings under the Call of the House.

Mr. Bottiger moved that the House do now consider Engrossed Substitute House Bill No. 283 as amended by the Senate.

Mr. King demanded an electric roll call, and the demand was sustained.

Mr. Wolf spoke against the motion, and Mr. Bottiger spoke in favor of it.

## MOTION

On motion of Mr. Bledsoe, the motion by Mr. Bottiger was laid on the table.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 540, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 540, regulating pesticides and establishing a control board, have had the same under consideration, and we recommend that Engrossed House Bill No. 540 be amended as follows:

On page 16, section 17, line 23 of the engrossed bill, being page 15, section 17, line 8 of the House committee amendment, after "thereunder" and before the period insert " PROVIDED, That no authority is granted hereunder to affect the sale or use of products on which legally approved pesticides have been legally used"

On page 18, section 20, line 26 of the engrossed bill, being page 17, section 20, line 11 of the House committee amendment, after "date." strike the balance of the section.

On page 22, section 33, line 20 of the engrossed bill, being page 21, line 5 of the House committee amendment, after "misdemeanor" insert a period and strike the balance of the section.

Signed by Senators Jolly, Matson and Francis; Representatives Hansey, Kilbury and Schumaker.

## MOTIONS

On motion of Mr. Hansey, the House adopted the report of the Free Conference Committee on Engrossed House Bill No. 540.

On motion of Mr. Wolf, the House dispensed with further business under the Call of the House.

## FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 540 as recommended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 540 as recommended by the Free Conference Committee, and the bill passed by the following vote: Yeas, 51; nays, 0; absent or not voting, 48.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard,

Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Absent or not voting: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charmley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—48.

Engrossed House Bill No. 540 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the Free Conference Report on ENGROSSED SUBSTITUTE HOUSE BILL NO. 69, and has passed the bill as amended by the Free Conference Committee, and the bill together with the Free Conference Committee report is herewith transmitted.

BILL GLEASON, Assistant Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 69, providing for the taxation of mobile homes, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that the substitute bill do pass.

An act relating to the regulation of mobile homes, travel trailers, and campers; amending section 46.08.090, chapter 12, Laws of 1961 as amended by section 13, chapter 156, Laws of 1965 and RCW 46.01.130; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140; amending section 46.16.100, chapter 12, Laws of 1961 as amended by section 5, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.100; amending section 57, chapter 83, Laws of 1967 ex. sess. as amended by section 6, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.111; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030; adding a new section to chapter 46.01 RCW; adding new sections to chapter 46.04 RCW; adding new sections to chapter 46.12 RCW; adding new sections to chapter 46.16 RCW; adding a new section to chapter 46.70 RCW; prescribing penalties; and providing effective dates.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 57, chapter 83, Laws of 1967 ex. sess. as amended by section 6, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.111 are each amended to read as follows:

Unless the owner thereof elects to pay tonnage fees separately on his trailer or semitrailer pursuant to RCW 46.16.115 the maximum gross weight in the case of any motor truck or truck tractor shall be the scale weight of the motor truck or truck tractor, plus the scale weight of any trailer, semitrailer or pole trailer to be towed thereby, to which shall be added the maximum load to be carried thereon or towed thereby as set by the licensee in his application or otherwise: PROVIDED, That if the sum of the scale weight and maximum load of such trailer is not greater than four thousand pounds, such sum shall not be computed as part of the maximum gross weight of any motor truck or truck tractor: PROVIDED, FURTHER, That where the trailer is a utility trailer, travel trailer, horse trailer, or boat trailer for the personal use of the owner of the truck or truck tractor and not for sale or commercial purposes, the gross weight of such trailer and its load shall not be computed as part of the maximum gross weight of any motor truck or truck tractor: PROVIDED, FURTHER, That the weight of any camper as defined in this 1971 amendatory act shall be exempt from the determination of gross weight in the computation of any tonnage fees required under RCW 46.16.070.

The maximum gross weight in the case of any auto stage and for hire vehicle, except taxicabs, with seating capacity over six, shall be the scale weight of each auto stage and for hire vehicle plus an average load factor of fifty percent of the seating capacity computed at one hundred and fifty pounds per seat.

**NEW SECTION.** Sec. 2. There is added to chapter 46.04 RCW a new section to read as follows:

"Camper" means a structure designed to be mounted upon a motor vehicle which provides facilities for human habitation or for temporary outdoor or recreational lodging and which is five feet or more in overall length and five feet or more in height from its floor to its ceiling when fully extended, but shall not include motor homes as defined in section 3 of this 1971 amendatory act.

**NEW SECTION.** Sec. 3. There is added to chapter 46.04 RCW a new section to read as follows:

"Motor homes" means motor vehicles originally designed, reconstructed, or permanently altered to provide facilities for human habitation.

**NEW SECTION.** Sec. 4. There is added to chapter 46.04 RCW a new section to read as follows:

"Mobile home" means all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than thirty-five feet in length or more than eight feet in width, except as hereinafter specifically excluded, and excluding modular homes.

**NEW SECTION.** Sec. 5. There is added to chapter 46.04 RCW a new section to read as follows:

"Modular home" means any factory-built housing designed primarily for residential occupancy by human beings which does not contain a permanent frame and must be mounted on a permanent foundation.

**NEW SECTION.** Sec. 6. There is added to chapter 46.12 RCW a new section to read as follows:

The provisions of chapter 46.12 RCW concerning the registration and titling of vehicles, and the perfection of security interests therein shall apply to campers, as defined in section 2 of this 1971 amendatory act. In addition, the director of motor vehicles shall have the power to adopt such rules and regulations he deems necessary to implement the registration and titling of campers and the perfection of security interests therein.

**NEW SECTION.** Sec. 7. There is added to chapter 46.16 RCW a new section to read as follows:

It shall be unlawful for a person to operate any vehicle equipped with a camper over and along a public highway of this state without first having obtained and having in full force and effect a current and proper camper license and displaying a camper license number plate therefor as required by law.

Application for an original camper license shall be made on a form furnished for the purpose by the director. Such application shall be made by the owner of the camper or his duly authorized agent over the signature of such owner or agent, and he shall certify that the statements therein are true and to the best of his knowledge. The application must show:

- (1) Name and address of the owner of the camper;
- (2) Trade name of the camper, model, year, and the serial number thereof;
- (3) The weight of such camper which shall be the shipping weight thereof as given by the manufacturer thereof;

- (4) Such other information as the director requires.

There shall be paid and collected annually for each calendar year or fractional part thereof and upon each camper a license fee in the sum of three dollars and fifty cents.

Except as otherwise provided for in this section, the provisions of chapter 46.16 RCW shall apply to campers in the same manner as they apply to vehicles.

Sec. 8. Section 46.08.090, chapter 12, Laws of 1961 as amended by section 13, chapter 156, Laws of 1965 and RCW 46.01.130 are each amended to read as follows:

The department of motor vehicles shall have the general supervision and control of the issuing of vehicle licenses and vehicle license number plates and *mobile home identification tags* and shall have the full power to do all things necessary and proper to carry out the provisions of the law relating to the licensing of vehicles and the *issuance of mobile home identification tags*; the director shall have the power to appoint and employ deputies, assistants and representatives, and such clerks as may be required from time to time, and to provide for their operation in different parts of the state, and the director shall have the power to appoint the county auditors of the several counties as his agents for the licensing of vehicles and the *issuance of mobile home identification tags*.

Sec. 9. Section 46.08.100, chapter 12, Laws of 1961 as last amended by section 14, chapter 156, Laws of 1965 and RCW 46.01.140 are each amended to read as follows:

The county auditor, if appointed by the director of motor vehicles shall carry out the provisions of this title relating to the licensing of vehicles and the issuance of vehicle license number plates and the *issuance of mobile home identification tags* under the direction and supervision of the director and may with the approval of the director appoint assistants as special deputies to accept applications and collect fees for vehicle licenses and transfers and to deliver vehicle license number plates and to *issue mobile home identification tags, collect fees therefor, and receive the payment of property taxes on mobile homes*.

At any time any application is made to the director, the county auditor or other agent pursuant to any law dealing with licenses, certificates of ownership, registration [or], the right to operate any vehicle upon the public highways of this state, or the *issuance of mobile home identification tags*, the applicant shall pay to the director, county auditor or other agent a fee of fifty cents for each application in addition to any other fees required by law.

which fee of fifty cents, if paid to the county auditor as agent of the director, or if paid to an agent of the county auditor, shall be paid to the county treasurer in the same manner as other fees collected by the county auditor and credited to the county current expense fund. In the event that such fee is paid to another agent of the director, such fee shall be used by such agent to defray his expenses in handling the application: PROVIDED, That in the event such fee is collected by the state patrol, as agent for the director, the fee so collected shall be certified to the state treasurer and deposited to the credit of the state patrol highway account. All such filing fees collected by the director or branches of his office shall be certified to the state treasurer and deposited to the credit of the highway safety fund.

Sec. 10. Section 46.16.100, chapter 12, Laws of 1961 as amended by section 5, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.100 are each amended to read as follows:

When any vehicle subject to license is to be moved upon the public highways of this state from one point to another, the director may issue a special permit therefor upon an application presented to him in such form as shall be approved by the director and upon payment therefor of a fee of ten dollars. Such permit shall be for one transit only between the points of origin and destination as set forth in the application: PROVIDED, That for each vehicle used exclusively in the transportation of circus, carnival, and show equipment and in the transportation of supplies used in conjunction therewith, there shall be charged in addition to other fees provided for the licensing of vehicles, an annual capacity fee in the amount of ten dollars: PROVIDED FURTHER, That [no] a special permit or one-transit permit shall be issued for movement of a [house trailer as defined in chapter 82.50 RCW unless the applicant therefor has a stamp issued thereunder] *mobile home as defined in section 4 of this 1971 amendatory act pursuant to section 21 of this 1971 amendatory act.*

Sec. 11. Section 46.68.030, chapter 12, Laws of 1961 as last amended by section 25, chapter 281, Laws of 1969 ex. sess. and RCW 46.68.030 are each amended to read as follows:

All fees received by the director for vehicle licenses and *mobile home identification tags* under the provisions of chapter 46.16 shall be forwarded to the state treasurer, accompanied by a proper identifying detailed report, and be by him deposited to the credit of the motor vehicle fund, and out of each vehicle basic license fee as provided for in RCW 46.16.060 and each *mobile home identification tag fee as provided for in section 16 of this 1971 amendatory act*, the state treasurer shall deposit six dollars to the credit of the state patrol highway account of the motor vehicle fund. A minimum of ten percent of the funds deposited in such account shall be appropriated and expended for the enforcement of RCW 46.44.100 relating to weight control.

*NEW SECTION.* Sec. 12. There is added to chapter 46.01 RCW a new section to read as follows:

In addition to all other powers and duties, the director of motor vehicles shall design and adopt an identification tag to be used by mobile home owners in lieu of the vehicle license and vehicle license number plate requirements of this state. The director shall have the power to adopt such rules and regulations pertaining to mobile homes as the director deems necessary.

*NEW SECTION.* Sec. 13. There is added to chapter 46.12 RCW a new section to read as follows:

When the ownership of a mobile home is transferred and the new owner thereof applies for a new certificate of ownership for such mobile home, the director of motor vehicles or his agents, including county auditors, shall notify the county assessor of the county where such mobile home is located of the change in ownership including the name and address of the new owner and the name of the former owner.

*NEW SECTION.* Sec. 14. There is added to chapter 46.12 RCW a new section to read as follows:

The provisions of chapter 46.12 RCW insofar as they are not inconsistent with the provisions of this 1971 amendatory act shall apply to mobile homes regulated by this 1971 amendatory act: PROVIDED, That RCW 46.12.080, 46.12.090, and 46.12.250 through 46.12.270 shall not apply to mobile homes. In addition, the director of motor vehicles shall have the power to adopt such rules and regulations as he deems necessary to implement the provisions of chapter 46.12 RCW as they relate to mobile homes.

*NEW SECTION.* Sec. 15. There is added to chapter 46.16 RCW a new section to read as follows:

Vehicle licenses and vehicle license number plates shall not be required for mobile homes and need not be displayed thereon. In lieu of vehicle licenses and vehicle license number plates, the director or his agents, including county auditors, shall issue mobile home identification tags for each calendar year. Such tags shall be issued beginning on the first day of the current licensing period or on the date the mobile home is first purchased or brought into this state and shall be used and displayed from the date of issue or from the thirty-fifth day after the expiration of the preceding motor vehicle licensing period or from the thirtieth day after the mobile home is first purchased or brought into this state whichever date is the latest.

The mobile home identification tag shall be displayed in a conspicuous manner on the mobile home identified by such tag. It shall be unlawful to display on any mobile home, mobile home identification tags other than those furnished by the director or his agents, including county auditors, for such mobile home or to display upon any mobile home any mobile home identification tag which has been in any manner changed, altered, disfigured, or has become illegible.

The director may, in his discretion and under such rules and regulations as he may prescribe, adopt a type of mobile home identification tag whereby the same shall be used as long as legible on the mobile home for which issued, with provision for tabs or emblems to be attached thereto or elsewhere on the mobile home to signify renewals, in which event the term "mobile home identification tag" as used in any enactment shall be deemed to include in addition to such tag, the tab or emblem signifying renewal except when such tag contains the designation of the current year without reference to any tab or emblem. Renewals shall be effected by the issuance and display of such tab or emblem.

**NEW SECTION.** Sec. 16. There is added to chapter 46.16 RCW a new section to read as follows:

Application for original mobile home identification tag shall be made on a form designed and furnished for the purpose by the director. Such application shall be made by the owner of the mobile home or his duly authorized agent over the signature of such owner or agent and he shall certify that the statements therein are true to the best of his knowledge.

There shall be paid for the issuance of the mobile home identification tag a fee of nine dollars and forty cents which shall be collected by the director or his agents, including county auditors, one-half of which shall be credited to the payment of property taxes due, if any, on such mobile home at that time.

Annually the director shall include the applicable assessed valuation of a mobile home on the application form for a mobile home identification tag together with a notation of the mobile home identification tag fee which shall be transmitted to the county treasurer. The county treasurer shall multiply the applicable assessed valuation by the total applicable millage and determine the property taxes due and payable. The county treasurer shall mail the completed application form showing the property taxes due and payable and the identification tag fee due to the applicant. After payment or legal provision for payment is made, the director or his agents, including county auditors, shall issue the mobile home identification tag and a receipt showing that the fee therefor has been paid and also shall issue a receipt for the property taxes paid.

When the applicant makes an original application for a mobile home identification tag after the close of the thirty-five day registration period as set forth in section 15 of this 1971 amendatory act, the county treasurer shall prorate the amount of property tax for the following year's collection on a monthly basis.

**NEW SECTION.** Sec. 17. There is added to chapter 46.16 RCW a new section to read as follows:

Upon receipt by agents of the director, including county auditors, of original applications for mobile home identification tags accompanied by the proper fees and taxes as provided for in section 16 of this 1971 amendatory act, such agents shall, if the applications are in proper form and accompanied by such information as may be required by the director, immediately forward them, together with the identification tag fees, to the director.

**NEW SECTION.** Sec. 18. There is added to chapter 46.16 RCW a new section to read as follows:

(1) Upon receipt of the application and identification tag fee for an original mobile home identification tag, the director shall make a recheck of the application and in the event there is error in the application it may be returned to the county auditor or other agent to effectively secure the correction of such error, who shall return the same corrected to the director.

(2) Application for the renewal of a mobile home identification tag shall be made to the director or his agents, including county auditors, by the owner of a mobile home on a form prescribed by the director. The application must be accompanied by proof of ownership deemed sufficient by the director unless the applicant submits a preprinted application mailed from Olympia and the payment of fees and taxes as may be required by law. Such application shall be handled in the same manner and the fees and taxes transmitted in the same manner as in the case of an original application. Any such application which upon validation becomes a renewal certificate need not have entered on it the name of the lienholder, if any, of the mobile home concerned.

(3) Persons expecting to be out of the state during the period from January first through February first may, not earlier than December first but prior to January first, secure renewal of a mobile home identification tag and have such tag preissued by making application to the director or his agents, including county auditors, upon forms prescribed by the director. The application must be accompanied by proof of ownership deemed sufficient by the director and be accompanied by the payment of such fees as may be required by law including a special handling fee of one dollar, fifty cents to be retained by the issuing agency and fifty cents to be deposited in the highway safety fund and property tax as may be required by law.

**NEW SECTION.** Sec. 19. There is added to chapter 46.16 RCW a new section to read as follows:

After receipt of payment of property taxes under the provisions of this 1971 amendatory act, the director or his agents, including county auditors, shall transmit such taxes to the county treasurer who shall receive and collect such taxes as required of county treasurers under the provisions of Title 84 RCW.

**NEW SECTION.** Sec. 20. The director of highways shall require every person except a dealer using dealer license plates or a transporter using transporter license number plates

moving a mobile home on the public roads and highways of this state to obtain a mobile home movement permit as provided in section 21 of this 1971 amendatory act and pay the fee therefor. The director of highways shall issue a copy of such permit to the assessor of the county where such mobile home was located and to the assessor of the county where such mobile home will be located: PROVIDED, That when a mobile home is to enter this state, a copy of such permit shall only be sent to the assessor of the county where such mobile home will be located and when a mobile home is to leave this state, a copy of such permit shall only be sent to the assessor of the county where such mobile home was located.

**NEW SECTION.** Sec. 21. When any mobile home, as defined in section 4 of this 1971 amendatory act, except those displaying dealer license plates or transporter license number plates is to be moved upon the public highways of this state from one point to another, the department of highways may issue a special mobile home movement permit therefor upon an application presented to it in such form as approved by the director of the department of highways and upon payment therefor of a fee of five dollars. Such permit shall be for one transit only between the points of origin and destination as set forth in the application: PROVIDED, That no special mobile home movement permit shall be issued for movement of a mobile home unless the applicant therefor can prove to the satisfaction of the director of highways that all taxes and fees have been paid on such mobile home. All mobile home movement permit fees received by the director of highways under the provisions of this section shall be forwarded to the state treasurer, accompanied by a proper identifying detailed report and be by him credited to the motor vehicle fund.

**NEW SECTION.** Sec. 22. Any person who shall move a mobile home on the public roads and highways of this state when such mobile home does not have a mobile home movement permit obtained as required by section 21 of this 1971 amendatory act shall be guilty of a misdemeanor: PROVIDED, That such person shall be relieved of such criminal liability if such mobile home displays dealer license plates or transporter license number plates and if within ten days of moving a mobile home, the person notifies the director of the department of highways of the origin and destination of the mobile home.

**NEW SECTION.** Sec. 23. There is added to chapter 46.70 RCW a new section to read as follows:

The provisions of chapter 46.70 RCW shall apply to the distribution and sale of mobile homes and to mobile home dealers, salesmen, distributors, manufacturers, factory representatives, or other persons engaged in such distribution and sale to the same extent as for motor vehicles.

**NEW SECTION.** Sec. 24. (1) Sections 1 through 7 of this 1971 amendatory act shall take effect on January 1, 1972.

(2) Sections 8 through 22 of this 1971 amendatory act shall take effect on January 1, 1973.

Signed by Senators Foley, Whetzel and Bailey; Representatives Haussler, Newhouse and Wolf.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 69.

Mr. Newhouse spoke in favor of the motion.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 69 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 69 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 51; nays, 0; absent or not voting, 48.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—51.

Absent or not voting: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner,

Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—48.

Engrossed Substitute House Bill No. 69 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 372 with the following amendments:

On page 4, section 4, line 33 of the engrossed bill being the House Committee amendment to page 4, section 4, line 32, after "appoint" and before "and" on line 1, page 5, strike "at least two deputy registrars for each five contiguous precincts, one from each major political party," and insert "a deputy registrar for each precinct or for any number of precincts"

On page 5, section 4, line 4 of the engrossed bill being page 5, section 4, line 2, of the printed bill, following the period, strike all the material to and including "registrars." on line 11, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 372.

Mr. Brown spoke in favor of the motion, and Mr. Ross spoke against it.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 372 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 372 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 50; nays, 0; absent or not voting, 49.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Harris, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker—50.

Absent or not voting: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Thompson, Van Dyk, Williams, Wojahn—49.

Engrossed House Bill No. 372 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENT TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 152 with the following amendment:

On page 1, following the enacting clause strike the remainder of the bill and insert:  
 "NEW SECTION. Section 1. That a capital budget is hereby adopted and subject to provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1973, out of the several funds hereinafter named:

## FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

	Reappro- priations	From the Fund Designated	From the General Fund
Acquire land and buildings, repair buildings, provide drainage facilities, relocation of utilities, other improvements, East Capitol Site General Fund .....	876,096		
Remodel and repair capitol buildings, offices and facilities (624,025) General Fund .....	494,368		129,657
Construction, remodeling, and furnishing of capitol office buildings, parking facilities, governor's mansion, and such other buildings and facilities as determined by the State Capitol Committee State Building Construction Account .....	3,786,267		
General Office relocation and rearrangement of facilities Capitol Building Construction Account .....		65,000	
Modernization of electrical distribution system—Phase II General Fund .....	50,723		
Acquisition, development, and improvement of lands, improvements and facilities within the East Capitol Site Capitol Purchase and Development Account .....	1,792,403		
Develop Capitol Lake recreational facilities (102,864) Capitol Building Construction Account .....	52,864	50,000	
Repairs and improvements to Capitol Lake area Capitol Building Construction Account .....		25,000	
Repair Insurance Building Capitol Building Construction Account .....		352,200	
Acquisition, development, maintenance, and operation of temporary parking programs, routes, facilities and services for state employees and office during construction of permanent parking facilities on East Capitol Site State Capitol Vehicle Parking Account .....	12,000		
Renovation and replacement of utility tunnels			

Capitol Building Construction Account .....		211,755	
Develop parking facilities west side of Capitol Way			
Capitol Building Construction Account .....	750,000		
Clean and waterproof capitol buildings Capitol Building Construction Account .....		133,774	
Construct Executive Office building and parking facilities—Phase I (preplan- ning)			
Capitol Building Construction Account .....		100,000	
Preplanning and design of Office Build- ing No. 2, with construction of ad- jacent plaza and other schematics for East Capitol Site facilities (1,015,000)			
General Fund .....	400,000		
Capitol Building Construction Account .....		615,000	
Construct and equip office—laboratory building—Wenatchee Tree Fruit Re- search Center			
General Administration Construc- tion Fund .....	2,000,000		
Construct and equip office-laboratory building for Environmental Science Services Administration at Univer- sity of Washington pursuant to Chap- ter 121, Laws of 1969			
General Administration Construc- tion Fund .....	2,500,000		
		<hr/>	<hr/>
Total (14,397,107) .....	12,714,721	1,552,729	129,657

FOR THE MILITARY DEPARTMENT

	Reappro- priations	From the Fund Designated	From the General Fund
Construct training center expansion— Bellingham (21,989)			
General Fund .....	17,591		4,398
Construct new armory—Seattle (3,000,000)			
Seattle Armory Account.....	2,200,000	800,000	
Purchase land and construct new ar- mory—Aberdeen			
General Fund .....	32,937		
Construct, repair, remodel buildings and improve facilities, including architect and engineering fees (106,- 968)			
General Fund .....	98,150		8,818
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Total (3,161,894) .....	2,348,678	800,000	13,216

## FOR THE SCHOOL FOR THE BLIND

	Reappro- priations
Major roof repairs and waterproofing exterior of buildings General Fund .....	5,000
Construct and equip Student Residence Hall State Building and Higher Educa- tion Construction Account.....	174,674
Total (179,674) .....	179,674

## FOR THE SCHOOL FOR THE DEAF

	Reappro- priations
Renovate Hospital to provide isolation ward General Fund .....	8,000
Remodel Superintendent's apartment to student dormitory General Fund .....	19,500
Construct and equip Fieldhouse State Building and Higher Educa- tion Construction Account.....	147,042
Total (174,542) .....	174,542

## FOR WESTERN HOSPITAL

	Reappro- priations
Renovate utilities General Fund .....	16,462
Remodel and equip ward buildings CEP & RI Account.....	300,000
Total (316,462) .....	316,462

## FOR RAINIER SCHOOL

	Reappro- priations
Construct and equip laundry building addition General Fund .....	5,000
Repair and replace toilets in buildings General Fund .....	63,500
Construct and equip Vocational-Train- ing building State Building and Higher Educa- tion Construction Account.....	613,500
Construct and equip Volunteer Serv- ices building—"Student Store" State Building and Higher Educa- tion Construction Account.....	144,600
Total (826,600) .....	826,600

FOR FIRCREST SCHOOL

	Reappropriations		
Construct and equip Activities building			
General Fund .....	41,969		
Replace Redwood Hall—Phase I and II (4,163,713)			
General Fund .....	2,000,542		
State Building and Higher Education Construction Account.....	2,163,171		
Total (4,205,682) .....	4,205,682		

FOR THE PENITENTIARY

	Reappropriations	From the Fund Designated	From the General Fund
Remodel wings 1, 2, 3, 4 for academic school			
General Fund .....	233,897		413,569
CEP & RI Account.....	197,408	227,052	
Total (1,071,926) .....	431,305	227,052	413,569

FOR THE REFORMATORY

	Reappropriations		
Renovation of utilities			
State Building and Higher Education Construction Account.....	36,294		
Construct Chapel			
State Building and Higher Education Construction Account.....	26,907		
Remodel Inmates' dining room and bakery			
General Fund .....	400,121		
Divide Cellhouse No. 2 for better supervision			
General Fund .....	18,965		
Total (482,287) .....	482,287		

FOR THE PURDY TREATMENT CENTER FOR WOMEN

	Reappropriations		
Construct and equip new women's correctional institution (695,688)			
General Fund .....	498,000		
CEP and RI Account.....	197,688		
Total (695,688) .....	695,688		

FOR THE CASCADIA JUVENILE RECEPTION-DIAGNOSTIC CENTER

	From the Fund Designated
Construct and equip two new diagnostic cottages	
CEP and RI Account.....	56,000

## FOR THE MAPLE LANE SCHOOL

	Reappro- priations
Construct and equip Treatment Security building (292,400)	
General Fund .....	42,400
State Building and Higher Education Construction Account.....	250,000
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Total (292,400) .....	292,400

## FOR THE GREEN HILL SCHOOL

	From the Fund Designated
Construct and equip Treatment Security building and renovate isolation unit	
CEP and RI Account.....	150,590

## FOR THE GROUP HOMES

	Reappro- priations	From the General Fund
Construct and equip new group home (152,230)		
General Fund (152,230).....	136,000	16,230

## FOR THE INDIAN RIDGE YOUTH CAMP

	Reappro- priations
Construct and equip Youth Camp	
General Fund .....	6,500

## FOR THE VETERANS' HOME

	Reappro- priations
Major roof repairs to various buildings	
General Fund .....	3,500
Replace plumbing and fixtures in hospital	
General Fund .....	1,000
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Total (4,500) .....	4,500

## FOR THE DIVISION OF INSTITUTIONS—HEADQUARTERS

	Reappro- priations	From the Fund Designated	From the General Fund
Repair or replace electric, water, steam and sewer lines, boilers, install emergency generators; reduce air and water pollution (2,732,093)			
General Fund .....	142,243		
CEP and RI Account.....	1,089,850	1,500,000	
Roof repairs, parking area repairs, road repairs and other minor repairs to buildings at various institutions including repairs to meet health inspectors recommendations (1,178,922)			
CEP and RI Account.....	378,922	800,000	

Upgrade fire and safety standards per recommendations of state fire marshals and safety inspectors.....			1,458,109
Preplanning for schematic plans for projects in 1969-73 Capital budget			
General Fund .....	369,665		
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Total (5,738,789) .....	1,980,680	2,300,000	1,458,109

FOR THE DEPARTMENT OF ECOLOGY

			From the General Fund
For construction of ground water observation wells: <i>Provided</i> , That these funds shall be expended only for wells located on lands east of the crest of the Cascade Mountains.....			180,000

FOR THE STATE PARKS AND RECREATION COMMISSION

	Reappropriations	From the Fund Designated	From the General Fund
Purchase and develop park sites, develop boat moorages, group camp facilities, historical sites and markers, and archeological investigations (8,646,920)			
Outdoor Recreation Account.....	2,914,919	5,732,001	
Construct, repair and improve park facilities including but not limited to trailer dumps, erosion control, preservation, sanitation and water systems (2,065,367)			
General Fund .....	734,821		1,330,546
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Total (10,712,287) .....	3,649,740	5,732,001	1,330,546

FOR THE DEPARTMENT OF FISHERIES

	Reappropriations	From the General Fund
Construct and improve fish farms, rearing ponds, spawning channels, hatcheries, fishways and other fish facilities, purchase land and make emergency repairs to structures: <i>Provided</i> , That \$665,000 of the amount in subsection (1) below shall be encumbered and expended only to the extent of revenue generated by any legislation enacted for salmon fishing licenses or revision upward of any existing license fee structure.		
(1) General Fund—state appropriation (1,144,920) .....	210,920	934,000
(2) General Fund—federal appropriation (812,000) .....	175,000	637,000
(Federal share of 50% reimbursable projects)		

(3) General Fund—federal appropriation (425,000) .....		425,000
(100% federally reimbursable projects)		

Total (2,381,920) .....	385,920	1,996,000
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## FOR THE DEPARTMENT OF GAME

	Reappropriations	From the Fund Designated	
Purchase and develop land (4,196,840)			
Outdoor Recreation Account.....	454,000	3,742,840	
Construct and equip Fish and Game Protective facilities (100% Reimbursable)			
Game Fund .....		1,000,000	
Construct or purchase and improve headquarters buildings, hatcheries, facilities, rearing ponds, game range facilities, and brooder houses and pens			
Game Fund .....		3,293,294	
Construct and equip Fish and Game Protective facilities (50% or 75% Reimbursable)			
Game Fund .....		330,000	
Total (8,820,134) .....	454,000	8,366,134	

## FOR THE DEPARTMENT OF NATURAL RESOURCES

	Reappropriations	From the Fund Designated	From the General Fund
Rights-of-way acquisition, construct honor camp bridges and culverts, timber access road constructions, construct scaling stations, lookout towers, improvements to fire protective facilities, construct and equip district headquarters, and construct wild life enclosures (746,356)			
General Fund .....	128,016		405,340
Forest Development Account.....		200,000	
Resources Management Account....	13,000		
Water development, road construction, land clearing and leveling of agricultural land and range improvements (1,246,419)			
Forest Development Account.....	456,656	200,000	
Resources Management Account....	131,299	458,464	
Acquire land for recreational areas in forested and waterfront locations (2,068,458)			
Outdoor Recreation Account.....	493,740	1,574,718	
Construct and provide seed orchard facilities			
Resources Management Account....	54,000		
Acquire site for nursery expansion and construct buildings and irrigation system			

Forest Development Account.....		220,000	
Expand irrigation system at Webster Nursery			
Forest Development Account.....		38,000	
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Total (4,373,233) .....	1,276,711	2,691,182	405,340

FOR THE UNIVERSITY OF WASHINGTON

	Reappro- priations	From the University of Washington Building Account
Construct and equip large classroom and Auditorium building		
State Building and Higher Education Construction Account.....	240,000	
Construct and equip Computer Center		
State Building and Higher Education Construction Account.....	1,282,011	
Provide for Far Eastern Library		
University of Washington Building Account .....	442,904	
Remodel and enlarge Physical Plant Services building		
State Building and Higher Education Construction Account.....	1,297,000	
Physics building addition		
State Building and Higher Education Construction Account.....	611,000	
Construct and equip Psychology building		
State Building and Higher Education Construction Account.....	3,324,000	
Radiation Therapy and Hospital Clinic expansion		
State Building and Higher Education Construction Account.....	1,915,000	
Construct Scientific Stores Addition		
University of Washington Building Account .....	250,000	
Utilities, services, minor repairs and betterments (5,181,000)		
University of Washington Building Account .....	2,881,000	2,300,000
Construct and equip new Law Center building (5,519,000)		
State Building and Higher Education Construction Account.....	4,919,000	
University of Washington Building Account .....		600,000
Construct and equip Performing Arts building (Meany Hall) (6,842,000)		
State Building and Higher Education Construction Account.....	3,542,000	
University of Washington Building Account .....		3,300,000
Health Sciences Teaching increment		4,500,000
Health Sciences expansion (5,480,000)		
State Building and Higher Education Construction Account.....	1,500,000	

University of Washington Building Account .....	980,000	3,000,000
Preplanning for schematic plans for new capital projects .....		100,000
Total (36,983,915) .....	23,183,915	13,800,000

## FOR WASHINGTON STATE UNIVERSITY

	Reappropriations	From the Washington State University Building Account	From the General Fund
Addition to and remodeling of Arts Hall (2,173,150)			
Washington State University Building Account .....	1,600,000	573,150	
Construct and equip meats laboratory building			
Washington State University Building Account .....	200,000		
Controlled Environment laboratories relocation			
Washington State University Building Account .....	200,000		
Acquire and develop land to replace Wawawii and Whitlow property: <i>Provided</i> , That the proceeds from said property shall be deposited in Washington State University Building Account			
Washington State University Building Account .....	53,900		
Construct Design Disciplines building, Phase I			
Washington State University Building Account .....	209,000		
Remodel buildings and improve facilities (3,314,700)			
Washington State University Building Account .....	1,800,000	1,514,700	
Extend Utilities (1,701,900)			
Washington State University Building Account .....	900,000	801,900	
Moveable equipment for Humanities building, Phase I.....		592,027	
Moveable equipment for Agricultural Sciences building, Phase II (353,725)			
Washington State University Building Account .....	278,725	75,000	
Construct and equip Physical Sciences building, Phase I and II (4,811,000)			
State Building and Higher Education Construction Account.....	2,800,000		
Washington State University Building Account .....		2,011,000	
Construct and equip Multi-Purpose Coliseum (3,550,000)			
Washington State University Building Account .....	2,800,000	750,000	
Remodel Wilson Hall.....		1,474,600	

Livestock teaching and research facilities, Phase I; Beef Cattle laboratory and sheep center.....			1,168,200
Complete remodeling of Troy Hall.....		981,000	
Remodel Bryan Hall.....		1,302,640	
Preplanning for schematic plans for new capital projects.....		100,000	
Construct and equip General Storage building			
Washington State University Building Account .....	12,500		
Construct and equip addition to McCoy Hall			
Washington State University Building Account .....	10,200		
Construct and equip Agricultural Sciences building, Phase I (300,000)			
State Building and Higher Education Construction Account.....	220,000		
Washington State University Building Account .....	80,000		
Laboratory Animal Resource Facility planning and design.....			31,020
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Total (22,539,562) .....	11,164,325	11,344,217	31,020

FOR EASTERN WASHINGTON STATE COLLEGE

	Reappropriations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Construct and equip Creative Arts complex, Phase II (2,251,961)			
General Fund .....	463,504		
State Building and Higher Education Construction Account.....	1,374,187		
Eastern Washington State College Capital Projects Account.....	414,270		
Remodel Buildings, develop and improve facilities, major betterments and extend utilities (220,862)			
General Fund .....	3,548		
Eastern Washington State College Capital Projects Account.....	110,314	107,000	
Improve campus services and facilities (469,760)			
Eastern Washington State College Capital Projects Account.....	304,760	165,000	
Purchase Land			
Eastern Washington State College Capital Projects Account.....	126,000		
Construct Creative Arts Building, Phase I			
Eastern Washington State College Capital Projects Account.....	53,981		
Construct Classroom building, Patterson Hall, Phase I and II (274,828)			
General Fund .....	197,517		
State Building and Higher Education Construction Account.....	77,311		

Construct Heating Plant and Services (102,583)			
General Fund .....	84,442		
State Building and Higher Educa- tion Construction Account.....	18,141		
Construct Health and Physical Educa- tion Facilities, Phase I (178,782)			
State Building and Higher Educa- tion Construction Account.....	154,782		
Eastern Washington State College Capital Projects Account.....	24,000		
Utility Tunnels, Phase I			
General Fund .....	31,226		
Utility Tunnels, Phase II			
Eastern Washington State College Capital Projects Account.....	869,679		
Preplanning for schematic plans for projects in the 1971-73 capital budget			
General Fund .....	15,687		
Addition to speech facilities			
Eastern Washington State College Capital Projects Account.....	53,981		
Purchase Fire Truck			
Eastern Washington State College Capital Projects Account.....	37,500		
Construct and equip Health and Phys- ical Education building, Phase III....		136,000	
Utility tunnels and utility service ex- tensions .....		1,776,500	
Moveable equipment for buildings un- der State Building Authority.....		157,550	
Cheney Sewer system.....		69,000	
Preplanning for schematic plans for new capital projects.....		45,000	
Prepare plans for Turnbull Research Center .....			15,000
Instruction and Computer Center build- ing, design and planning.....			91,642
Plant Services, Phase II and III Main- tenance building, Plant Storage building .....			20,278
Total (6,997,800) .....	4,414,830	2,471,050	111,920

FOR CENTRAL WASHINGTON STATE COLLEGE

	Reappro- riations	From the Central Washington State College Capital Projects Account
Construct and equip Library-Instruc- tional complex		
State Building and Higher Educa- tion Construction Account.....	4,953,859	
Construct and equip Boiler Plant addi- tion		
Central Washington State College Capital Projects Account.....	50,000	601,740

Remodel buildings and improve facilities and campus, and obtain equipment (540,000)			
Central Washington State College Capital Projects Account.....	390,000	150,000	
Utilities extensions and renovations...		1,159,167	
Landscaping and irrigation improvements to the campus.....		150,000	
College share of L.I.D. projects of the City of Ellensburg.....		395,110	
Construct building for buildings and grounds department .....		67,000	
Long range utility study.....		50,000	
Moveable equipment for projects under State Building Authority.....		300,000	
Preplanning for schematic plans for new capital projects.....		50,000	
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Total (8,316,876) .....	5,393,859	2,923,017	

## FOR THE EVERGREEN STATE COLLEGE

	Reappropriations	From The Evergreen State College Capital Projects Account	From the General Fund
Construct and equip library			
State Building and Higher Education Construction Account.....	952,351		
Construct and equip lecture halls			
State Building and Higher Education Construction Account.....	86,909		
Construct and equip Shop and Garages, Phase I			
State Building and Higher Education Construction Account.....	94,909		
Construct and equip College Activities building, Phase I			
State Building and Higher Education Construction Account.....	2,970,412		
Construct and equip Resident Hall, Unit I			
State Building and Higher Education Construction Account.....	2,523,066		
Construct and equip Science laboratories, Phase I			
State Building and Higher Education Construction Account.....	1,200,217		
Construct and equip College Recreation Center, Phase I			
State Building and Higher Education Construction Account.....	209,702		
Construction of Roads, Utilities and Site improvements			
State Building and Higher Education Construction Account.....	505,953		
Construct and equip Central Heating plant			
State Building and Higher Education Construction Account.....	24,396		

Landscaping and improvements to campus, Phase I			
State Building and Higher Education Construction Account.....	412,566		
Provide working drawings for Seminar building .....			225,000
Provide working drawings for Science laboratories, Phase II.....			219,000
Provide working drawings for Drama-Music-Instructional building, Phase I .....		156,000	
Preplanning for schematic plans for new capital projects.....		50,000	
	<hr/>	<hr/>	<hr/>
Total (9,630,481) .....	8,980,481	206,000	444,000

FOR WESTERN WASHINGTON STATE COLLEGE

	Reappropriations	From The Western Washington State College Capital Projects Account
Land Acquisition (712,621)		
General Fund .....	188,500	
Western Washington State College Capital Projects Account.....	154,121	370,000
Remodel college buildings and improvements to buildings and facilities (1,819,991)		
General Fund .....	69,948	
Western Washington State College Capital Projects Account.....	936,043	814,000
Construct and equip Classroom building		
State Building and Higher Education Construction Account.....	1,550,852	
Renovation of Old Main building		
State Building and Higher Education Construction Account.....	967,662	
Construct and equip Education-Psychology building (Miller Hall) (521,798)		
State Building and Higher Education Construction Account.....	68,685	
Western Washington State College Capital Projects Account.....	453,113	
Utility expansion and modernization (1,732,105)		
General Fund .....	57,845	
Western Washington State College Capital Projects Account.....	10,860	1,663,400
Construct and equip addition to Arts building		
Western Washington State College Capital Projects Account.....	22,579	
Construct and equip Library addition		
State Building and Higher Education Construction Account.....	1,018,532	
Addition to Auditorium-Music building		
State Building and Higher Education Construction Account.....	1,802,758	

Construct and equip Physical Education building (596,116)		
State Building and Higher Education Construction Account.....	437,296	
Western Washington State College Capital Projects Account.....	158,820	
Fairhaven Unit Academic Facilities		
Western Washington State College Capital Projects Account.....	51,660	
Library Addition, Phase III.....		369,000
Auditorium/Music addition and Social Sciences, Phase I Completion (950,000)		
General Fund .....	450,000	
Western Washington State College Capital Projects Account.....		500,000
Moveable equipment for buildings.....		100,000
Preplanning for schematic plans for new capital projects (167,660)		
General Fund .....	6,407	
Western Washington State College Capital Projects Account.....	111,253	50,000
	<hr/>	<hr/>
Total (12,383,334) .....	8,516,934	3,866,400

FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

	Reappropriations	From the Community College Capital Projects Account
Construction of new campus, Fort Steilacoom Community College, Phase I (1,487,263)		
Public School Building Construction Account .....	1,215,508	
Community College Capital Projects Account .....	271,755	
Construction of Phase I and equipment for Phase II Bellevue Community College		
Community College Capital Projects Account .....	8,518,517	
Construction of Phase I and equipment for Seattle Community College Central Campus		
Community College Capital Projects Account .....	4,000,000	
Temporary or Emergency Relocatable Facilities controlled by the State Board		
Community College Capital Projects Account .....	2,738,345	
Capital projects—contingency and minor capital projects		
Community College Capital Projects Account .....	1,609,310	
Discretionary funds for the State Board		
Community College Capital Projects Account .....	194,016	

Construction of North Campus, Seattle Community College, Phase IA and IB		
Community College Capital Proj- ects Account .....	205,590	
Completion of Phase I Construction, Edmonds Community College, Phase IA and IB (2,141,334)		
Community College Capital Proj- ects Account .....	577,369	1,563,965
Completion of projects authorized by Board of Education and for other community college projects according to priority of need		
Community College Capital Proj- ects Account .....	3,103,684	
Community College Construction, re- pairs, remodeling, land acquisition, equipment and other capital im- provements: <i>Provided</i> , That not to exceed 5,000,000 shall be available for the Seattle Central Area campus		
Community College Capital Proj- ects Account .....	26,727,936	
Construction, repairs, remodeling, land acquisition, equipment and other capital improvements for Seattle Community College		
General Fund .....	950,000	
Remodel Edison North to complete Phase I of Seattle Community Col- lege Central Campus .....		1,401,800
Construct Technical building for occu- pational training facilities, Columbia Basin College .....		1,112,735
Construct academic facilities, Walla Walla Community College.....		5,716,957
Health Occupational building to house paramedical and related instructional programs, Spokane Community Col- lege .....		1,485,066
Construct Technical building for occu- pational training, Wenatchee Valley College .....		898,360
Construct Science-Technical building, Green River Community College.....		1,850,498
Agricultural building to house agricul- ture, farm mechanics and related programs, Spokane Community Col- lege .....		908,291
Preplanning for schematic plans for new capital projects.....		100,000
Language Research Center, Phase II, Everett Community College.....		728,900
Science Building, Edmonds Community College .....		4,400,554
<hr/> Total (70,279,156) .....	<hr/> 50,112,030	<hr/> 20,167,126

FOR THE BOARD OF EDUCATION-SUPERINTENDENT OF PUBLIC INSTRUCTION

	Reappropriations	From the Common School Construction Fund	From the Common School Building Construc- tion Account
Public School Building Construction (10,235,845)			
Public School Building Construc- tion Account .....	250,000		
Common School Building Construc- tion Account .....	9,380,651		605,194
Public School Building Construction including commitments made to school districts pursuant to the un- funded allocation authority contained in Chapter 244, Laws of 1969, ex- traordinary session: <i>Provided</i> , That not to exceed 280,000, or so much thereof as needed, may be utilized to fund the school buildings systems study directed in Chapter ....., (SSB 109), Laws of 1971, 1st extraordinary session (77,337,004)			
Common School Construction Fund	31,952,393	45,384,611	
Total (87,572,849) .....	41,583,044	45,384,611	605,194

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

	Reappropriations
Construct new wing to Museum build- ing	
State Building and Higher Educa- tion Construction Account.....	315,489

FOR THE STATE PATROL

	Reappropriations	From the Motor Vehicle Fund
Construct and equip scalehouses in- cluding site acquisitions and im- provement to existing sites (381,100)		
Motor Vehicle Fund.....	190,000	191,100
Construct Communication Center and District Headquarters, East King County (570,750)		
Motor Vehicle Fund.....	452,750	118,000
Replace Radio Relay Facility—Okanogan		
Motor Vehicle Fund.....	30,000	
Replace Communications — Columbia River Area		
Motor Vehicle Fund.....	118,931	
Construct detachment offices at Kelso and Chehalis .....		366,000
Install Radio Communications Equip- ment in remote weigh stations.....		8,600
Install water and sanitary facilities at westbound Gig Harbor weigh station		3,000

Land acquisition—District I Headquarters, Tacoma .....		55,000
Replace auxiliary power plants.....		14,100
Mobile Radio Relay Station (35,700)		
Motor Vehicle Fund.....	17,000	18,700
Construct detachment office — Bellingham and Okanogan		
Motor Vehicle Fund.....	14,996	
(Reappropriations from Motor Vehicle Fund are reappropriations from State Patrol Highway Account which is being abolished.)		
Total (1,598,177) .....	823,677	774,500

FOR THE EMPLOYMENT SECURITY DEPARTMENT

From the Unemployment Compensation Administration Fund

Improvement of existing central office buildings and necessary related costs: *Provided*, That this appropriation shall be available only to the extent that federal funds under section 903 of the Federal Social Security Act are made available for this purpose: *Provided further*, That this appropriation is made pursuant to and is limited by provisions of section 903-c(2) of the Federal Social Security Act as amended: *Provided further*, That any unexpended balance of said federal funds shall be promptly returned to the account of the State of Washington in the Unemployment Compensation Trust Fund as may be required by federal law or regulation.....

500,000

**NEW SECTION. Sec. 1A. FOR THE UNIVERSITY OF WASHINGTON HEALTH SERVICES EXPANSION—General Fund Reappropriation: PROVIDED,** That this reappropriation shall not be allotted if sufficient funds are available in the University of Washington Building Account: **PROVIDED FURTHER,** That any disbursements that may be made from this reappropriation shall be repaid to the general fund prior to June 30, 1973 .....

\$4,500,000.

**NEW SECTION. Sec. 2.** There is hereby appropriated from the general fund to the state board for community college education the sum of \$350,000 or so much thereof as may be required for construction and equipping the final unit of the engineering technology building on the south campus of the Seattle community college: **PROVIDED,** That the director of the office of program planning and fiscal management may allocate from this appropriation no more than shall be realized from the pending sale of the real property and improvements thereto known as the Holgate branch of the Seattle community college.

**NEW SECTION. Sec. 3.** The words 'capital improvements' or 'capital projects' used herein shall mean acquisition of sites, easements, rights of way or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition or major alterations of new or presently owned capital assets.

**NEW SECTION. Sec. 4.** Before a capital project shall begin or an obligation incurred or contract entered into, the Director of the Office of Program Planning and Fiscal Management, with the approval of the Governor, shall first allot funds therefor or so much as may be necessary from the appropriation made herein.

**NEW SECTION. Sec. 5.** Additional Federal or other receipts and gifts and grants in excess of those estimated in the budget may be allotted by the Governor for capital projects included in the Capital Budget. In addition, the Governor may receive and allot any Federal funds made available for capital outlay on any one of the six institutions of higher education. Whenever possible, funds from other available sources shall be used to finance projects for which General Fund appropriations are made in this act.

**NEW SECTION. Sec. 6.** To effectively carry out the provisions of this act, the Governor may assign responsibility for planning, engineering and construction and other related activities to any appropriate agency.

**NEW SECTION. Sec. 7.** Reappropriations shall be limited to the unexpended balances remaining June 30, 1971, in the current appropriation for each project.

**NEW SECTION. Sec. 8.** The governor, through the Director of the Office of Program

Planning and Fiscal Management, may authorize a transfer of funds appropriated for a capital project in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient only within the Division of Institutions, Department of Social and Health Services, or between appropriations for a specific department, commission or institution of higher education. No such transfer shall be used to expand the capacity of any facility beyond that anticipated by the legislature in making the appropriations. A report of any transfer effected under this section shall be filed with the Legislative Auditor for transmittal to the Legislative Budget Committee by the Director of the Office of Program Planning and Fiscal Management within thirty days of the date the transfer is effected.

**NEW SECTION.** Sec. 9. Any capital improvement or capital project for construction, repair or maintenance authorized by this act, unless constructed pursuant to the provisions of chapter 39.04 RCW, shall be done by contract after public notice and competitive bid: PROVIDED, That this section shall not apply to the acquisition of sites, easements, or rights of way; nor to contracts for architectural or engineering services; nor to emergency repairs nor to any improvement or project costing less than twenty-five hundred dollars, nor to portions of projects involving inmate labor at a state institution.

**NEW SECTION.** Sec. 10. Except as provided in section 12 of this act none of the funds appropriated in this act shall be used by any community college for satellite or secondary campuses, nor any facilities acquired therefor; a satellite or secondary campus for the purposes of this act shall be any location having facilities to carry on instructional programs away from the primary campus of a community college district, with the exception of those facilities of a temporary nature, including facilities in local high schools, in community or privately owned buildings, mobile units, or in any other facility or location which is rented or leased for a period not to exceed two years.

**NEW SECTION.** Sec. 11. None of the funds appropriated in this act shall be used for new dormitory facilities at community colleges. In addition, any proposals to establish new dormitory facilities at any community college shall be included in the capital budget request of the state board for community colleges as submitted to the office of program planning and fiscal management, and thereafter shall be included in the executive budget for review by the legislature. Such facilities shall not be established unless authorized by the legislature.

**NEW SECTION.** Sec. 12. No expenditures of appropriated funds for minor capital outlays and/or repairs approved in this act shall be made by any state institution of higher learning offering post-high school educational programs until such anticipated expenditures have been reported to the office of program planning and fiscal management and the legislative budget committee.

**NEW SECTION.** Sec. 13. Notwithstanding any other provision of law, it is the intention of the Legislature that the Institutions of Higher Education not expend any local plant funds or any other moneys for construction of married student housing during the 1971-73 biennium.

**NEW SECTION.** Sec. 14. This act is necessary for the immediate preservation of the public peace, health and safety, for the support of state government and its existing public institutions, and shall take effect immediately." and the same is herewith transmitted. **BILL GLEASON**; Assistant Secretary.

#### MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendment to Substitute House Bill No. 152.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 152 as amended by the Senate.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 152 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 82; nays, 13; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North,

O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker—82.

Voting nay: Representatives Barden, Beck, Bottiger, Brouillet, Gladder, Grant, Kuehnle, Martinis, Mentor, Sawyer, Shinpoch, Spanton, Wojahn—13.

Absent or not voting: Representatives Bozarth, May, Pardini, Ross—4.

Substitute House Bill No. 152 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SUBSTITUTE SENATE BILL NO. 897, and the President has appointed as new members of the Free Conference Committee: Senators Sandison, Lewis and Donohue.

BILL GLEASON, Assistant Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 897, pertaining to revenue and taxation, have had the same under consideration, and we recommend that we are unable to agree and ask to be relieved from further consideration of the bill, and request the appointment of another committee.

Signed by Senators Andersen, Donohue and Sandison; Representatives Flanagan, Pardini and Perry.

#### MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Substitute Senate Bill No. 897 and that a new committee be appointed.

The motion was carried on a rising vote.

#### APPOINTMENT OF FREE CONFERENCE COMMITTEE

The Speaker reappointed Representatives Flanagan, Pardini and Perry as members of the Free Conference Committee on Substitute Senate Bill No. 897.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on HOUSE BILL NO. 307, and the President has appointed as new members of the Free Conference Committee: Senators Sandison, Lewis and Donohue.

BILL GLEASON, Assistant Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 307, extending two mill shift for schools, have had the same under consideration, and we recommend that we are unable to agree and ask to be relieved from further consideration of the bill, and request the appointment of another committee.

Signed by Senators Andersen, Donohue and Sandison; Representatives Flanagan and Pardini.

## MOTION

On motion of Mr. Bledsoe, the House adopted the report of the Free Conference Committee on House Bill No. 307 and requested that a new committee be appointed.

## APPOINTMENT OF FREE CONFERENCE COMMITTEE

The Speaker reappointed Representatives Flanagan, Pardini and Perry as members of the Free Conference Committee on House Bill No. 307.

## SENATE AMENDMENTS TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 865 with the following amendments:

On page 2, section 2, line 14 of the engrossed bill, after "follows:" strike "two senators of different political parties" and insert "four senators equally divided as to political parties"

On page 2, section 2, line 15, after "senate;" strike "two representatives of different political parties" and insert "four representatives equally divided as to political parties", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 865.

Mr. Bluechel spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 865 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 865 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 78; nays, 15; absent or not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Grant, Harris, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman-78.

Voting nay: Representatives Amen, Barden, Benitz, Conway, Eikenberry, Gladder, Hansey, Hubbard, Kuehnle, Lynch, Mentor, Polk, Schumaker, Spanton, Wolf-15.

Absent or not voting: Representatives Copeland, Goldsworthy, McDermott, Pardini, Perry, Mr. Speaker-6.

Engrossed House Bill No. 865 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 926 and the same is herewith transmitted.

BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 214, and has passed the bill as amended by the Free Conference Committee, and said bill together with the Free Conference Committee report is herewith transmitted.

BILL GLEASON, Assistant Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 214, placing a time limit on recalls, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by Senators Wilson and Holman; Representatives Brown, Ross and Shinpoch.

## REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 214, placing a time limit on recalls, have had the same under consideration, and we recommend that Engrossed Substitute House Bill No. 214 be amended to read as follows and that the amended bill do pass:

Amend the Senate Committee Amendment which strikes all material after the enacting clause as follows:

On page 1, starting with line 6, strike section 1 in its entirety and insert:

"Section 1. Section 29.82.020, chapter 9, Laws of 1965 and RCW 29.82.020 are each amended to read as follows:

*If the recall is demanded of a state-wide elected official, the attorney general shall determine within fifteen days of the filing of the charge whether or not the acts complained of in the charge are acts of malfeasance or misfeasance while in office, or a violation of the oath of office, as specified in the Constitution[.]. If the recall is demanded of a member of the State Senate or House of Representatives, and the legislative district of said member lies wholly within one county, the determination shall be made by the prosecuting attorney of such county within fifteen days of the filing of the charge. If the member's legislative district extends into two or more counties, the attorney general shall make the determination within the aforesaid time. If the recall is demanded of any other official, the prosecuting attorney of the county in which the person subject to recall resides shall make such determination within fifteen days of the filing of the charge: PROVIDED, That if the recall is demanded of the attorney general, the determination shall be made by the Chief Justice of the Supreme Court of the State of Washington within fifteen days of the filing of the charge. Upon determination that the recall charges meet the constitutional requirements, the [officer with whom the charge is filed] attorney general or the prosecuting attorney, as the case may be, shall, within thirty days of the filing of the charge, formulate a ballot synopsis of such charge of not to exceed two hundred words, which shall set forth the name of the person charged, the title of his office, and a concise statement of the elements of the charge, and shall notify the persons filing the charge of the exact language of such ballot synopsis, and attach a copy thereof to and file the same with the charge, and thereafter such charge shall be designated on all petitions, ballots and other proceedings in relation thereto by such synopsis."*

On page 2, line 29, following section 2, insert a new section to read as follows:

"NEW SECTION. Sec. 3. The sponsors of any recall who have been in the process of obtaining supporting signatures for sixty days or more, on the effective date of this 1971 amendatory act shall have only sixty additional days from such date to complete such process and file such signatures."

Renumber remaining sections consecutively.

On page 4, after section 5 (renumbered 6), insert a new section as follows:

"NEW SECTION. Sec. 6. This 1971 amendatory act is necessary for the immediate

preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1971."

Signed by Senators Wilson, Holman and Dore; Representatives Brown, Ross and Shinpoch.

#### MOTION

On motion of Mr. Morrison, the House adopted the report of the Free Conference Committee on Engrossed Substitute House Bill No. 214.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 214 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 214 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 92; nays, 1; absent or not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—92.

Voting nay: Representative Haussler—1.

Absent or not voting: Representatives Charnley, Flanagan, Gallagher, Jueling, Morrison, Pardini—6.

Engrossed Substitute House Bill No. 214 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the Free Conference Committee report on ENGROSSED HOUSE BILL NO. 291, and has passed the bill as amended by the Free Conference Committee, and the bill together with the Free Conference Committee report is herewith transmitted.

BILL GLEASON, Assistant Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 9, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 291, relating to gambling, have had the same under consideration, and we recommend that Engrossed House Bill No. 291 be amended as follows:

In line 22 of the title after "9.47.140;" strike everything down to and including "the people;" on line 24

On page 3, section 2, line 20, after "insurance" and before the period insert "nor does it include drawings conducted by business enterprises in connection with business promotions, where there is no charge to enter the drawing or any other charges directly or indirectly related thereto, and it is not necessary to make any purchase to enter the contest and it is not necessary to be present at the drawing to win any of the prizes: PROVIDED,

That no sponsoring business firm may conduct more than one such drawing during each calendar year and that the period of the drawing and its promotion shall not extend for more than seven consecutive days: PROVIDED FURTHER, That if the sponsoring organization has more than one outlet in the state such drawings must be held in all such outlets at the same time except that a sponsoring organization with more than one outlet may conduct a separate drawing in connection with the first grand opening of any such outlet"

On page 7, line 27, after "such game" strike all matter down to and including "subsection." on line 32 and insert "or said game is conducted as part of any agricultural fair as authorized under chapters 15.76 and 36.37 RCW."

On page 12, section 8, beginning on line 22 after "sheriff" insert "of the county, or legal counsel."

On page 12, section 8, beginning on line 22 after "police of" strike "the county or city" and insert "any city or town"

On page 13, section 10, line 17, after "prosecuting attorney," insert "or legal counsel of any city or town wherein a violation of this 1971 amendatory act occurs."

On page 15, section 11, beginning on line 1 after "licensing" strike everything down to and including "or city" on line 8

On page 16, section 12, line 17, after "of skill" and before "in" insert ", each game having a monetary limit of one dollar on each wager by a participant therein,"

On page 16, section 13, line 25, insert as section 13:

"NEW SECTION. Sec. 13. It shall be lawful to conduct or to participate in any amusement game at any agricultural fair as the same are defined in section 2 of this act and the conduct of or participation in any such amusement game shall not: (1) Be deemed gambling for the purposes of any of the provisions of chapter 9.47 RCW; (2) be deemed a lottery for the purposes of any of the provisions of chapter 9.59 RCW or under Article 2, section 24 of the state Constitution; and (3) be deemed committing or maintaining a public nuisance under any law of this state, nor shall a place where any amusement game as defined in this act be conducted be deemed a public nuisance for the purposes of RCW 9.66.010."

Renumber section 13 as section 14, and renumber the remaining sections consecutively. Change all internal section references in the bill accordingly.

On page 16, section 13, beginning on line 29 after "is located" strike everything down to and including "or city" on page 17, line 2

On page 18, section 17, line 33, before "be" strike "Shall" and insert "As to subsections (1), (2) or (3), shall"

On page 19, line 2, after "both" insert ", and as to subsection (4), shall be guilty of a gross misdemeanor"

On page 21, following section 22 of the printed bill, add a new section as follows and renumber the remaining section consecutively:

"NEW SECTION. Sec. 24. Notwithstanding any other provision of this 1972 amendatory act, no county, city, or town, shall prohibit any activity provided for in this 1971 amendatory act, unless such county, city or town has in effect an ordinance(s) which shall have been approved by a majority of the members of the legislative authority of such county, city or town, relative to such named activity and prohibiting the same."

On page 22, following line 1, add a new section as follows:

"NEW SECTION. Sec. 26. This 1971 amendatory act shall automatically expire, and thereafter be of no force and effect, including the repealer section herein, section 22 of this 1971 amendatory act, if Senate Joint Resolution No. 5 of the 1971 regular session of the legislature is not approved by the people of the state of Washington. Upon the expiration of this act as aforesaid RCW 9.47.010, 9.47.020, 9.47.030, 9.47.040, 9.47.050, 9.47.060, 9.47.070, 9.47.110, 9.47.130, and 9.47.140 shall be of full force and effect."

Signed by Senators Keefe, Walgren and Huntley; Representatives Kuehnle, Bagnariol and Gilleland.

## MOTION

On motion of Mr. Morrison, the House adopted the report of the Free Conference Committee on Engrossed House Bill No. 291.

## FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 291 as recommended by the Free Conference Committee.

Representatives Rabel and Ross spoke against passage of the bill and Representative Bagnariol spoke in favor of it.

Mr. Newhouse demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 291 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 59; nays, 39; absent or not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bledsoe, Bozarth, Bradley, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Flanagan, Gallagher, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, May, McCormick, Merrill, Moon, Morrison, Newhouse, O'Brien, Perry, Randall, Rosellini, Savage, Schumaker, Shipoch, Smith, Spanton, Thompson, Wanamaker, Wolf—59.

Voting nay: Representatives Berentson, Blair, Bluechel, Bottiger, Brouillet, Brown, Charnley, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilliland, Hansey, Harris, Hoggins, Jones, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Maxie, McDermott, Mentor, North, Paris, Polk, Rabel, Ross, Sawyer, Shera, Smythe, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker—39.

Absent or not voting: Representative Pardini—1.

Engrossed House Bill No. 291 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 192, and asks the House to recede therefrom, and the same is herewith transmitted.

BILL GLEASON, Assistant Secretary.

## MOTION

Mr. Bledsoe moved that the House adhere to its position with respect to amendments to Engrossed Senate Bill No. 192.

## POINT OF INQUIRY

Mr. Sawyer: "Mr. Speaker, would somebody explain the differences between the Houses for us?"

Mr. Bledsoe: "Yes, the Senate refuses to accede to the House amendment which is the annual elections bill."

The motion was carried.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate adheres to its position on ENGROSSED HOUSE BILL NO. 346, and the Senate amendment thereto, and asks the House to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## MOTION

Mr. Morrison moved that the House recede from its position and concur in the Senate amendment to Engrossed House Bill No. 346.

Mr. Hoggins spoke in favor of the motion.

The motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 346 as amended by the Senate.

## ROLL CALL

The Speaker started the electric roll call machine. The machine malfunctioned and individual votes were not recorded. The electric voting board showed a final vote of 74 yeas; 22 nays; 3 absent or not voting, and this result was announced by the Clerk.

Engrossed House Bill No. 346, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE JOINT RESOLUTION NO. 22, providing a constitutional amendment concerning loaning the credit of the state, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an amendment to Article VIII, Section 5 of the Constitution of the state of Washington to read as follows:

Article VIII, Section 5. The credit of the state shall not, in any manner be given or loaned to, or in aid of, any individual, association, company or corporation *except for a public purpose pursuant to a law expressly authorizing the extension of the state's credit by grant, loan, or guarantee for such purpose, which law may authorize the taking of security therefor: PROVIDED, HOWEVER, That the amount of liability for unpaid principal which may at any time be outstanding pursuant to state guarantees shall not exceed four percent of the arithmetic mean of general state revenues for the three preceding biennia, and the amount of outstanding liability for unpaid principal related to credit thus extended in aid of any individual, association, company, or corporation shall not exceed five percent of the aggregate amount authorized pursuant to this section: PROVIDED FURTHER, That the term "general state revenues" when used in this section shall include all state money received in the treasury from each and every source whatsoever except: (1) Fees and revenues derived from the ownership or operation of any undertaking, facility, or project; (2) Moneys received as gifts, grants, donations, aid, or assistance or otherwise from the United States or any department, bureau, or corporation thereof, or any person, firm, or corporation, public or private, when the terms and conditions of such gift, grant, donation, aid, or assistance require the application and disbursement of such moneys otherwise than for the general purposes of the state of Washington; (3) Retirement system funds, and performance bonds and deposits; (4) Trust funds including but not limited to moneys received from taxes levied for specific purposes and the several permanent and irreducible funds of the state and the moneys derived therefrom but excluding bond redemption funds; (5) Proceeds received from the sale of bonds or other evidences of indebtedness: PROVIDED FURTHER, The amount of credit which may be given by means of state guarantees may exceed the limits specified herein if, at a general election, a law proposing to exceed such limits in a specific amount for designated purposes is approved by a majority of all votes cast for and against it at such election.*

The provisions of Article XII, section 9, insofar as they are inconsistent herewith, are hereby repealed.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

Signed by Senators Gardner, Whetzel and Mardesich; Representatives Bluechel, Bottiger and Hoggins.

## MOTION

On motion of Mr. Morrison, the House adopted the report of the Free Conference Committee on Engrossed Senate Joint Resolution No. 22.

FINAL PASSAGE OF SENATE JOINT RESOLUTION AS RECOMMENDED  
BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Joint Resolution No. 22 as recommended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 22 as recommended by the Free Conference Committee, and the resolution failed to pass the House by the following vote: Yeas, 62; nays, 34; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Gilleland, Goldsworthy, Grant, Harris, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lynch, Martinis, Maxie, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Rosellini, Ross, Savage, Shera, Shipoch, Smith, Smythe, Thompson, Williams, Zimmerman, Mr. Speaker—62.

Voting nay: Representatives Amen, Barden, Bauer, Benitz, Bozarth, Bradley, Charnley, Conway, Eikenberry, Farr, Flanagan, Gallagher, Gladder, Hansey, Hatfield, Haussler, Hurley, Jastad, Jueling, Kirk, Kuehnle, Lysen, Marsh, Marzano, May, Merrill, Polk, Randall, Schumaker, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf—34.

Absent or not voting: Representatives Berentson, Pardini, Sawyer—3.

Engrossed Senate Joint Resolution No. 22 as recommended by the Free Conference Committee, having failed to receive the constitutional majority, was declared lost.

MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 298, and passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 467, and passed the bill as amended by the House.

BILL GLEASON, Assistant Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 897, pertaining to revenue and taxation, have had the same under consideration, and we recommend that Senate Bill No. 897 be amended to read as attached and that the amended bill do pass.

An Act relating to revenue and taxation; amending section 4, chapter 236, Laws of 1955 and RCW 60.28.040; amending section 2, chapter 272, Laws of 1959 and RCW 73.32.130; amending section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 8, Laws of 1970 ex. sess. and RCW 82.04.050; amending section 82.04.190, chapter 15, Laws of 1961 as last amended by section 4, chapter 255, Laws of 1969 ex. sess. and RCW 82.04.190; amending section 82.04.280, chapter 15, Laws of 1961 as last amended by section 2, chapter 8, Laws of 1970 ex. sess. and RCW 82.04.280; amending section 26, chapter 173, Laws of 1965 as last amended by section 1, chapter 257, Laws of 1969 ex. sess. and RCW 82.04.435; amending section 82.08.050, chapter 15, Laws of 1961 as amended by section 15, chapter 173, Laws of 1965 ex. sess. and RCW 82.08.050; amending section 82.08.070, chapter 15, Laws of 1961, as amended by section 8, chapter 293, Laws of 1961 and RCW 82.08.070; amending section 82.08.150, chapter 15, Laws of 1961 as last amended by section 11, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.150; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 2, chapter 11, Laws of 1971 1st ex. sess. and RCW 82.12.030; amending section 82.12.040, chapter 15, Laws of 1961, as amended by section 11, chapter 293, Laws of 1961

and RCW 82.12.040; amending section 82.16.020, chapter 15, Laws of 1961 as last amended by section 24, chapter 149, Laws of 1967 ex. sess. and RCW 82.16.020; amending section 82.24.020, chapter 15, Laws of 1961 as last amended by section 23, chapter 173, Laws of 1965 ex. sess. and RCW 82.24.020; amending section 82.24.070, chapter 15, Laws of 1961 as last amended by section 24, chapter 173, Laws of 1965 ex. sess. and RCW 82.24.070; amending section 82.26.020, chapter 15, Laws of 1961 as amended by section 25, chapter 173, Laws of 1965 ex. sess. and RCW 82.26.020; amending section 82.32.040, chapter 15, Laws of 1961 and RCW 82.32.040; amending section 82.32.050, chapter 15, Laws of 1961, as amended by section 1, chapter 141, Laws of 1965 and RCW 82.32.050; amending section 82.32.060, chapter 15, Laws of 1961, as last amended by section 27, chapter 173, Laws of 1965 ex. sess. and RCW 82.32.060; amending section 82.32.080, chapter 15, Laws of 1961, as last amended by section 2, chapter 141, Laws of 1965 ex. sess. and RCW 82.32.080; amending section 82.32.090, chapter 15, Laws of 1961, as last amended by section 26, chapter 149, Laws of 1967 ex. sess. and RCW 82.32.090; amending section 82.32.100, chapter 15, Laws of 1961, as amended by section 4, chapter 141, Laws of 1965 ex. sess. and RCW 82.32.100; amending section 82.32.190, chapter 15, Laws of 1961 as amended by section 6, chapter 141, Laws of 1965 ex. sess. and RCW 82.32.190; amending section 11, chapter 28, Laws of 1963 ex. sess. and RCW 82.32.235; amending section 82.32.350, chapter 15, Laws of 1961 and RCW 82.32.350; amending section 82.44.010, chapter 15, Laws of 1961 as last amended by section 4, chapter 121, Laws of 1967 and RCW 82.44.010; amending section 82.44.030, chapter 15, Laws of 1961 and RCW 82.44.030; amending section 82.50.010, chapter 15, Laws of 1961 as amended by section 44, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1969 and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 46, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as amended by section 47, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as amended by section 48, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 2, chapter 69, Laws of 1969 and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as amended by section 50, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 51, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended by section 52, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 53, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as amended by section 54, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as amended by section 55, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.140; amending section 82.50.160, chapter 15, Laws of 1961 as amended by section 1, chapter 274, Laws of 1969 ex. sess. and RCW 82.50.160; amending section 82.50.180, chapter 15, Laws of 1961 as amended by section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 1, chapter 225, Laws of 1969 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as amended by section 58, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.200; amending section 84.04.090, chapter 15, Laws of 1961 and RCW 84.04.090; amending section 8, chapter 214, Laws of 1963 and RCW 84.28.065; amending section 84.28.090, chapter 15, Laws of 1961 as amended by section 10, chapter 214, Laws of 1963 and RCW 84.28.090; amending section 84.28.110, chapter 15, Laws of 1961 as last amended by section 153, chapter 81, Laws of 1971 and RCW 84.28.110; amending section 84.36.110, chapter 15, Laws of 1961 and RCW 84.36.110; amending section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120; amending section 84.52.050, chapter 15, Laws of 1961 as last amended by section 5, chapter 92, Laws of 1970 ex. sess. and RCW 84.52.050; amending section 1, chapter 133, Laws of 1967 ex. sess. as amended by section 2, chapter 216, Laws of 1969 ex. sess. and RCW 84.52.065; adding a new section to chapter 82.44 RCW; adding new sections to chapter 82.50 RCW; adding new sections to chapter 84.40 RCW; adding new sections to chapter 15, Laws of 1961 and to Title 82 RCW; repealing and simultaneously reenacting certain acts and parts of acts; providing penalties; declaring an emergency; and establishing effective dates.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:**

Section 1. Section 4, chapter 236, Laws of 1955 and RCW 60.28.040 are each amended to read as follows:

The amount of all taxes, increases and penalties due or to become due under Title 82, from a contractor or his successors or assignees with respect to a public improvement contract wherein the contract price is [five] *twenty* thousand dollars or more shall be a lien prior to all other liens upon the amount of the retained percentage withheld by the disbursing officer under such contract, and the amount of all other taxes, increases and penalties due and owing from the contractor shall be a lien upon the balance of such retained percentage remaining in the possession of the disbursing officer after all other statutory lien claims have been paid.

Sec. 2. Section 2, chapter 272, Laws of 1959 and RCW 73.32.130 are each amended to read as follows:

For the purpose of creating the fund for the retirement of such bonds upon maturity and the payment of interest thereon as it falls due, all proceeds hereafter received from the

excise tax on cigarettes imposed by chapter 82.24 as now or hereafter amended, shall, so long as any part of principal or interest of the bonds herein provided for remains outstanding, be paid into the war veterans' compensation bond retirement fund hereinafter provided for.

In addition thereto, there is hereby levied and there shall be collected by the [tax commission] *department of revenue* from the persons mentioned in and in the manner provided by chapter 82.24, as now or hereafter amended, an excise tax upon the sale, use, consumption, handling or distribution of cigarettes in an amount equal to the rate of one mill per cigarette, but the provisions of RCW 82.24.070 allowing dealers' compensation for affixing stamps shall not apply to this additional tax. Instead, wholesalers and retailers subject to the provisions of chapter 82.24 shall be allowed as compensation for their services in affixing the stamps for the additional tax required by this section a sum equal to one percent of the value of the stamps for such additional tax purchased or affixed by them.

All money derived from such tax shall be paid to the state treasurer and credited to a special trust fund to be known as the war veterans' compensation bond retirement fund, which shall be kept segregated from all money in the state treasury and shall, while any of the bonds herein authorized or any interest thereon remain unpaid, be available solely for the payment thereof.

Whenever the receipts into the war veterans' compensation bond retirement fund during any year exceed [four million five hundred thousand dollars, all sums received above that amount] *the annual amounts required for debt service, the balance* shall be transferred by the state treasurer to the state general fund, and whenever there has accumulated in the war veterans' compensation bond retirement fund [four million one hundred thousand dollars] *a sum* in excess of the amount required in any year, as determined by the state finance committee, to meet obligations during that year for bond retirement and interest, the state treasurer shall transfer from such fund to the state general fund all money in excess of such amount.

Sec. 3. Section 82.04.050, chapter 15, Laws of 1961 as last amended by section 1, chapter 8, Laws of 1970 ex. sess., and RCW 82.04.050 are each amended to read as follows:

"Sale at retail" or "retail sale" means every sale of tangible personal property (including articles produced, fabricated, or imprinted) to all persons irrespective of the nature of their business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than a sale to a person who (a) purchases for the purpose of resale as tangible personal property in the regular course of business without intervening use by such person, or (b) installs, repairs, cleans, alters, imprints, improves, constructs, or decorates real or personal property of or for consumers, if such tangible personal property becomes an ingredient or component of such real or personal property without intervening use by such person, or (c) purchases for the purpose of consuming the property purchased in producing for sale a new article of tangible personal property or substance, of which such property becomes an ingredient or component or is a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale. The term shall include every sale of tangible personal property which is used or consumed or to be used or consumed in the performance of any activity classified as a "sale at retail" or "retail sale" even though such property is resold or utilized as provided in (a), (b), or (c) above following such use. The term also means every sale of tangible personal property to persons engaged in any business which is taxable under RCW 82.04.280, subsection (2), and 82.04.290.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for tangible personal property consumed and/or for labor and services rendered in respect to the following: (a) The installing, repairing, cleaning, altering, imprinting, or improving of tangible personal property of or for consumers, including charges made for the mere use of facilities in respect thereto, but excluding charges made for the use of coin operated laundry facilities when such facilities are situated in an apartment house, hotel, motel, rooming house, trailer camp or tourist camp for the exclusive use of the tenants thereof, and excluding services rendered in respect to live animals, birds and insects; (b) the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon, or above real property of or for consumers, including the installing or attaching of any article of tangible personal property therein or thereto, whether or not such personal property becomes a part of the realty by virtue of installation, and shall also include the sale of services or charges made for the clearing of land and the moving of earth excepting the mere leveling of land used in commercial farming or agriculture; (c) the sale of or charge made for labor and services rendered in respect to the cleaning, fumigating, razing or moving of existing buildings or structures, but shall not include the charge made for janitorial services; and for purposes of this section the term "janitorial services" shall mean those cleaning and caretaking services ordinarily performed by commercial janitor service businesses including, but not limited to, wall and window washing, floor cleaning and waxing, and the cleaning in place of rugs, drapes and upholstery. The term "janitorial services" does not include painting, papering, repairing, furnace or septic tank cleaning, snow removal or sandblasting; (d) the sale of or charge made for labor and services rendered in respect to automobile towing and similar automotive transportation services, but not in respect to those required to report and pay taxes under chapter 82.16; (e) the sale of and charge made for the furnishing of lodging and all other services by a hotel, rooming house,

tourist court, motel, trailer camp, and the granting of any similar license to use real property, as distinguished from the renting or leasing of real property, and it shall be presumed that the occupancy of real property for a continuous period of one month or more constitutes a rental or lease of real property and not a mere license to use or enjoy the same; (f) the sale of or charge made for tangible personal property, labor and services to persons taxable under (a), (b), (c), (d), and (e) above when such sales or charges are for property, labor and services which are used or consumed in whole or in part by such persons in the performance of any activity defined as a "sale at retail" or "retail sale" even though such property, labor and services may be resold after such use or consumption. Nothing contained in this paragraph shall be construed to modify the first paragraph of this section and nothing contained in the first paragraph of this section shall be construed to modify this paragraph.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for personal business or professional services, including amounts designated as interest, rents, fees, admission, and other service emoluments however designated, received by persons engaging in the following business activities: (a) amusement and recreation businesses including but not limited to golf, pool, billiards, skating, bowling, ski lifts and tows and others; (b) abstract, title insurance and escrow businesses; (c) credit bureau businesses; (d) automobile parking and storage garage businesses.

The term shall also include the renting or leasing of tangible personal property to consumers.

The term shall not include the sale of or charge made for labor and services rendered in respect to the building, repairing, or improving of any [publicly owned] street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle *which is owned by a municipal corporation or political subdivision of the state or by the United States* and which is used or to be used primarily for foot or vehicular traffic including [publicly owned] mass transportation vehicles of any kind, nor shall it include sales of feed, seed, fertilizer, and spray materials to persons for the purpose of producing for sale any agricultural product whatsoever, including milk, eggs, wool, fur, meat, honey, or other substances obtained from animals, birds, or insects but only when such production and subsequent sale are exempt from tax under RCW 82.04.330, nor shall it include sales of chemical sprays or washes to persons for the purpose of post-harvest treatment of fruit for the prevention of scald, fungus, mold, or decay.

[Upon and after the effective date of the provisions of chapter 262, Laws of 1969 ex. sess., as now or hereafter amended, which impose a tax upon net income, the term shall not include the sale of drugs or medicines either required by law to be dispensed or actually dispensed in accordance with the prescription of a licensed practitioner of one of the healing arts authorized by law to prescribe such drugs or medicines.]

Sec. 4. Section 82.04.190, chapter 15, Laws of 1961 as last amended by section 4, chapter 255, Laws of 1969 ex. sess. and RCW 82.04.190 are each amended to read as follows:

"Consumer" means the following:

(1) Any person who purchases, acquires, owns, holds, or uses any article of tangible personal property irrespective of the nature of his business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than for the purpose (a) of resale as tangible personal property in the regular course of business or (b) of incorporating such property as an ingredient or component of real or personal property when installing, repairing, cleaning, altering, imprinting, improving, constructing, or decorating such real or personal property of or for consumers or (c) of consuming such property in producing for sale a new article of tangible personal property or a new substance, of which such property becomes an ingredient or component or as a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale;

(2) Any person engaged in any business activity taxable under RCW 82.04.290;

(3) Any person engaged in the business of contracting for the building, repairing or improving of any [publicly owned] street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle *which is owned by a municipal corporation or political subdivision of the state of Washington or by the United States* and which is used or to be used primarily for foot or vehicular traffic including [publicly owned] mass transportation vehicles of any kind as defined in RCW 82.04.280, in respect to tangible personal property when such person incorporates such property as an ingredient or component of such publicly owned street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle by installing, placing or spreading the property in or upon the right of way of such street, place, road, highway, easement, bridge, tunnel, or trestle or in or upon the site of such mass public transportation terminal or parking facility;

(4) Any person who is an owner, lessee or has the right of possession to or an easement in real or personal property which is being constructed, repaired, improved, cleaned, imprinted, or otherwise altered by a person engaged in business, excluding only the United States [, the state,] and [its] municipal corporations or political subdivisions of the state in respect to labor and services rendered to their real property which is used or held for public road purposes. Nothing contained in this or any other subsection of this definition shall be construed to modify any other definition of "consumer".

Sec. 5. Section 82.04.280, chapter 15, Laws of 1961 as last amended by section 2, chapter 8, Laws of 1970 ex. sess. and RCW 82.04.280 are each amended to read as follows:

Upon every person engaging within this state in the business of: (1) Printing, and of publishing newspapers, periodicals or magazines; (2) building, repairing or improving any [publicly owned] street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle *which is owned by a municipal corporation or political subdivision of the state or by the United States and which is used or to be used, primarily for foot or vehicular traffic including [publicly owned] mass transportation vehicles of any kind and including any readjustment, reconstruction or relocation of the facilities of any public, private or cooperatively owned utility or railroad in the course of such building, repairing or improving, the cost of which readjustment, reconstruction, or relocation, is the responsibility of the public authority whose street, place, road, highway, easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle is being built, repaired or improved;* (3) extracting for hire or processing for hire; (4) operating a cold storage warehouse, but not including the rental of cold storage lockers; (5) representing and performing services for fire or casualty insurance companies as an independent resident managing general agent licensed under the provisions of RCW 48.05.310; (6) radio and television broadcasting, excluding network, national and regional advertising computed as a standard deduction based on the national average thereof as annually reported by the Federal Communications Commission, or in lieu thereof by itemization by the individual broadcasting station, and excluding that portion of revenue represented by the out-of-state audience computed as a ratio to the station's total audience as measured by the 100 micro-volt signal strength and delivery by wire, if any; as to such persons, the amount of tax on such business shall be equal to the gross income of the business multiplied by the rate of forty-four one hundredths of one percent [ **PROVIDED**, That upon and after the effective date of the provisions of chapter 262, Laws of 1969 ex. sess., as now or hereafter amended, which impose a tax upon net income, the amount of tax on such business shall be equal to the gross income of the business multiplied by the rate of twenty-two one-hundredths of one percent ].

Sec. 6. Section 26, chapter 173, Laws of 1965 as last amended by section 1, chapter 257, Laws of 1969 ex. sess. and RCW 82.04.435 are each amended to read as follows:

In computing tax under this chapter there may be credited against the amount of the tax the following items:

As to persons engaging in activities defined in RCW 82.04.120 (the definition of the term "to manufacture"), an amount not to exceed the tax actually paid under chapter 82.08 RCW (Retail Sales Tax) or chapter 82.12 RCW (Use Tax) by such persons or their lessors or their contract vendors, on materials, labor and services in the construction of new buildings or the enlarging of existing buildings directly used in such activities. Where a building is used partly for manufacturing and partly for other purposes the applicable tax credit shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide. For purposes of this section the term "buildings" shall mean and include only those structures used to house or shelter manufacturing activities, including the usual lighting, heating, ventilating and sanitary plumbing facilities. The term shall include plant offices and warehouses or other storage facilities for the storage of raw materials or finished goods when such facilities are essential to and an integral part of a factory, mill or manufacturing plant, but shall not include manufacturing or industrial fixtures or equipment such as tanks, conveyor systems, cranes, industrial machinery and related facilities irrespective of whether or not such fixtures or equipment are affixed to the realty. Notwithstanding the foregoing, the term "buildings" shall also include potlines and furnaces used directly in the manufacturing of metals. The phrase "construction of buildings" refers only to new or enlarged buildings and not to the repair or renovation of existing buildings.

This credit shall be allowable only against tax payable by the manufacturer and measured by the value of products or gross proceeds of sales of articles, substances or commodities manufactured in this state, and shall be allowable only against any tax payable which is attributable to manufacturing occurring in the particular factory, mill or manufacturing plant in which such buildings are located.

No tax credit claimed shall be deducted on any return until such claim has been approved by the department of revenue or until ninety days after such claim has been submitted to the department of revenue for approval. This credit shall not be allowable for tax paid on purchases of material, labor or services on which the supplier thereof became entitled to compensation prior to July 1, 1964 or subsequent to January 1, 1971: **PROVIDED**, That the credit shall be allowable for the tax paid on such purchases pursuant to any contract entered into prior to January 1, 1971 if such tax is paid on such contract purchases prior to July 1, 1972: **AND PROVIDED FURTHER**, *That with respect only to the construction of buildings used directly in the manufacturing of metals, this credit shall be allowable for tax paid on all purchases pursuant to construction which was in progress on January 1, 1971, and was completed after that date.*

Any credits granted prior to July 1, 1969 pursuant to this section shall not be affected by this 1969 amendatory act.

Sec. 7. Section 82.08.050, chapter 15, Laws of 1961, as amended by section 15, chapter 173; Laws of 1965 ex. sess., and RCW 82.08.050 are each amended to read as follows:

The tax hereby imposed shall be paid by the buyer to the seller, and each seller shall

collect from the buyer the full amount of the tax payable in respect to each taxable sale in accordance with the schedule of collections adopted by the [tax commission] department pursuant to the provisions of RCW 82.08.060. The tax required by this chapter, to be collected by the seller, shall be deemed to be held in trust by the seller until paid to the [commission] department, and any seller who appropriates or converts the tax collected to his own use or to any use other than the payment of the tax to the extent that the money required to be collected is not available for payment on the due date as prescribed in this chapter shall be guilty of a gross misdemeanor.

In case any seller fails to collect the tax herein imposed or having collected the tax, fails to pay it to the [commission] department in the manner prescribed by this chapter, whether such failure is the result of his own acts or the result of acts or conditions beyond his control, he shall, nevertheless, be personally liable to the state for the amount of the tax.

The amount of tax, until paid by the buyer to the seller or to the [commission] department, shall constitute a debt from the buyer to the seller and any seller who fails or refuses to collect the tax as required with intent to violate the provisions of this chapter or to gain some advantage or benefit, either direct or indirect, and any buyer who refuses to pay any tax due under this chapter shall be guilty of a misdemeanor. The tax required by this chapter to be collected by the seller shall be stated separately from the selling price and for purposes of determining the tax due from the buyer to the seller and from the seller to the [commission] department it shall be conclusively presumed that the selling price quoted in any price list, sales document, contract or other agreement between the parties does not include the tax imposed by this chapter.

Where a buyer has failed to pay to the seller the tax imposed by this chapter and the seller has not paid the amount of the tax to the [commission] department, the [commission] department may, in its discretion, proceed directly against the buyer for collection of the tax, in which case a penalty of ten percent may be added to the amount of the tax for failure of the buyer to pay the same to the seller, regardless of when the tax may be collected by the [commission] department; and all of the provisions of chapter 82.32, including those relative to interest and penalties, shall apply in addition; and, for the sole purpose of applying the various provisions of chapter 82.32, the fifteenth day of the month following the tax period in which the purchase was made shall be considered as the due date of the tax.

Sec. 8. Section 82.08.070, chapter 15, Laws of 1961, as amended by section 8, chapter 293, Laws of 1961, and RCW 82.08.070 are each amended to read as follows:

Each seller, on or before the fifteenth day of the month succeeding the end of each monthly period, shall make out a return for the preceding monthly period, upon forms to be provided by the [commission] department, setting forth the amount of all sales, nontaxable sales, taxable sales, the amount of tax thereon, and such other information as the [commission] department may require, sign, and transmit the same to the [commission] department: PROVIDED, That any such taxpayer may elect to remit each month on such forms as the [tax commission] department shall in its discretion prescribe, an estimate of the tax to be due for each month on or before the fifteenth day of the month next succeeding the end of the monthly period in which the tax accrued, and a quarterly return to the [commission] department on or before the fifteenth day of the month next succeeding the end of each quarter of every year and shall remit therewith the balance of the actual tax due for the period of the report: PROVIDED FURTHER, That every person who shall elect to remit a monthly "estimate of the tax to be due" as hereinabove described shall remit each month at least one-third of the tax paid during the previous quarter or, at least ninety percent of the tax actually collected or owing during the month.

The [tax commission] department may also relieve any taxpayer or class of taxpayers from the obligation of filing monthly returns and may require the return to cover other reporting periods, but in no event shall returns be filed for a period greater than one year.

The [tax commission] department may also, by general rule or regulation, establish conditions for submission of annual or semiannual reconciling returns by such taxpayers or class of taxpayers in lieu of quarterly returns.

The [tax commission] department may also require verified annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability.

The [commission] department shall, by rule or regulation, establish procedures and forms for reporting consonant with efficient tax administration and accounting procedure to carry into effect the provisions of this chapter.

The [commission] department may also require annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability. The tax accrued under the provisions of this chapter, whether or not collected from the buyer shall be paid by the seller to the [commission] department in installments at the time of transmitting the return above provided for.

Sec. 9. Section 82.08.150, chapter 15, Laws of 1961 as last amended by section 11, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.150 are each amended to read as follows:

(1) There is levied and shall be collected a tax upon each retail sale of spirits, wine, or strong beer in the original package at the rate of ten percent of the selling price, and the term "retail sale" as used herein shall include, in addition to the meaning ascribed thereto in chapter 82.04, any sale for resale to the holder of a class C, class F, class H or combined class C and class F license issued by the Washington state liquor control board: PROVIDED,

That from and after July 1, 1969 the tax upon each retail sale of wine under this subsection (1) shall be at the rate of twenty-six percent of the selling price. The tax imposed in this section shall apply to all sales of spirits, wine, or strong beer by the Washington state liquor stores and agencies, including sales to licensees, but shall not apply to sales of wine in the unopened bottle by licensees who have paid the tax imposed by this subsection (1) to their vendors on the acquisition of such wine. The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales by the Washington state liquor control board stores and agencies of products subject to the tax imposed by this section.

(2) There is levied and shall be collected from and after the first day of April, 1959, an additional tax upon each retail sale of spirits, or strong beer in the original package at the rate of five percent of the selling price, and the term "retail sale" as used herein shall include the meaning ascribed thereto in chapter 82.04. The additional tax imposed in this paragraph shall apply to the sale of spirits, or strong beer by the Washington state liquor stores and agencies, excluding sales to class H licensees. The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales by the Washington state liquor control board stores and agencies of products subject to the tax imposed by this paragraph.

(3) There is levied and shall be collected from and after the first day of [June, 1965] July, 1971, an additional tax upon each retail sale of spirits in the original package at the rate of [two] four cents per fluid ounce or fraction thereof contained in such original package, and the term "retail sale" as used herein shall include the meaning ascribed thereto in chapter 82.04. The additional tax imposed in this paragraph shall apply to the sale of spirits by the Washington state liquor stores and agencies, including sales to class H licensees. The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales subject to the tax imposed by this paragraph. On or before the twenty-fifth day of each month beginning with the month of July, 1961, the Washington state liquor control board shall remit to the state department of revenue, to be deposited with the state treasurer, all moneys collected by it under this paragraph during the preceding month on sales made and subject to this paragraph. Upon receipt of such moneys the state treasurer shall deposit them in the state general fund and the provisions of RCW 82.08.160 and 82.08.170, and the provisions of chapter 66.08 relating to deposits, apportionment and distribution, shall have no application to the collections under this paragraph.

(4) As used in this section, the terms, "spirits," "wine," "strong beer," and "package" shall have the meaning ascribed to them in chapter 66.04.

Sec. 10. Section 82.12.030, chapter 15, Laws of 1961, as last amended by section 2, chapter 11, Laws of 1971 1st ex. sess. and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by a nonresident of this state of any motor vehicle or trailer used exclusively in transporting persons or property across the boundaries of this state and in intrastate operations incidental thereto when such motor vehicle or trailer is registered and licensed in a foreign state and in respect to the use by a nonresident of this state of any motor vehicle or trailer so registered and licensed and used within this state for a period not exceeding fifteen consecutive days under such rules as the department of revenue shall adopt; PROVIDED, That under circumstances determined to be justifiable by the department of revenue a second fifteen day period may be authorized consecutive with the first fifteen day period; and for the purposes of this exemption the term "nonresident" as used herein, shall include a user who has one or more places of business in this state as well as in one or more other states, but the exemption for nonresidents shall apply only to

those vehicles which are most frequently dispatched, garaged, serviced, maintained, and operated from the user's place of business in another state; and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer whether owned by or leased with or without driver to the permit holder and used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce; and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of motor vehicles pursuant to RCW 46.16.100 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state whether such motor vehicle or trailer is owned by or leased with or without driver to the permit holder;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and motor vehicle fuel taxable under chapter 82.36: PROVIDED, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of motor vehicles shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the department of revenue;

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to revise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: PROVIDED, That this exemption and the term "school" shall apply only to (a) the University of Washington, Washington State University, the state colleges and the state community colleges or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved in accordance with the Community College Act of 1967 (chapter 8, Laws of 1967 first extraordinary session);

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 or chapter 82.12;

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services;

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: PROVIDED, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof;

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(19) In respect to the use of wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.

(20) *In respect to the use of tangible personal property held for sale and displayed in single trade shows for a period not in excess of thirty days, the primary purpose of which is to promote the sale of products or services.*

(21) In respect to the use of pollen.

(21)] (22) In respect to the use of the personal property of one political subdivision by another political subdivision directly or indirectly arising out of or resulting from the annexation or incorporation of any part of the territory of one political subdivision by another.

Sec. 11. Section 82.12.040, chapter 15, Laws of 1961, as amended by section 11, chapter 293, Laws of 1961, and RCW 82.12.040 are each amended to read as follows:

Every person who maintains in this state a place of business or a stock of goods shall obtain from the [tax commission] *department* a certificate of registration, and shall, at the time of making sales, or making transfers of either possession or title or both, of tangible personal property for use in this state, collect from the purchasers or transferees the tax imposed under this chapter. For the purposes of this chapter, the phrase "maintains in this state a place of business" shall include the solicitation of sales and/or taking of orders by sales agents or traveling representatives.

Every person who engages in this state in the business of acting as an independent selling agent for persons who do not hold a valid certificate of registration, and who receives compensation by reason of sales of tangible personal property of his principals made for use in this state, shall, at the time such sales are made, collect from the purchasers the tax imposed under this chapter, and for that purpose shall be deemed a retailer as defined in this chapter.

The tax required to be collected by this chapter shall be deemed to be held in trust by the retailer until paid to the [tax commission] *department* and any retailer who appropriates or converts the tax collected to his own use or to any use other than the payment of the tax provided herein to the extent that the money required to be collected is not available for payment on the due date as prescribed shall be guilty of a misdemeanor. In case any seller fails to collect the tax herein imposed or having collected the tax, fails to pay the same to the [tax commission] *department* in the manner prescribed, whether such failure is the result of his own acts or the result of acts or conditions beyond his control, he shall nevertheless, be personally liable to the state for the amount of such tax.

Any retailer who refunds, remits, or rebates to a purchaser, or transferee, either directly or indirectly, and by whatever means, all or any part of the tax levied by this chapter, or makes in any form of advertising, verbal or otherwise, any statements which might infer that he is absorbing the tax or paying the tax for the purchaser or transferee by an adjustment of prices, or at a price including the tax, or in any other manner whatsoever shall be guilty of a misdemeanor.

Sec. 12. Section 82.16.020, chapter 15, Laws of 1961 as last amended by section 24, chapter 149, Laws of 1967 ex. sess. and RCW 82.16.020 are each amended to read as follows:

There is levied and there shall be collected from every person a tax for the act of privilege of engaging within this state in any one or more of the businesses herein mentioned. The tax shall be equal to the gross income of the business, multiplied by the rate set out after the business, as follows:

- (1) Railroad, express, railroad car, water distribution, light and power, telephone and telegraph businesses: Three and six-tenths percent;
- (2) Gas distribution business: [Two and four-tenths] *Three percent*;
- (3) Urban transportation business: Six-tenths of one percent;
- (4) Vessels under sixty-five feet in length, except tugboats, operating upon the waters within the state: six-tenths of one percent;
- (5) Motor transportation and tugboat businesses, and all public service businesses other than ones mentioned above: One and eight-tenths of one percent.

Sec. 13. Section 82.24.020, chapter 15, Laws of 1961 as last amended by section 23, chapter 173, Laws of 1965 ex. sess. and RCW 82.24.020 are each amended to read as follows:

There is levied and there shall be collected as hereinafter provided, a tax upon the sale, use, consumption, handling or distribution of all cigarettes, in an amount equal to the rate of [four] *six and one-half* mills per cigarette.

Sec. 14. Section 82.24.070, chapter 15, Laws of 1961, as last amended by section 24, chapter 173, Laws of 1965 ex. sess. and RCW 82.24.070 are each amended to read as follows:

Wholesalers and retailers subject to the provisions of this chapter shall be allowed compensation for their services in affixing the stamps herein required a sum equal to two percent of the first four mills of the value of the stamps purchased or affixed by them.

Sec. 15. Section 82.32.040, chapter 15, Laws of 1961 and RCW 82.32.040 are each amended to read as follows:

Each [vending machine and each coin operated machine, except where used in conducting a public utility business, and each] mechanical device, the operator of which is taxable under chapter 82.28, shall be considered a separate place of business and a separate registration certificate shall be obtained for each such [machine or] device. The issuance of any certificate for such [machines or] devices to any applicant therefor may be denied by the [tax commission] department, if the [commission] department, after hearing, finds that the conditions of the applicant's business or prior record as a taxpayer place in jeopardy the collection of the tax. The [commission] department may require that any applicant for a certificate of registration for any such [machine or] device furnish a proper surety bond sufficient to secure the payment of any tax imposed. It shall be unlawful for any person to operate such [machine or] device or permit it to be operated on his premises unless a certificate of registration has been obtained and is conspicuously displayed upon such [machine or] device, or for any person to operate any such [machine or] device under a forged certificate of registration or under a certificate of registration not issued for such [machine or] device or to the operator thereof or under a certificate or registration which has been revoked, or for any person upon making application for a certificate of registration to fail or refuse to give any information requested by the [commission] department or to give false information with intent to conceal the true name or address of the owner or operator of such [machine] device.

Any person violating the provisions of this section shall be guilty of a misdemeanor.

Any [machine or] device described herein which does not display a certificate of registration, or any [machine or] device which displays a forged certificate of registration or a certificate of registration not issued for such [machine] device or to the operator thereof or revoked certificate of registration, is hereby declared to be contraband and may be seized by the [tax commission] department, or by any peace officer of the state, when directed by the [commission] department so to do, without warrant, and shall be offered for sale by the [commission] department in the same manner as property distrained under warrant for the satisfaction of delinquent taxes. The proceeds of sale shall be paid to the [commission] department and credited to the account of miscellaneous revenue: PROVIDED, That the costs of the seizure and sale shall be paid out of the proceeds before making remittance.

Any money contained in such [machines or] devices may be removed before the [machine or] device is offered for sale and the amount thereof shall be considered as part of the proceeds of the sale.

Sec. 16. Section 82.32.050, chapter 15, Laws of 1961, as amended by section 1, chapter 141, Laws of 1965 ex. sess., and RCW 82.32.050 are each amended to read as follows:

If upon examination of any returns or from other information obtained by the [tax commission] department it appears that a tax or penalty has been paid less than that properly due, the [commission] department shall assess against the taxpayer such additional amount found to be due and as to assessments made on and after May 1, 1965, including assessments for additional tax or penalties due prior to that date shall add thereto interest at the rate of [six] nine percent per annum from the last day of the year in which the deficiency is incurred until date of payment. The [commission] department shall notify the taxpayer by mail of the additional amount and the same shall become due and shall be paid within ten days from the date of the notice, or within such further time as the [commission] department may provide. If payment is not received by the [commission] department by the due date specified in the notice, or any extension thereof, the [commission] department shall add a penalty of ten percent of the amount of the additional tax found due. If the [commission] department finds that all or any part of the deficiency resulted from an intent to evade the tax payable hereunder, a further penalty of fifty percent of the additional tax found to be due shall be added.

No assessment or correction of an assessment for additional taxes due may be made by the [commission] department more than four years after the close of the tax year, except (1) against a taxpayer who has not registered as required by this chapter, (2) upon a showing of fraud or of misrepresentation of a material fact by the taxpayer, or (3) where a taxpayer has executed a written waiver of such limitation.

Sec. 17. Section 82.32.060, chapter 15, Laws of 1961, as last amended by section 27, chapter 173, Laws of 1965 ex. sess., and RCW 82.32.060 are each amended to read as follows:

If, upon application by a taxpayer for a refund or for an audit of his records, or upon an examination of the returns or records of any taxpayer, it is determined by the [tax commission] department that within the two years immediately preceding the receipt [of] by the [commission] department of the application by the taxpayer for a refund or for an audit, or, in the absence of such an application, within the two years immediately preceding the commencement by the [commission] department of such examination, a tax has been paid in excess of that properly due, the excess amount paid within such period of two years shall be credited to the taxpayer's account or shall be refunded to the taxpayer, at his option. Except as to the utilization by the taxpayer of the credits in computing tax authorized by RCW 82.04.435, application for which credits must be made within two years

of payment of the taxes giving rise to such credits, no refund or credit shall be allowed with respect to any payments made to the [commission] department more than two years before the date of such application or examination. Where a refund or credit may not be made because of the lapse of said two year period, the amount of the refund or credit which would otherwise be allowable for the portion of the statutory assessment period preceding the two year period may be offset against the amount of any tax deficiency which may be determined by the [commission] department for such statutory assessment period. [Notwithstanding the foregoing, no refund or credit shall be granted with respect to taxes paid prior to May 1, 1950, but where a refund or credit may not be made because the tax was paid prior to May 1, 1950, the amount of the refund or credit which would otherwise be allowable for the portion of the statutory assessment period preceding May 1, 1950, may be offset against the amount of any tax deficiency which may be determined by the commission for such preceding period.]

Notwithstanding the foregoing limitations there shall be refunded or credited to taxpayers engaged in the performance of United States government contracts or subcontracts the amount of any tax paid, measured by that portion of the amounts received from the United States, which taxpayer is required by contract or applicable federal statute to refund or credit to the United States, if claim for such refund is filed by the taxpayer with the [tax commission] department within one year of the date that the amount of the refund or credit due to the United States is finally determined and filed within four years of the date on which the tax was paid: PROVIDED, That no interest shall be allowed on such refund.

Any such refunds shall be made by means of vouchers approved by the [tax commission] department and by the issuance of state warrants drawn upon and payable from such funds as the legislature may provide.

Any judgment for which a recovery is granted by any court of competent jurisdiction, not appealed from, for tax, penalties, and interest which were paid by the taxpayer, and costs, in a suit by any taxpayer shall be paid in like manner, upon the filing with the [tax commission] department of a certified copy of the order or judgment of the court. Except as to the credits in computing tax authorized by RCW 82.04.435, interest at the rate of three percent per annum shall be allowed by the [tax commission] department and by any court on the amount of any refund or recovery allowed to a taxpayer for taxes, penalties, or interest paid by him after May 1, 1949, and interest at the same rate shall be allowed on any judgment recovered by a taxpayer for taxes, penalties, or interest paid after such date.

Sec. 18. Section 82.32.080, chapter 15, Laws of 1961, as last amended by section 2, chapter 141, Laws of 1965 ex. sess., and RCW 82.32.080 are each amended to read as follows:

Payment of the tax may be made by uncertified check under such regulations as the [commission] department shall prescribe, but, if a check so received is not paid by the bank on which it is drawn, the taxpayer, by whom such check is tendered, shall remain liable for payment of the tax and for all legal penalties, the same as if such check had not been tendered.

A return or remittance which is transmitted to the [tax commission] department by United States mail shall be deemed filed or received on the date shown by the post office cancellation mark stamped upon the envelope containing it.

The [tax commission] department, for good cause shown, may extend the time for making and filing any return, and may grant such reasonable additional time within which to make and file returns as it may deem proper, but any permanent extension granting the taxpayer a reporting date without penalty more than ten days beyond the due date, and any extension in excess of thirty days shall be conditional on deposit with the [commission] department of an amount to be determined by the [commission] department which shall be approximately equal to the estimated tax liability for the reporting period or periods for which the extension is granted. In the case of a permanent extension or a temporary extension of more than thirty days the deposit shall be deposited within the state treasury with other tax funds and a credit recorded to the taxpayer's account which may be applied to taxpayer's liability upon cancellation of the permanent extension or upon reporting of the tax liability where an extension of more than thirty days has been granted.

The [commission] department shall review the requirement for deposit at least annually and may require a change in the amount of the deposit required when it believes that such amount does not approximate the tax liability for the reporting period or periods for which the extension is granted.

The [commission] department shall keep full and accurate records of all funds received and disbursed by it. Subject to the provisions of RCW 82.32.105 and 82.32.350, the department shall apply the payment of the taxpayer first against penalties and interest, and then upon the tax, without regard to any direction of the taxpayer.

The [commission] department may refuse to accept any return which is not accompanied by a remittance of the tax shown to be due thereon. When such return is not accepted, the taxpayer shall be deemed to have failed or refused to file a return and shall be subject to the procedures provided in RCW 82.32.100 and to the penalties provided in RCW 82.32.090.

Sec. 19. Section 82.32.090, chapter 15, Laws of 1961, as last amended by section 26, chapter 149, Laws of 1967 ex. sess. and RCW 82.32.090 are each amended to read as follows:

If payment of any tax due is not received by the department of revenue by the last day

of the month in which the tax becomes due, there shall be assessed a penalty of [two] *five* percent of the amount of the tax; and if the tax is not received by the last day of the month next succeeding the month in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not received by the last day of the second month next succeeding the month in which the due date falls, there shall be assessed a total penalty of twenty percent of the amount of the tax. No penalty so added shall be less than two dollars.

If payment of any tax is received within the first ten days of the month next succeeding the month in which the due date falls, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year in which such due date falls.

If a warrant be issued by the department of revenue for the collection of taxes, increases, and penalties, there shall be added thereto a penalty of five percent of the amount of the tax, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a return, late payment of any tax, increase, or penalty, or issuance of a warrant shall not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

Sec. 20. Section 82.32.100, chapter 15, Laws of 1961, as amended by section 4, chapter 141, Laws of 1965 ex. sess. and RCW 82.32.100 are each amended to read as follows:

If any person fails or refuses to make any return or to make available for examination the records required by this chapter, the [tax commission] *department* shall proceed, in such manner as it may deem best, to obtain facts and information on which to base its estimate of the tax; and to this end the [commission] *department* may examine the books, records, and papers of any such person and may take evidence, on oath, of any person, relating to the subject of inquiry.

As soon as the [commission] *department* procures such facts and information as it is able to obtain upon which to base the assessment of any tax payable by any person who has failed or refused to make a return, it shall proceed to determine and assess against such person the tax and penalties due, but such action shall not deprive such person from appealing to the superior court as hereinafter provided. To the assessment the [commission] *department* shall add, the penalties provided in RCW 82.32.090. The [commission] *department* shall notify the taxpayer by mail of the total amount of such tax, penalties, and interest, and the total amount shall become due and shall be paid within ten days from the date of such notice.

No assessment or correction of an assessment may be made by the [commission] *department* more than four years after the close of the tax year, except (1) against a taxpayer who has not registered as required by this chapter, (2) upon a showing of fraud or of misrepresentation of a material fact by the taxpayer, or (3) where a taxpayer has executed a written waiver of such limitation.

Sec. 21. Section 82.32.190, chapter 15, Laws of 1961, as amended by section 6, chapter 141, Laws of 1965 ex. sess., and RCW 82.32.190 are each amended to read as follows:

The [tax commission] *department*, by its order, may hold in abeyance the collection of tax from any taxpayer or any group of taxpayers when a question bearing on their liability for tax hereunder is pending before the courts: PROVIDED, That the [commission] *department* may impose such conditions as may be deemed just and equitable and shall require the payment of interest at the rate of [one-half] *three-quarters* of one percent of the amount of the tax for each thirty days or portion thereof from the date upon which such tax became due.

Sec. 22. Section 11, chapter 28, Laws of 1963 ex. sess. and RCW 82.32.235 are each amended to read as follows:

In addition to the remedies provided in this chapter the [tax commission] *department* is hereby authorized to issue to any person, or to any political subdivision or department of the state, a notice and order to withhold and deliver property of any kind whatsoever when there is reason to believe that there is in the possession of such person, political subdivision or department, property which is or *shall become* due, owing, or belonging to any taxpayer against whom a warrant has been filed.

The notice and order to withhold and deliver shall be served by the sheriff of the county wherein the service is made, or by his deputy, or by any duly authorized representative of the [tax commission] *department*. Any person, or any political subdivision or department upon whom service has been made is hereby required to answer the notice within twenty days exclusive of the day of service, under oath and in writing, and shall make true answers to the matters inquired of in the notice.

In the event there is in the possession of any such person or political subdivision or department, any property which may be subject to the claim of the [tax commission] *department*, such property shall be delivered forthwith to the commission or its duly authorized representative upon demand to be held in trust by the [commission] *department* for application on the indebtedness involved or for return, without interest, in accordance with final determination of liability or nonliability, or in the alternative, there shall be furnished a good and sufficient bond satisfactory to the [tax commission] *department* conditioned upon final determination of liability.

Should any person or political subdivision fail to make answer to an order to withhold

and deliver within the time prescribed herein, it shall be lawful for the court, after the time to answer such order has expired, to render judgment by default against such person or political subdivision for the full amount claimed by the [tax commission] department in the notice to withhold and deliver, together with costs.

Sec. 23. Section 82.32.350, chapter 15, Laws of 1961 and RCW 82.32.350 are each amended to read as follows:

The [tax commission, with concurrence of all three members,] department may enter into an agreement in writing with any person relating to the liability of such person in respect of any tax imposed by any of the preceding chapters of this title for any taxable period or periods.

Sec. 24. Section 84.52.050, chapter 15, Laws of 1961 as last amended by section 5, chapter 92, Laws of 1970 ex. sess. and RCW 84.52.050 are each amended to read as follows:

Except as hereinafter provided, the aggregate of all tax levies upon real and personal property by the state, municipal corporations, taxing districts and governmental agencies, now existing or hereafter created, shall not exceed twenty-two mills on the dollar of assessed valuation with respect to levies made in 1970 and 1971 and 1972 and twenty-one mills on the dollar of assessed valuation with respect to levies made in subsequent years, which assessed valuation shall be fifty percent of the true and fair value of such property in money: PROVIDED, That if an amendment to Article VII, section 2 of the state Constitution, as amended by Amendment 17, imposing a limit on property taxes of, in effect, one percent of the true and fair value of property is approved by the voters, such aggregate of all tax levies shall not exceed twenty mills on the dollar of assessed valuation with respect to levies made in years subsequent to such voter approval; and within and subject to the aforesaid limitation the levy by the state shall not exceed two mills to be used exclusively for the public assistance program of the state and the levy by any county shall not exceed four mills: PROVIDED, That if such constitutional amendment is so approved, the authority of the state to levy not to exceed two mills to be used exclusively for the public assistance program of the state shall be reduced to not to exceed one mill []; and upon and after the effective date of the provisions of chapter 262, Laws of 1969 ex. sess., which impose a tax upon net income, such authority of the state shall expire and the levy by any county may exceed four mills but shall not exceed five mills; the levy by or for any school district shall not exceed seven mills: PROVIDED, That in each of the years 1967 and 1968 and 1969 and 1970 and 1971 and 1972 the state shall levy a property tax of four mills of which two mills shall be used exclusively for the public assistance program of the state and of which two mills shall be used exclusively for the support of the common schools; and in such years in which the state shall validly levy a property tax of two mills for the support of the common schools, the levy by or for any school district shall not exceed six mills: PROVIDED FURTHER, That the levy by or for any union high school district shall not exceed two-fifths of the maximum levy permissible for any school district without a vote of the electors thereof and the levy by or for any component district within a union high school district shall not exceed three-fifths of the maximum levy permissible for any school district without a vote of the electors thereof: PROVIDED FURTHER, That the levy against any nonhigh school district for the high school district fund shall not exceed two-fifths of the maximum levy permissible for any school district without a vote of the electors thereof and the levy by or for any such nonhigh school district shall not exceed the balance of such maximum permissible levy; the levy for any road district shall not exceed five mills; and the levy by or for any city or town shall not exceed seven and one-half mills: PROVIDED FURTHER, That counties of the fifth class and under are hereby authorized to levy from four to five and one-half mills for general county purposes and from three and one-half to five mills for county road purposes if the total levy for both purposes does not exceed nine mills: PROVIDED FURTHER, That counties of the fourth and the ninth class are hereby authorized to levy four and one-half mills until such time as the junior taxing agencies are utilizing all the millage available to them.

Nothing herein shall prevent levies at the rates provided by existing law by or for any port or power district.

Sec. 25. Section 1, chapter 133, Laws of 1967 ex. sess. as amended by section 2, chapter 216, Laws of 1969 ex. sess. and RCW 84.52.065 are each amended to read as follows:

In each of the years 1967 and 1968 and 1969 and 1970 and 1971 and 1972 the state shall levy for collection in 1968 and 1969 and 1970 and 1971 and 1972 and 1973 respectively for the support of common schools of the state a tax of two mills upon the assessed valuation of all taxable property within the state adjusted to fifty percent of true and fair value of such property in money in accordance with the ratio fixed by the state department of revenue. Such levy shall be in addition to the levy [of two mills] for public assistance purposes as provided in RCW 74.04.150 and 84.52.050, as now or hereafter amended.

**NEW SECTION.** Sec. 26. Sections 27 through 31 of this 1971 amendatory act are added to chapter 15, Laws of 1961 and to Title 82 RCW and shall constitute a new chapter therein to be known as chapter 82.13 RCW.

**NEW SECTION.** Sec. 27. It is the intent of this chapter to impose a compensating excise tax upon the consumption or use of electrical energy, with respect to the retail sale of which the tax imposed by chapter 82.16 RCW is not applicable, at the same rate and measure as the tax imposed under the provisions of chapter 82.16 RCW upon persons engaged in the light and power business.

**NEW SECTION.** Sec. 28. There is hereby levied and shall be collected from every person in this state a tax or excise for the privilege of consuming or using within this state, as a consumer or user, electrical energy.

**NEW SECTION.** Sec. 29. The tax imposed in section 28 of this chapter shall not apply to the use or consumption of electrical energy with respect to which tax liability is specifically imposed on the seller under the provisions of chapter 82.16 RCW.

**NEW SECTION.** Sec. 30. The tax shall be levied and collected in an amount equal to the selling price of the electrical energy multiplied by the rate of 3.6 percent. For purposes of this section, the term "selling price of the electrical energy" shall mean the consideration paid by the buyer to the seller with respect to the electrical energy used or consumed.

**NEW SECTION.** Sec. 31. The provisions of chapter 82.32 RCW, insofar as applicable, shall have full force and application with respect to taxes imposed under the provisions of sections 28 through 31 of this 1971 amendatory act.

Sec. 32. Section 8, chapter 214, Laws of 1963 and RCW 84.28.065 are each amended to read as follows:

Whenever any land is removed from classification as reforestation land it shall thereafter be assessed and taxed without regard to the provisions of this chapter, and there shall thereupon become due and owing to the county in which such land is situated the taxes set forth in this section.

(a) A yield tax equal to [twelve and one-half] *twenty-five* percent of the value of the timber or forest crop remaining on the land, based upon full current stumpage rates fixed by the assessor: PROVIDED, That whenever, within a period of twelve years following the classification of any lands as reforestation lands, any such lands shall be removed from classification, the owner thereof shall be required to pay a yield tax upon the timber of [one] *two* percent for each year that has expired and shall take effect July from the date of such classification until such removal from classification.

(b) A sum of money equivalent to the amount, if any, by which the tax paid on the land and forest crop because of classification under this chapter is less than the tax paid during the same period on similar land and forest crop that was not classified.

The assessor shall prepare a roll of lands to be removed from classification and shall extend against such lands the taxes computed as provided in this section, and shall forthwith transmit to the county treasurer a record of such taxes; and the county treasurer shall thereupon enter the amount of such taxes upon his records against such lands and their owner; and such taxes shall thereupon become a lien against such lands and timber and also against any forest material that may be cut thereon and against any other real or personal property owned by such owner. Such taxes shall become delinquent on the fifteenth day of March next following the effective date of the commission's order. The lien of such taxes shall be superior, and shall be enforceable, in the same manner and to the same effect as provided in RCW 84.28.140 for collection of yield taxes on materials removed from classified lands: PROVIDED, That payment of such taxes shall be a condition precedent to issuance of an order removing lands from classification pursuant to provisions of RCW 84.28.063: PROVIDED FURTHER, That an order classifying lands or removing lands from classification shall not be retroactive, but the effective date of such order shall not be earlier than the first day of January next following the date of issuance of such order.

Sec. 33. Section 84.28.090, chapter 15, Laws of 1961, as amended by section 10, chapter 214, Laws of 1963 and RCW 84.28.090 are each amended to read as follows:

All lands classified as reforestation lands as provided in this chapter and lying west of the summit of the Cascade range of mountains in the state of Washington shall, after the date of such classification, be assessed for purposes of taxation at [two] *eight* dollars per acre, which is hereby declared to be the assessed value thereof; and all lands so classified lying east of the summit of the Cascade range of mountains shall be assessed for purposes of taxation at [one] *four* dollars per acre, which is hereby declared to be the assessed value thereof. The above values shall apply as the actual basis for taxation of such lands, without regard to any percentages of value which may apply for taxation of other classes of property; and the taxation of such lands on the basis herein provided shall be separate and distinct from and in addition to the cost of protecting such lands from fire as provided under the laws of Washington.

Sec. 34. Section 84.28.110, chapter 15, Laws of 1961, as last amended by section 153, chapter 81, Laws of 1971 and RCW 84.28.110 are each amended to read as follows:

Whenever the whole or any part of the forest crop shall be cut upon any lands classified and assessed as reforestation lands under the provisions of this chapter, the owner of such lands shall, on or before the fifteenth day of February of each year, report under oath to the assessor of the county in which such lands are located, the amount of such timber or other forest crop cut during the preceding twelve months, in units of measure in conformity with the usage for which the cutting was made, together with a description, by government legal subdivisions, of the lands upon which the same were cut. If no such report of cutting is made, or if the assessor shall believe the report to be inaccurate, incorrect or mistaken, the assessor may by such methods as shall be deemed advisable, determine the amount of timber or other forest product cut during such period. As soon as the report is filed, if the assessor is satisfied with the accuracy of the report, or if dissatisfied, as soon as the assessor shall have determined the amount of timber or forest crop cut as herein provided, the assessor shall determine the full current stumpage rates for the timber or forest crop cut and shall thereupon compute, and there shall become due and payable from the owner, a yield tax equal to [twelve and one-half] *twenty-five* percent of the market value of the timber or forest crop so cut, based upon the full current stumpage rates so fixed

by the assessor: PROVIDED, Whenever within the period of twelve years following the classification of any lands as reforestation lands, any forest material shall be cut on such lands, the owner thereof shall be required to pay a yield tax of [one] *two* percent for each year that has expired from the date of such classification until such cutting: PROVIDED, FURTHER, That no yield tax need be paid on any forest material cut for domestic use of the owner of such lands, or on materials necessarily used in harvesting the forest crop.

Whenever the owner is dissatisfied with the determination of the amount cut as made by the assessor, or with the full current stumpage rates as fixed by the assessor, and shall pay the tax based thereon under protest, such owner may maintain an action in the superior court of the county in which the lands are located for recovery of the amount of the tax paid in excess of what the owner alleges the tax would be if based upon a cutting or stumpage rate which the owner alleges to be correct. In any such action the county involved and the county assessor of the county, shall be joined as parties defendant, but in case a recovery is allowed, judgment shall be entered against the county only, to be charged against the funds to which the collected tax was paid. In such action the court shall determine, in accordance with the issues, the true and correct amount of timber and forest crop which has been cut, and if an issue in the case, the true and correct full current stumpage rates, and shall enter judgment accordingly, either dismissing the action, or allowing recovery based upon its determination of the amount of timber or forest crop cut and if in issue, the full current stumpage rate. The judgment of the superior court shall be subject to appeal to the supreme court or the court of appeals in the same manner and by the same procedure as appeals are taken and perfected in civil actions at law.

Sec. 35. Section 82.50.010, chapter 15, Laws of 1961 as amended by section 44, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.010 are each amended to read as follows:

"Mobile home" means all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than [thirty-two] *thirty-five* feet in length or *more than eight feet in width*, except as hereinafter specifically excluded, and *excluding modular homes as defined below*.

"Travel trailer" means all trailers of the type designed to be used upon the public streets and highways which are capable of being used as facilities for human habitation and which are [thirty-two] *thirty-five* feet or less in length and eight feet or less in width, except as may be hereinafter specifically excluded.

"Modular home" means any factory-built housing designed primarily for residential occupancy by human beings which does not contain a permanent frame and must be mounted on a permanent foundation.

"Camper" means a structure designed to be mounted upon a motor vehicle which provides facilities for human habitation or for temporary outdoor or recreational lodging and which is five feet or more in overall length and five feet or more in height from its floor to its ceiling when fully extended, but shall not include motorhomes as defined in this section.

"Motor homes" means motor vehicles originally designed, reconstructed, or permanently altered to provide facilities for human habitation.

"Commission" means the department of revenue of the state.

"Director" means the director of motor vehicles of the state.

Sec. 36. Section 82.50.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1969 and RCW 82.50.020 are each amended to read as follows:

An annual excise tax is imposed on the owner of any mobile home [or], travel trailer, or camper for the privilege of using such mobile home [or], travel trailer, or camper in this state. The tax shall be collected for each calendar year by the department of motor vehicles or the county auditor of the county in which the mobile home [or], travel trailer, or camper is located at the time payment is made and shall be due on and after January 1st or on the date the mobile home [or], travel trailer, or camper is first purchased or brought into this state, and paid on or before February 4th of each calendar year or thirty days after the mobile home [or], travel trailer, or camper is first purchased or brought into this state, whichever is later. No additional tax shall be imposed under this chapter upon any mobile home [or], travel trailer, or camper upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such mobile home [or], travel trailer, or camper has already been paid for the calendar year or fractional part thereof in which such transfer occurs.

Sec. 37. Section 82.50.030, chapter 15, Laws of 1961 as last amended by section 46, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.030 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be [one and one-half] *two* percent of the fair market value of the mobile home [or], travel trailer, or camper, as determined in the manner provided in this chapter: PROVIDED, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a mobile home [or], travel trailer, or camper used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the mobile home [or], travel trailer, or camper is first used: PROVIDED FURTHER, That the minimum amount of tax payable shall be two dollars.

A mobile home [or], travel trailer, or camper shall be deemed used for the first time in this state when such vehicle or such camper was not previously licensed by this state for the

year or any part thereof immediately preceding the year in which application for license is made.

Sec. 38. Section 82.50.040, chapter 15, Laws of 1961 as amended by section 47, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.040 are each amended to read as follows:

The classification and schedule prepared under RCW 82.44.040 for mobile homes [or], travel trailers, or campers used as facilities for human habitation shall be the schedule used by the county auditors and the director for determining the amount of tax due hereunder.

Sec. 39. Section 82.50.050, chapter 15, Laws of 1961 as amended by section 48, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.050 are each amended to read as follows:

The tax hereunder for any mobile home [or], travel trailer, or camper not classified as provided in RCW 82.44.040 shall be determined as provided in RCW 82.44.050 for mobile homes [or], travel trailers, or campers used as facilities for human habitation.

Sec. 40. Section 82.50.070, chapter 15, Laws of 1961 as last amended by section 2, chapter 69, Laws of 1969 and RCW 82.50.070 are each amended to read as follows:

The county auditor or the department of motor vehicles upon payment of the tax hereunder shall issue a receipt which shall include such information as may be required by the director, including the name of the taxpayer, a description of the mobile home [or], travel trailer, or camper, and in the case of a mobile home its location at the time of payment of the tax which receipt shall be printed by the department of motor vehicles in such form as it deems proper and furnished by the department to the various county auditors of the state. The county auditor shall keep a record of the excise taxes paid hereunder during the calendar year under the name of owners of mobile home [or], travel trailer, or camper, listed alphabetically.

In addition thereto the county auditor or the director shall issue a license plate and register the mobile home or travel trailer as if they were "house trailers" under the provisions of chapter 46.16 and shall collect the additional fees therein provided. Such license plate shall be displayed in the manner prescribed in RCW 46.16.240: PROVIDED, That when the mobile home or travel trailer is not using the public highways the license plate shall be displayed pursuant to rules or orders promulgated by the department.

Sec. 41. Section 82.50.101, chapter 15, Laws of 1961 as amended by section 50, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.101 are each amended to read as follows:

The director or his authorized representative shall have power to enter at reasonable times all mobile home parks and other areas where mobile homes, [or] travel trailers, or campers are parked for the purpose of determining whether or not the tax herein prescribed has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representative.

Sec. 42. Section 82.50.105, chapter 15, Laws of 1961 as last amended by section 51, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.105 are each amended to read as follows:

On or before the thirty-first day of December of each calendar year, the director shall cause to be mailed to the owners of mobile homes [or], travel trailers, or campers, of record, notice of the amount of tax payable during the calendar year. Said notice shall contain a legal description of the mobile home [or], travel trailer, or camper, prominent notice of penalties, due dates, and such other information as may be required by the director. If payment is not made within thirty days of the issuance of said notice, the director may forward a notification of delinquency to the county sheriff of the county wherein the mobile home [or], travel trailer, or camper is located, requesting distraint of said mobile home [or], travel trailer, or camper.

Sec. 43. Section 82.50.110, chapter 15, Laws of 1961 as last amended by section 52, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.110 are each amended to read as follows:

If any excise tax due hereunder is not paid when due and payable, the unpaid tax shall bear interest at the rate of six percent per annum from the time such tax is due and payable.

The tax hereunder shall be a specific lien on the mobile home [or], travel trailer, or camper from and after the date it first becomes due hereunder, and shall include all charges authorized by this chapter, which lien shall have priority to and be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation or responsibility to or with which the mobile home [or], travel trailer, or camper may become charged or liable, after July 1, 1957, and no sale or transfer of any mobile home [or], travel trailer, or camper shall in any way affect the lien for such excise tax upon the mobile home [or], travel trailer, or camper.

Sec. 44. Section 82.50.120, chapter 15, Laws of 1961 as last amended by section 53, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.120 are each amended to read as follows:

It shall be unlawful for any owner or other person to remove a mobile home [or], travel trailer, or camper from the real property on which it is situated after the tax hereunder shall become due and payable without payment of the excise tax hereunder or under RCW 82.44.020.

Sec. 45. Section 82.50.130, chapter 15, Laws of 1961 as amended by section 54, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.130 are each amended to read as follows:

When notified by the director that the excise tax is delinquent on any mobile home [or], travel trailer, or camper, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post thereon in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the mobile home [or], travel trailer, or camper, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the mobile home [or], travel trailer, or camper, and the name of the owner or reputed owner, if such is known. Thereafter, the sheriff may without further demand or notice, distrain the mobile home [or], travel trailer, or camper for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he shall determine that it is reasonably impracticable to take manual possession of the mobile home [or], travel trailer, or camper, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained such mobile home [or], travel trailer, or camper, describing it and giving the name of the owner or reputed owner, if such is known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale, as hereinafter provided shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency herein provided to the legal owner recorded with the director pursuant to chapter 46.12.

Sec. 46. Section 82.50.140, chapter 15, Laws of 1961 as amended by section 55, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.140 are each amended to read as follows:

If the tax is not paid forthwith after distraint, the sheriff shall advertise the sale of the mobile home [or], travel trailer, or camper by posting written notices in three public places in the county in which the mobile home [or], travel trailer, or camper is located, one of which shall be at the county court house of such county, and by posting a written notice on the mobile home [or], travel trailer, or camper in a conspicuous place, if he has not taken manual possession of it. Such notices shall state the time when and the place where the mobile home [or], travel trailer, or camper will be sold. He shall tax the same fees for making the distraint and sale of the mobile home [or], travel trailer, or camper for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the mobile home [or], travel trailer, or camper is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for such sale, which shall be not less than ten days after the distraint and taking of such mobile home [or], travel trailer, or camper and posting of the notices, the sheriff shall proceed to sell the mobile home [or], travel trailer, or camper at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any surplus of money arising from the sale, he shall pay such surplus to the owner of the mobile home [or], travel trailer, or camper so sold or to his legal representative, who shall be deemed to be the county treasurer in the event the owner or other legal representative cannot be determined or found.

Sec. 47. Section 82.50.160, chapter 15, Laws of 1961 as amended by section 1, chapter 274, Laws of 1969 ex. sess. and RCW 82.50.160 are each amended to read as follows:

The county auditor shall regularly, when remitting motor vehicle excise taxes, pay to the state treasurer the excise taxes collected under this chapter. The treasurer shall then distribute such funds quarterly on the first day of the month of January, April, July and October of each year in the following amount: [Twenty] Fifteen percent to cities and towns for the use thereof apportioned ratably among such cities and towns on the basis of population; [twenty] fifteen percent to counties for the use thereof to be apportioned ratably among such counties on the basis of moneys collected in such counties from the excise taxes imposed under this chapter; and [sixty] seventy percent for schools to be distributed by the superintendent of public instruction and apportioned ratably among such school districts on the basis of moneys collected in such districts from the excise taxes imposed under this chapter. [No portion] Fifty percent of the funds distributed to school districts under this section shall be considered available revenues of the school district in computing state equalization support under RCW [28.41.130] 28A.41.130.

Sec. 48. Section 82.50.180, chapter 15, Laws of 1961 as amended by section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180 are each amended to read as follows:

The following mobile homes [or], travel trailers, or campers are specifically exempted from the operation of this chapter:

(1) Any unoccupied mobile home [or], travel trailer, or camper when it is part of an inventory of mobile homes [or], travel trailers, or campers held for sale by a manufacturer or dealer in the course of his business.

(2) A mobile home [or], travel trailer, or camper owned by any government or political subdivision thereof.

(3) A mobile home [or], travel trailer, or camper owned by a nonresident and currently licensed in another state, unless such mobile home [or], travel trailer, or camper shall remain in this state for a period of ninety days or more during the calendar year.

*For the purposes of this subsection only, a camper owned by a nonresident shall be considered licensed in another state if the vehicle to which such camper is attached is currently licensed in another state.*

(4) Mobile homes or travel trailers eligible to be used under a set of dealer's license plates, and taxed under RCW 82.44.030 while so eligible.

(5) A mobile home which has substantially lost its identity as a mobile unit by virtue of being permanently fixed in location upon land owned by the owner of the mobile home and placed on a permanent foundation, subsequent to the removal of the hitch, wheels and axles of said unit, and with fixed pipe connections with sewer, water or other utilities.

Following the permanent placement of said mobile home as provided herein, and upon the request of the owner, made to the county assessor, the assessor shall confirm compliance with the conditions of this subsection and if the unit so qualifies, the unit will be entered on the real property tax rolls of the involved county, and said unit shall be exempted from the provisions of this chapter from and after the date it is assessed as a part of the real property.

Sec. 49. Section 82.50.190, chapter 15, Laws of 1961 as last amended by section 1, chapter 225, Laws of 1969 ex. sess. and RCW 82.50.190 are each amended to read as follows:

No mobile home [or], travel trailer, or camper which is a part of the inventory of mobile homes [or], travel trailers, or campers held for sale by a dealer in the course of his business and no mobile home [or], travel trailer, or camper with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation.

*Notwithstanding any provision of law to the contrary, on January 1, 1972, any owner of a camper who has failed to list his camper for the purposes of ad valorem taxation shall be relieved of any liability for such failure.*

Sec. 50. Section 82.50.200, chapter 15, Laws of 1961 as amended by section 58, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.200 are each amended to read as follows:

Mobile homes [or], travel trailers, or campers taxed and licensed under the provisions of this chapter shall be entitled to the use of the public streets and highways subject to the provisions of the motor vehicle laws of this state except as herein otherwise provided.

Sec. 51. Section 82.44.030, chapter 15, Laws of 1961 and RCW 82.44.030 are each amended to read as follows:

Every dealer in motor vehicles, for the privilege of using any motor vehicle eligible to be used under a set of dealer's license plates, shall pay an excise tax of two dollars, and such tax shall be collected upon the issuance of each original set of dealer's license plates, and also a similar tax shall be collected upon the issuance of each set of dealer's duplicate license plates, which taxes shall be in addition to any tax otherwise payable under this chapter: *PROVIDED, That no dealer's license plates shall be required on any camper as defined in RCW 82.50.010 when the motor vehicle carrying such camper is using dealer license plates.*

*NEW SECTION.* Sec. 52. There is added to chapter 82.44 RCW a new section to read as follows:

The department of revenue and association of county assessors shall include campers on the schedule prepared by them as required under RCW 82.44.040 and any unlisted campers shall be appraised in the same manner as motor vehicles as provided in RCW 82.44.050.

*NEW SECTION.* Sec. 53. (1) Sections 35 through 52 and section 54 of this 1971 amendatory act shall take effect on July 1, 1971, except that the provisions of chapter 82.50 RCW imposing a tax on campers shall not take effect until January 1, 1972.

(2) Sections 36 through 50 of this 1971 amendatory act shall be operative and in effect only until and including December 31, 1972, at which time, they, in their entirety, shall expire without any further action of the legislature. The expiration of such sections shall not be construed as affecting any existing right acquired under the expired statutes, nor as affecting any proceeding instituted thereunder, nor any rule, regulation, or order promulgated thereunder, nor any administrative action taken thereunder.

(3) Sections 55 through 76 of this 1971 amendatory act shall take effect on January 1, 1973 without any further action of the legislature.

Sec. 54. Section 82.44.010, chapter 15, Laws of 1961 as last amended by section 4, chapter 121, Laws of 1967 and RCW 82.44.010 are each amended to read as follows:

For the purposes of this chapter, unless context otherwise requires:

"Motor vehicle" means all motor vehicles, trailers and semi-trailers used, or of the type designed primarily to be used, upon the public streets and highways, for the convenience or pleasure of the owner, or for the conveyance, for hire or otherwise, of persons or property, including fixed loads and facilities for human habitation; but shall not include (1) vehicles carrying exempt licenses, (2) dock and warehouse tractors and their cars or trailers, lumber carriers of the type known as spiders, and all other automotive equipment not designed primarily for use upon public streets, or highways, (3) motor vehicles or their trailers used entirely upon private property, (4) [house trailers] *mobile homes and travel trailers* as defined in RCW 82.50.010, or (5) motor vehicles owned by nonresident military personnel of the armed forces of the United States stationed in the state of Washington provided personnel were also nonresident at the time of their entry into military service.

"Commission" or "tax commission" means the [tax commission] *department of revenue* of the state.

*NEW SECTION.* Sec. 55. There is added to chapter 82.50 RCW a new section to read as follows:

An annual excise tax is imposed on the owner of any travel trailer or camper for the privilege of using such travel trailer or camper in this state. The tax shall be collected for each calendar year by the department of motor vehicles or the county auditor of the county in which the travel trailer or camper is located at the time payment is made and shall be due on and after January 1st or on the date the travel trailer or camper is first purchased or brought into this state, and paid on or before January 31st of each calendar year or thirty days after the travel trailer or camper is first purchased or brought into this state, whichever is later. No additional tax shall be imposed under this chapter upon any travel trailer or camper upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such travel trailer or camper has already been paid for the calendar year or fractional part thereof in which such transfer occurs.

**NEW SECTION.** Sec. 56. There is added to chapter 82.50 RCW a new section to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be two percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: **PROVIDED**, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a travel trailer or camper used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the travel trailer or camper is first used: **PROVIDED FURTHER**, That the minimum amount of tax payable shall be two dollars.

A travel trailer or camper shall be deemed used for the first time in this state when such vehicle was not previously licensed by this state for the year or any part thereof immediately preceding the year in which application for license is made.

**NEW SECTION.** Sec. 57. There is added to chapter 82.50 RCW a new section to read as follows:

The classification and schedule prepared under RCW 82.44.040 for travel trailers or campers used as facilities for human habitation shall be the schedule used by the county auditors and the director for determining the amount of tax due hereunder.

**NEW SECTION.** Sec. 58. There is added to chapter 82.50 RCW a new section to read as follows:

The tax hereunder for any travel trailer or camper not classified as provided in RCW 82.44.040 shall be determined as provided in RCW 82.44.050 for travel trailers or campers used as facilities for human habitation.

**NEW SECTION.** Sec. 59. There is added to chapter 82.50 RCW a new section to read as follows:

The county auditor or the department of motor vehicles upon payment of the tax hereunder shall issue a receipt which shall include such information as may be required by the director, including the name of the taxpayer and a description of the travel trailer or camper, which receipt shall be printed by the department of motor vehicles in such form as it deems proper and furnished by the department to the various county auditors of the state. The county auditor shall keep a record of the excise taxes paid hereunder during the calendar year under the name of owners of travel trailers or campers, listed alphabetically.

**NEW SECTION.** Sec. 60. There is added to chapter 82.50 RCW a new section to read as follows:

The director or his authorized representative shall have power to enter at reasonable times all mobile home parks and any other areas where travel trailers or campers are parked for the purpose of determining whether or not the tax herein prescribed has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representative.

**NEW SECTION.** Sec. 61. There is added to chapter 82.50 RCW a new section to read as follows:

On or before the fifteenth day of February of each calendar year, the director shall cause to be mailed to the owners of travel trailers or campers, of record, notice of the amount of tax payable during the calendar year. Said notice shall contain a legal description of the travel trailer or camper, prominent notice of penalties, due dates, and such other information as may be required by the director. If payment is not made within thirty days of the issuance of said notice, the director may forward a notification of delinquency to the county sheriff of the county wherein the travel trailer or camper is located, requesting distraint of said travel trailer or camper.

**NEW SECTION.** Sec. 62. There is added to chapter 82.50 RCW a new section to read as follows:

If any excise tax due hereunder is not paid when due and payable, the unpaid tax shall bear interest at the rate of six percent per annum from the time such tax is due and payable.

The tax hereunder shall be a specific lien on the travel trailer or camper from and after the date it first becomes due hereunder, and shall include all charges authorized by this chapter, which lien shall have priority to and be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation or responsibility to or with which the travel trailer or camper may become charged or liable, after July 1, 1957, and no sale or transfer of any travel trailer or camper shall in any way affect the lien for such excise tax upon the travel trailer or camper.

**NEW SECTION.** Sec. 63. There is added to chapter 82.50 RCW a new section to read as follows:

It shall be unlawful for any owner or other person to remove a travel trailer or camper

from the real property on which it is situated after the tax hereunder shall become due and payable without payment of the excise tax hereunder or under RCW 82.44.020.

**NEW SECTION.** Sec. 64. There is added to chapter 82.50 RCW a new section to read as follows:

When notified by the director that the excise tax is delinquent on any travel trailer or camper, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post thereon in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the travel trailer or camper, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the travel trailer or camper, and the name of the owner or reputed owner, if such is known. Thereafter, the sheriff may without further demand or notice, distrain the travel trailer or camper for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he shall determine that it is reasonably impracticable to take manual possession of the travel trailer or camper, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained such travel trailer or camper, describing it and giving the name of the owner or reputed owner, if such is known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale, as hereinafter provided, shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency herein provided to the legal owner recorded with the director pursuant to chapter 46.12 RCW.

**NEW SECTION.** Sec. 65. There is added to chapter 82.50 RCW a new section to read as follows:

If the tax is not paid forthwith after distraint, the sheriff shall advertise the sale of the travel trailer or camper by posting written notices in three public places in the county in which the travel trailer or camper is located, one of which shall be at the county court house of such county, and by posting a written notice on the travel trailer or camper in a conspicuous place, if he has not taken manual possession of it. Such notices shall state the time when and the place where the travel trailer or camper will be sold. He shall tax the same fees for making the distraint and sale of the travel trailer or camper for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the travel trailer or camper is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for such sale, which shall be not less than ten days after the distraint and taking of such travel trailer or camper and posting of the notices, the sheriff shall proceed to sell the travel trailer or camper at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any overplus of money arising from the sale, he shall pay such overplus to the owner of the travel trailer or camper so sold or to his legal representative, who shall be deemed to be the county treasurer in the event the owner or other legal representative cannot be determined or found.

**NEW SECTION.** Sec. 66. There is added to chapter 82.50 RCW a new section to read as follows:

The county auditor shall regularly, when remitting motor vehicle excise taxes, pay to the state treasurer the excise taxes collected under this chapter. The treasurer shall then distribute such funds quarterly on the first day of the month of January, April, July and October of each year in the following amount: Fifteen percent to cities and towns for the use thereof apportioned ratably among such cities and towns on the basis of population; fifteen percent to counties for the use thereof to be apportioned ratably among such counties on the basis of moneys collected in such counties from the excise taxes imposed under this chapter; and seventy percent for schools to be distributed by the superintendent of public instruction and apportioned ratably among such school districts on the basis of moneys collected in such districts from the excise taxes imposed under this chapter. All of the funds distributed to school districts under this section shall be considered available revenues of the school district in computing state equalization support under RCW 28A.41.130.

**NEW SECTION.** Sec. 67. There is added to chapter 82.50 RCW a new section to read as follows:

The following travel trailers or campers are specifically exempted from the operation of this chapter:

- (1) An unoccupied travel trailer or camper when it is part of an inventory of travel trailers or campers held for sale by a manufacturer or dealer in the course of his business.
- (2) A travel trailer or camper owned by any government or political subdivision thereof.
- (3) A travel trailer or camper owned by a nonresident and currently licensed in another state, unless such travel trailer or camper shall remain in this state for a period of ninety days or more during the calendar year.

For the purposes of this subsection only, a camper owned by a nonresident shall be considered licensed in another state if the vehicle to which such camper is attached is currently licensed in another state.

(4) Travel trailers eligible to be used under a set of dealer's license plates, and taxed under RCW 82.44.030 while so eligible.

**NEW SECTION.** Sec. 68. There is added to chapter 82.50 RCW a new section to read as follows:

No mobile home, travel trailer, or camper which is a part of the inventory of mobile homes, travel trailers, or campers held for sale by a dealer in the course of his business and no travel trailer or camper with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation.

**NEW SECTION.** Sec. 69. There is added to chapter 82.50 RCW a new section to read as follows:

Travel trailers or campers taxed and licensed under the provisions of this chapter shall be entitled to the use of the public streets and highways subject to the provisions of the motor vehicle laws of this state except as herein otherwise provided.

Sec. 70. Section 84.04.090, chapter 15, Laws of 1961 and RCW 84.04.090 are each amended to read as follows:

The term "real property" for the purposes of taxation shall be held and construed to mean and include the land itself, whether laid out in town lots or otherwise, and all buildings, structures or improvements or other fixtures of whatsoever kind thereon, except improvements upon lands the fee of which is still vested in the United States, or in the state of Washington, and all rights and privileges thereto belonging or in any wise appertaining, except leases of real property and leasehold interests therein for a term less than the life of the holder; and all substances in and under the same; all standing timber growing thereon, except standing timber owned separately from the ownership of the land upon which the same may stand or be growing; and all property which the law defines or the courts may interpret, declare and hold to be real property under the letter, spirit, intent and meaning of the law for the purposes of taxation. *Except for the purposes of chapters 84.56 and 84.60 RCW, the term real property shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being permanently fixed in location upon land owned or leased by the owner of the mobile home and placed on a permanent foundation with fixed pipe connections with sewer, water, or other utilities.*

Sec. 71. Section 84.36.110, chapter 15, Laws of 1961 and RCW 84.36.110 are each amended to read as follows:

The following property shall be exempt from taxation:

(1) All household goods and furnishings in actual use by the owner thereof in equipping and outfitting his or her residence or place of abode and not for sale or commercial use, and all personal effects held by any person for his or her exclusive use and benefit and not for sale or commercial use.

(2) The personal property, other than specified in subdivision (1) hereof, of each head of a family liable to assessment and taxation of which such individual is the actual and bona fide owner to an amount of three hundred dollars of actual values: PROVIDED, That this exemption shall not apply to any private motor vehicle, or mobile home, and: PROVIDED, FURTHER, That if the county assessor is satisfied that all of the personal property of any person is exempt from taxation under the provisions of this statute or any other statute providing exemptions for personal property, no listing of such property shall be required; but if the personal property described in subdivision (2) of this section exceeds in value the amount allowed as exempt, then a complete list of said personal property shall be made as provided by law, and the county assessor shall deduct the amount of the exemption authorized by this subdivision from the total amount of the assessment and assess the remainder.

Sec. 72. Section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120 are each amended to read as follows:

For the purposes of RCW 84.36.110 "head of a family" shall be construed to include a widow, any person receiving an old age pension under the laws of this state and any citizen of the United States, over the age of sixty-five years, who has resided in the state of Washington continuously for ten years.

"Personal effects" shall be construed to mean and include such tangible property as usually and ordinarily attends the person such as wearing apparel, jewelry, toilet articles and the like.

"Private motor vehicle" shall be construed to mean and include all motor vehicles used for the convenience or pleasure of the owner and carrying a licensing classification other than motor vehicle for hire, auto stage, auto stage trailer, motor truck, motor truck trailer or dealers' licenses.

"Mobile home" shall be construed to mean and include all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than thirty-five feet in length or more than eight feet in width.

**NEW SECTION.** Sec. 73. There is added to chapter 82.50 RCW a new section to read as follows:

The provisions of chapter 82.50 RCW shall remain applicable to mobile homes through December 31, 1972. All mobile homes subject to the property tax shall be listed and assessed for the first time on January 1, 1972 and such tax shall be paid during 1973 in accordance with the laws of this state.

**NEW SECTION.** Sec. 74. There is added to chapter 84.40 RCW a new section to read as follows:

The director of revenue shall prepare a schedule of the value of mobile homes for

property tax purposes. A copy of such schedule shall be sent to all county assessors and to the director of the department of motor vehicles.

**NEW SECTION.** Sec. 75. There is added to chapter 84.40 RCW a new section to read as follows:

Every person who wilfully avoids the payment of personal property taxes on mobile homes subject to such tax under the laws of this state shall be guilty of a misdemeanor.

**NEW SECTION.** Sec. 76. At the expiration of December 31, 1972 and simultaneously with the taking effect of sections 55 through 76 of this 1971 amendatory act, the following acts and parts of acts are hereby repealed:

(1) Section 82.50.020, chapter 15, Laws of 1961, section 45, chapter 149, Laws of 1967 ex. sess., section 1, chapter 69, Laws of 1969 and RCW 82.50.020;

(2) Section 82.50.030, chapter 15, Laws of 1961, section 7, chapter 199, Laws of 1963, section 29, chapter 173, Laws of 1965 ex. sess., section 46, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.030;

(3) Section 82.50.040, chapter 15, Laws of 1961, section 47, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.040;

(4) Section 82.50.050, chapter 15, Laws of 1961, section 48, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.050;

(5) Section 82.50.070, chapter 15, Laws of 1961, section 49, chapter 149, Laws of 1967 ex. sess., section 2, chapter 69, Laws of 1969 and RCW 82.50.070;

(6) Section 82.50.101, chapter 15, Laws of 1961, section 50, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.101;

(7) Section 82.50.105, chapter 15, Laws of 1961, section 8, chapter 199, Laws of 1963, section 1, chapter 92, Laws of 1965 ex. sess., section 51, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.105;

(8) Section 82.50.110, chapter 15, Laws of 1961, section 2, chapter 92, Laws of 1965 ex. sess., section 52, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.110;

(9) Section 82.50.120, chapter 15, Laws of 1961, section 9, chapter 199, Laws of 1963, section 53, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.120;

(10) Section 82.50.130, chapter 15, Laws of 1961, section 54, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.130;

(11) Section 82.50.140, chapter 15, Laws of 1961, section 55, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.140;

(12) Section 82.50.160, chapter 15, Laws of 1961, section 1, chapter 274, Laws of 1969 ex. sess. and RCW 82.50.160;

(13) Section 82.50.180, chapter 15, Laws of 1961, section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180;

(14) Section 28, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.185;

(15) Section 82.50.190, chapter 15, Laws of 1961, section 57, chapter 149, Laws of 1967 ex. sess., section 1, chapter 225, Laws of 1969 ex. sess. and RCW 82.50.190; and

(16) Section 82.50.200, chapter 15, Laws of 1961, section 58, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.200.

Such repeals shall not be construed as affecting any existing right acquired under the statutes repealed, nor as affecting any proceeding instituted thereunder, nor any rule, regulation or order promulgated thereunder, nor any administrative action taken thereunder.

**Sec. 77.** Section 82.26.020, chapter 15, Laws of 1961 as amended by section 25, chapter 173, Laws of 1965 ex. sess. and RCW 82.26.020 are each amended to read as follows:

(1) From and after June 1, [1965] 1971, there is levied and there shall be collected a tax upon the sale, use, consumption, handling, or distribution of all tobacco products in this state at the rate of [thirty] *forty-five* percent of the wholesale sales price of such tobacco products. Such tax shall be imposed at the time the distributor (a) brings, or causes to be brought, into this state from without the state tobacco products for sale, (b) makes, manufactures, or fabricates tobacco products in this state for sale in this state, or (c) ships or transports tobacco products to retailers in this state, to be sold by those retailers.

(2) A floor stocks tax is hereby imposed upon every distributor of tobacco products at the rate of twenty-five percent of the wholesale sales price of each tobacco product in his possession or under his control on July 1, 1959.

Each distributor, within twenty days after July 1, 1959 shall file a report with the commission, in such form as the commission may prescribe, showing the tobacco products on hand on July 1, 1959 and the amount of tax due thereon.

The tax imposed by this subdivision shall be due and payable within twenty days after July 1, 1959 and thereafter shall bear interest at the rate of one percent per month.

**NEW SECTION.** Sec. 78. If any phrase, clause, subsection or section of this 1971 amendatory act shall be declared unconstitutional or invalid by any court of competent jurisdiction, it shall be conclusively presumed that the legislature would have enacted this 1971 amendatory act without the phrase, clause, subsection or section so held unconstitutional or invalid and the remainder of the act shall not be affected as a result of said part being held unconstitutional or invalid.

**NEW SECTION.** Sec. 79. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect as follows:

(1) Sections 1 through 12, 15 through 34 and 53 shall take effect July 1, 1971;

(2) Sections 13, 14, and 77 and 78 shall take effect June 1, 1971; and

(3) Sections 35 through 52 and 54 through 76 shall take effect as provided in section 53.  
Signed by Senators Lewis, Donohue and Sandison; Representatives Flanagan and Pardini.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Substitute Senate Bill No. 897.

Mr. Pardini spoke in favor of the motion.

#### RULING BY THE SPEAKER

The Speaker: "Your time has expired, Mr. Pardini."

The motion was carried.

#### FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 897 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 897 as recommended by the Free Conference Committee, and the bill failed to pass the House by the following vote: Yeas, 37; nays, 62; absent or not voting, 0.

Voting yea: Representatives Amen, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Charette, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Harris, Hatfield, Haussler, Hubbard, Jones, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lynch, Newhouse, North, Pardini, Ross, Shera, Smith, Smythe, Wanamaker, Zimmerman, Mr. Speaker—37.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Douthwaite, Eikenberry, Gallagher, Gladder, Grant, Hansey, Hoggins, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf—62.

#### POINT OF INQUIRY

Mr. Gallagher: "Mr. Speaker, what time is it? The clocks seem to have stopped up there. My watch shows 12:10."

The Speaker: "Oh my goodness."

Substitute Senate Bill No. 897 as recommended by the Free Conference Committee, having failed to receive the constitutional majority was declared lost.

#### MOTION FOR RECONSIDERATION

Mr. Hoggins, having voted on the prevailing side, moved that the House do now reconsider the vote by which Substitute Senate Bill No. 897 as recommended by the Free Conference Committee failed to pass the House.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The motion by Mr. Hoggins was carried.

## MOTION

On motion of Mr. Wolf, the House deferred further consideration of Substitute Senate Bill No. 897 until immediately after consideration of Senate Bill No. 522.

## SENATE AMENDMENTS TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 283 with the following amendments:

On page 1, after the enacting clause on line 24, strike the remainder of the bill and insert the following:

"Section 1. Section 84.40.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 43, Laws of 1971 first ex. sess. and RCW 84.40.030 are each amended to read as follows:

All property shall be assessed fifty percent of its true and fair value in money. [In determining the true and fair value of real or personal property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation; nor shall he adopt as a criterion of value the price for which the said property would sell at auction, or at a forced sale, or in the aggregate with all the property in the town or district; but he shall value each article or description of property by itself, and at such price as he believes the same to be fairly worth in money at the time such assessment is made. The true cash value of property shall be that value at which the property would be taken in payment of a just debt from a solvent debtor. In assessing any tract or lot of real property, the value of the land, exclusive of improvements, shall be determined; also, the value of all improvements and structures thereon and the aggregate value of the property, including all structures and other improvements, excluding the value of crops growing on cultivated lands. In valuing any real property on which there is a coal or other mine, or stone or other quarry, the land shall be valued at such price as such land would sell at a fair, voluntary sale for cash; any improvements thereon shall be separately valued and assessed as hereinabove provided; and any personal property connected therewith shall be listed, valued and assessed separately as other personal property is assessed under general law.]

Taxable leasehold estates shall be valued at such price as they would bring at a fair, voluntary sale for cash. Notwithstanding any other provisions of this section or of any other statute, when the value of any taxable leasehold estate created prior to January 1, 1971 is being determined for assessment years prior to the assessment year 1973, there shall be deducted from what would otherwise be the value thereof the present worth of the rentals and other consideration which may be required of the lessee by the lessor for the unexpired term thereof: PROVIDED, That the foregoing provisions of this sentence shall not apply to any extension or renewal, made after December 31, 1970 of the term of any such estate, or to any such estate after the date, if any, provided for in the agreement for rental renegotiation.

*The true and fair value of real property for taxation purposes (including property upon which there is a coal or other mine, or stone or other quarry) shall be based upon the following criteria:*

(1) (a) *Any sales of the property being appraised or similar property with respect to sales made within the past five years, made for cash or adjusted to a cash value by appropriate discounts for sale conditions other than for cash, and less a percentage equal to the average, ordinary and usual direct costs of sale of that type of property, including but not limited to costs of title insurance, legal services, recording fees and taxes levied against such sales that are borne by the seller, and an amount equal to the customary fees payable to a licensed real estate broker for handling such a sale, such percentage to be determined by studies conducted by the department of revenue. Similar sales, for the purpose of this subsection, shall be sales of property in the same general or comparable area that are devoted to or to be devoted to the same use as the majority of the property in the area or the property being valued, whichever value is greater. The appraisal shall take into consideration political restrictions such as zoning as well as physical and environmental influences. Sales involving deed releases or similar seller-developer financing arrangements shall not be used as sales of similar property.*

(b) *In addition to sales as defined in subsection (1)(a), consideration may be given to cost, cost less depreciation, reconstruction costs less depreciation, or capitalization of income that would be derived from prudent use of the property. In the case of property of a complex nature, or being used under terms of a franchise from a public agency, or operating as a public utility, or property not having a record of sale within five years and not having a significant number of sales of similar property in the general area, the provisions of this subsection (1)(b) shall be the dominant factors in valuation. When provisions of this subsection (1)(b) are relied upon for establishing values the property owner shall be advised upon request of the factors used in arriving at such value.*

(c) *In valuing any tract or parcel of real property, the value of the land, exclusive of structures thereon shall be determined; also the value of structures thereon, but the valuation shall not exceed the value of the total property as it exists. In valuing agricultural land, growing crops shall be excluded.*

*PROVIDED, That the provisions of this subsection (1) shall be applicable to all values for use in computing property taxes for the assessment year 1972 for taxes payable in 1973 and subsequent years.*

(2) *Notwithstanding the provisions of (1)(a), (b) and (c) above, whenever any person has a parcel of real property, said parcel to be determined by including all contiguous real property in the same ownership, the value of which he believes to be less than one hundred thousand dollars, he may establish the value of such property for taxation purposes by unconditionally offering such property for sale for cash through a licensed real estate broker for a period of at least ninety days at ten percent over his own stated value: PROVIDED, That this shall not be his only or sole defense against overvaluation. The ninety day period shall commence to run following publication by the broker of the first advertisement of the offer including the location of the property, which advertisement shall appear in a newspaper of general circulation in the county where the property is situated and at least once each week for four successive weeks. A person electing to proceed under provisions of this subsection shall file a notice of such intent with the assessor prior to July 15 and proof of the sale offering on or before October 15th.*

**NEW SECTION.** Sec. 2. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW, a new section to read as follows:

(1) Upon review by any court, or appellate body, of a determination of the valuation of property for purposes of taxation, it shall be presumed that the determination of the public official charged with the duty of establishing such value is correct but this presumption shall not be a defense against any correction indicated by clear, cogent and convincing evidence.

(2) In any administrative or judicial proceeding pending upon the effective date of this 1971 amendatory act or arising from the property revaluation under the provisions of section 4, chapter 282, Laws of 1969 ex. sess., and section 1, chapter 95, Laws of 1970 ex. sess., the provisions of this section will apply. This paragraph shall not be construed so as to limit in any way the provisions of subsection (1) of this section. In the event any final court decision holds any action of a county in valuing real property to have been performed illegally or unconstitutionally, the county assessor shall notify all property owners within that county whose property valuation may be affected by the court's decision. The notification required by this section may be by publication in a newspaper of general circulation in the county.

Sec. 3. Section 84.56.020, chapter 15, Laws of 1961 as amended by section 3, chapter 216, Laws of 1969 ex. sess. and RCW 84.56.020 are each amended to read as follows:

The county treasurer shall be the receiver and collector of all taxes extended upon the tax rolls of the county, whether levied for state, county, school, bridge, road, municipal or other purposes, and also of all fines, forfeitures or penalties received by any person or officer for the use of his county. All taxes upon real and personal property made payable by the provisions of this title shall be due and payable to the treasurer as aforesaid on or before the thirtieth day of April in each year, after which date they shall become delinquent, and interest at the rate of five percent per annum on not more than five hundred dollars of delinquent taxes on real property for a single year in any county shall be charged and interest at the rate of ten percent per annum shall be charged upon the balance of such unpaid taxes and upon unpaid personal property taxes from the date of delinquency until paid: PROVIDED, That when the total amount of tax on any lot, block or tract of real property payable by one person is ten dollars or more, and if one-half of such tax be paid on or before the said thirtieth day of April, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of five percent per annum on not more than five hundred dollars of delinquent taxes for a single year in any county shall be charged and interest at the rate of ten percent per annum shall be charged upon the balance of said remainder from the date of delinquency until paid: PROVIDED, FURTHER, That when the total amount of personal property taxes falling due in any year, payable by one person, is ten dollars or more, and if one-half of such taxes be paid on or before said thirtieth day of April then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of ten percent per annum shall be charged upon said remainder from the date of delinquency until paid. All collections of interest on delinquent taxes shall be credited to the county current expense fund; but the cost of foreclosure and sale of real property, and the fees and costs of distraint and sale of personal property, for delinquent taxes, shall, when collected, be credited to the operation and maintenance fund of the county treasurer prosecuting the foreclosure or distraint or sale; and shall be used by the county treasurer as a revolving fund to defray the cost of further foreclosure, distraint and sale for delinquent taxes without regard to budget limitations.

**NEW SECTION.** Sec. 4. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

A person shall be exempt from any legal obligation to pay a percentage of the amount of real property taxes due and payable in 1972 and subsequent years as the result of the levy of additional taxes in excess of regular property tax levies as that term is defined in section 13 of this 1971 amendatory act, as now or hereafter amended, and/or from such regular property tax levies in accordance with the following conditions:

(1) The property taxes must have been imposed upon a residence which has been regularly occupied by the person claiming the exemption during the two calendar years preceding the year in which the exemption claim is filed; or the property taxes must have been imposed upon a residence which has been regularly occupied by the person claiming the exemption during the preceding calendar year and the person claiming the exemption must also have been a resident of the state of Washington for the last three calendar years preceding the year in which the claim is filed.

(2) The person claiming the exemption must have owned, at the time of filing, in fee, or by contract purchase, the residence on which the property taxes have been imposed. For purposes of this subsection, a residence owned by a marital community shall be deemed to be owned by each spouse.

(3) The person claiming the exemption must have been sixty-two years of age or older on January 1st of the year in which the exemption claim is filed, or must have been, at the time of filing, retired from regular gainful employment by reason of physical disability.

(4) No person who, during the preceding calendar year, has regularly occupied the residence on which the taxes have been imposed shall have received during the preceding calendar year any earnings of the type and amount which would cause any deduction from social security benefits for a recipient of such benefits pursuant to 42 U.S.C. 403 as in effect on the effective date of this 1971 amendatory act: PROVIDED, That the earnings of any occupant living with and paying rent to the person claiming exemption shall not be included in the determination of the eligibility of such person for the exemption.

(5) The amount that the person shall be exempt from an obligation to pay shall be calculated, on the basis of the combined income, from all sources whatsoever, of the person claiming the exemption and his or her spouse for the preceding calendar year, in accordance with the following schedule:

Income Range	Percentage of Excess Levies Exemption
\$4,000 or less	One hundred percent
\$4,001 — \$6,000	Fifty percent

PROVIDED, HOWEVER, That, solely with respect to a person within the income range of \$4,000 or less, in the event that taxes due and payable include no excess levies or include excess levies less than \$50.00, the amount of the exemption shall be \$50.00 and the difference shall be attributed pro rata to regular property tax levies of each of the taxing districts.

This section shall be effective as to claims made in 1971 and subsequent years with respect to taxes due and payable in 1972 and subsequent years.

**NEW SECTION.** Sec. 5. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

For the purposes of section 4 of this 1971 amendatory act:

(1) The term 'residence' shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which the dwelling stands not to exceed one acre. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090 or 84.40.250, such a residence shall be deemed real property.

(2) The term 'preceding calendar year' shall mean the calendar year preceding the year in which the claim for exemption is to be made.

All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact or in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder or by the owner, either before a notary public or the county assessor or his deputy in the county where the real property is located. Any person signing a false claim shall be subject to perjury.

Claims for exemption under section 4 of this 1971 amendatory act shall be made annually and filed between January 2 and July 1 of the year in which the property tax levies are imposed and solely upon forms as prescribed and furnished by the department of revenue: PROVIDED, That for 1971 such claims shall be filed between January 2 and August 1.

The department is hereby directed to publicize the qualifications and manner of making claims pursuant to sections 4 and 5, through communications media, including such paid advertisements or notices as it deems appropriate.

Sec. 6. Section 84.41.030, chapter 15, Laws of 1961 and RCW 84.41.030 are each amended to read as follows:

[Each county assessor shall commence, immediately if possible, but no later than January 1, 1956, a comprehensive program of revaluation of all taxable property within his respective county. Such program shall progress at a rate which will result in the revaluation of all taxable property within the county before June 1, 1958.] Each county assessor shall [thereafter] maintain an active and systematic program of revaluation on a continuous basis, and shall establish a revaluation schedule which will result in revaluation of all taxable real property within the county at least once each four years. [A copy of such schedule shall be filed by each assessor with the tax commission before October 15, 1956.]

Sec. 7. Section 84.41.040, chapter 15, Laws of 1961 and RCW 84.41.040 are each amended to read as follows:

Each county assessor shall cause real property being valued to be physically inspected [and shall require such examination as will] *at least once every four years in order to provide adequate data from which to make accurate valuations. [Property which may have been revalued after physical examination by the assessor subsequent to May 31, 1954, shall be considered to have been revalued pursuant to the requirements of this chapter.] During the intervals between each physical inspection of real property, the valuation of such property may be adjusted to its current true and fair value, such adjustments to be based upon appropriate statistical data: PROVIDED, That such adjustments shall not be made with respect to property revalued in 1970 for taxes payable in 1971, when such property was revalued in accordance with a cyclical revaluation program approved by the department of revenue except such adjustments may be made to reduce values of such revalued property to reflect decreased true and fair value or to reflect the use of the criteria for valuation provided in this 1971 amendatory act: PROVIDED FURTHER, That such adjustments may be made with respect to such revalued property in a county without restriction after all the property within the county has been revalued in accordance with such cyclical revaluation program.*

*The assessor may require property owners to submit pertinent data respecting taxable property in their control including data respecting any sale or purchase of said property within the past five years, the cost and characteristics of any improvement on the property and other facts necessary for appraisal of the property.*

NEW SECTION. Sec. 8. There is added to chapter 15, Laws of 1961 and to chapter 84.48 RCW a new section to read as follows:

The board of equalization shall reconvene on the first Monday of August for the purpose of equalizing valuations of real property within the county. Such equalization shall be accomplished in the following manner:

(1) The department of revenue shall certify to the board the ratio of the assessed valuation of locally assessed property in the county to the true and fair value of such property, based upon assessed values established without regard to equalization accomplished pursuant to this section (hereinafter referred to as the 'tentative county indicated ratio'). The department shall also certify the ratio of the assessed valuation of locally assessed property in those geographical areas in the county which have been revalued pursuant to a cyclical revaluation program approved by the department of revenue to the true and fair value of such property (hereinafter referred to as the 'revaluation ratio'). If, pursuant to the cyclical revaluation program, land alone or improvements alone have been revalued for any assessment year, the revaluation ratio shall be for land alone, or improvements alone, as appropriate, or such combination thereof as is appropriate. The board shall review the revaluation ratio so certified, and may accept, reject, or modify the ratio.

(2) If the revaluation ratio, as determined by the board, exceeds one hundred and ten percent of the tentative county indicated ratio, the board shall order the assessor, in accordance with the provisions of section 7 of this 1971 amendatory act, to reduce by a uniform percentage the true and fair values of land, improvements, or both as appropriate, within the geographical areas covered by the revaluation ratio by a uniform percentage such that the revaluation ratio shall equal the tentative county indicated ratio. The board shall also order the assessor to make appropriate similar adjustments to properties valued in the same year. For the purpose of administrative convenience, such reductions may be accomplished, in lieu of actual changes in the assessment rolls, by the assessor certifying to the treasurer the percentage adjustment for the geographical areas involved, on the basis of which the treasurer shall adjust the amount of taxes otherwise payable.

Sec. 9. Section 84.48.080, chapter 15, Laws of 1961 and RCW 84.48.080 are each amended to read as follows:

[The members of the tax commission shall constitute the state board of equalization; the chairman of the tax commission shall be the president of the board, and the secretary of the tax commission shall be the secretary thereof. The board shall remain in session not to exceed thirty days; it may adjourn from day to day, and employ such clerical assistance as may be deemed necessary to facilitate its labors. The board shall meet annually on the first day after the first day of August, Saturdays, Sundays and holidays excepted, at the office of the tax commission, and] *Annually during the month of August, the department of revenue shall examine and compare the returns of the assessment of the property in the several counties of the state, and the assessment of the property of railroad and other companies assessed by the [tax commission] department, and proceed to equalize the same, so that each county in the state shall pay its due and just proportion of the taxes for state purposes for such assessment year, according to the ratio the valuation of the property in each county bears to the total valuation of all property in the state.*

First. [They] *The department shall classify all property, real and personal, and shall raise and lower the valuation of any class of property in any county to a value that shall be equal [and uniform], so far as possible, to the true and fair value of such class as of January 1st of the current year [in every part of the state,] for the purpose of ascertaining the just amount of tax due from each county for state purposes. Such classification may be on the basis of types of property, geographical areas, or both.*

Second. The [secretary] *department shall keep a full record of [the] its proceedings [of the board,] and the same shall be published annually by the [state tax commission] department.*

Third. [They] *The department shall have authority to adopt [the] rules and*

regulations [for the government of the board, and] to enforce obedience to its orders in all matters in relation to the returns of county assessments, and the equalization of values by [said board] *the department*.

The [state board of equalization] *department* shall levy the state taxes authorized by law: PROVIDED, That the amount levied in any one year for general state purposes shall not exceed the lawful millage on the dollar of the assessed value of the property of the entire state, which assessed value shall be fifty percent of the true and fair value of such property in money; and shall apportion the amount of tax for state purposes levied by the [board] *department*, among the several counties, in proportion to the valuation of the taxable property of the county for the year as equalized by the [board] *department*.

[Within three days] After the completion of the duties hereinabove prescribed, the [president and secretary of the board] *director of the department* shall certify the record of the proceedings of the [board] *department under this section*, the tax levies made for state purposes and the apportionment thereof among the counties, to the state auditor.

**NEW SECTION.** Sec. 10. The indicated county ratios determined by the department of revenue for 1970, as adjusted for the purposes of reflecting compliance with chapter 84.41 RCW, are hereby adopted, confirmed, and approved.

**NEW SECTION.** Sec. 11. There is added to chapter 15, Laws of 1961 and to chapter 84.48 RCW a new section to read as follows:

The county commissioners or governing board of any county may designate one or more persons to act as a property tax advisor to any person liable for payment of property taxes in the county. A person designated as a property tax advisor shall not be an employee of the assessor's office or have been associated in any way with the determination of any valuation of property for taxation purposes that may be the subject of an appeal. A person designated as a property tax advisor may be compensated on a fee basis or as an employee by the county from any funds available to the county for use in property evaluation including funds available from the state for use in the property tax revaluation program.

The property tax advisor shall perform such duties as may be set forth by resolution of the county commissioners or other governing authority.

If any board of county commissioners elect to designate a property tax advisor, they shall publicize the services available.

**NEW SECTION.** Sec. 12. The amendment or repeal of any statutes by this 1971 amendatory act shall not be construed as invalidating, abating or otherwise affecting any existing right acquired or any liability or obligation incurred under the provisions of the statutes amended or repealed. Such amendment or repeals shall not affect the right of any person to make a claim for exemption during the calendar year 1971 pursuant to RCW 84.36.128.

**NEW SECTION.** Sec. 13. There is added to chapter 15, Laws of 1961 and to chapter 84.04 RCW a new section to read as follows:

The term 'regular property taxes' and the term 'regular property tax levy' shall mean a property tax levy by or for a taxing district which levy is subject to the aggregate limitation set forth in RCW 84.52.050, as now or hereafter amended, or which is imposed by or for a port district or a public utility district.

Sec. 14. Section 84.69.020, chapter 15, Laws of 1961 as amended by section 1, chapter 224, Laws of 1969 ex. sess., and RCW 84.69.020 are each amended to read as follows:

On order of the board of county commissioners or other county legislative authority of any county, ad valorem taxes paid before or after delinquency shall be refunded if they were:

- (1) Paid more than once; or
- (2) Paid as a result of manifest error in description; or
- (3) Paid as a result of a clerical error in extending the tax rolls; or
- (4) Paid as a result of other clerical errors in listing property; or
- (5) Paid with respect to improvements which did not exist on assessment date; or
- (6) Paid under levies or statutes adjudicated to be illegal or unconstitutional; or
- (7) Paid as a result of mistake, inadvertence, or lack of knowledge by any person exempted from paying real property taxes or a portion thereof pursuant to RCW 84.36.128 [; PROVIDED, That a claim for such refund is made on or before October 30 of the year for which the taxes have been paid]; or

(8) [Overpaid] *Paid or overpaid* as a result of mistake, inadvertence, or lack of knowledge by either a public official or employee or by any person paying the same [; PROVIDED, That a claim for such refund is made on or before October 30 of the year for which the taxes have been overpaid] or paid as a result of mistake, inadvertence, or lack of knowledge by either a public official or employee or by any person paying the same with respect to real property in which the person paying the same has no legal interest; or

(9) Paid on the basis of an assessed valuation which was appealed to the state board of tax appeals and ordered reduced by the board: PROVIDED, That the amount refunded shall only be for the difference between the tax paid on the basis of the appealed valuation and the tax payable on the valuation adjusted in accordance with the board's order.

No refunds under the provisions of this section shall be made because of any error in determining the valuation of property, except as authorized in subsection (9).

**NEW SECTION.** Sec. 15. Each county treasurer shall report annually on January 15, to the department of revenue, the legislative budget committee and to the press the amount of the property tax revenue for the previous year, the current year and the proposed budget

for the ensuing years for each unit of local government within their county. Said report shall indicate the number of dollars available to the unit of local government, the source of such funds, and the percentage of increase or decrease over previous year. School districts reports shall indicate the total dollars received from both state support and local property tax revenues.

Sec. 16. Section 10, chapter 146, Laws of 1967 ex. sess. and RCW 84.40.045 are each amended to read as follows:

On or before June 15 of each year the assessor shall give notice of any change in the true and fair value of real property for the tract or lot of land and any improvements thereon.

The notice shall contain a statement of both the prior and the new true and fair value and the ratio of the assessed value to the true and fair value on which the assessment of the property is based, and a brief statement of the procedure for appeal to the board of equalization and the time, date, and place of the meetings of the board.

The notice shall be mailed by the assessor to the taxpayer [and a copy thereof shall be sent by the assessor to the legal owner of the property, if such is different from the taxpayer and the name and address are known to the assessor.

A legal owner may submit his or its name and address to the assessor, indicating therewith the property owned by the legal owner and requesting that a copy of the notice be mailed to the legal owner].

*If any taxpayer, as shown by the tax rolls, holds solely a security interest in the real property which is the subject of the notice, pursuant to a mortgage, contract of sale, or deed of trust, such taxpayer shall, upon written request of the assessor, supply, within thirty days of receipt of such request, to the assessor the name and address of the person making payments pursuant to the mortgage, contract of sale, or deed of trust, and thereafter such person shall also receive a copy of the notice provided for in this section. Failure to comply with such request within the time limitation provided for herein shall make such taxpayer subject to a civil penalty of five dollars for each parcel of real property within the scope of the request in which it holds the security interest, the aggregate of such penalties in any one year not to exceed five thousand dollars. The penalties provided for herein shall be recoverable in an action by the county prosecutor, and when recovered shall be deposited in the county current expense fund. The assessor shall make the request provided for by this section during the month of April.*

Sec. 17. Section 1, chapter 27, Laws of 1971 first ex. sess. is amended to read as follows:

Any person [assessing] having the responsibility of valuing real property for purposes of taxation [and] including persons acting as assistants or deputies to a county assessor under RCW 36.21.011 as now or hereafter amended, shall have first:

- (1) Graduated from an accredited high school or passed a high school equivalency examination;
- (2) Had at least one year of experience in transactions involving real property, in appraisal of real property, or in assessment of real property, or at least one year of experience in a combination of the three;
- (3) Become knowledgeable in repair and remodeling of buildings and improvement of land, and in the significance of locality and area to the value of real property; and
- (4) Become knowledgeable in the standards for appraising property set forth by the department of revenue.

The department of personnel shall prepare with the advice of the department of revenue and administer an examination on the subjects of subsections (3) and (4), and no person shall assess real property for purposes of taxation without having passed said examination. A person passing said examination shall be certified accordingly by the director of the department of personnel: PROVIDED, HOWEVER, That this section shall not apply to any person who prior to the effective date of this act shall have either:

- (1) Been certified as a real property appraiser by the department of personnel.
- (2) Attended and satisfactorily completed the assessor's school operated jointly by the department of revenue and the Washington state assessors association: PROVIDED FURTHER, That the department of revenue shall be required to report to the 1973 legislature as to the extent of compliance to the provision of this section by each county within this state.

**NEW SECTION.** Sec. 18. There is hereby created a permanent property tax committee for the purpose of making a thorough examination of the property tax and its administration.

This committee shall consist of eight members: Four senators, two from each political party, to be appointed by the president of the senate and four representatives, two from each political party, to be appointed by the speaker of the house of representatives.

Members shall be appointed on or before June 30, 1971, in the odd-numbered years to serve two year terms. Membership shall not be dependent upon continuation in office.

The initial meeting of the committee shall be held within sixty days of appointment, and shall be called by the chairman of the senate revenue and taxation committee, who shall act as temporary chairman. At such first meeting the committee shall elect a chairman and a vice-chairman. The chairman shall appoint a secretary and such other staff as the members of the committee deem necessary.

Members of the committee shall receive allowance while attending meetings of the committee or while engaged in other committee business in the amount provided in RCW 44.04.120 as now or hereafter amended. All expenses incurred by the committee or the

members thereof shall be paid on voucher forms signed by the chairman of the committee. Vouchers should be drawn on funds appropriated generally by the legislature or on any special appropriation which may be provided by the legislature for the expenses of the committee.

The committee is authorized to appoint such citizen subcommittees as it deems appropriate. The members of the subcommittees shall receive no compensation but shall receive per diem in an amount not to exceed twenty-five dollars per day while attending to the business of the commission and their necessary travel expenses. Payment of per diem and expenses shall be made upon vouchers approved by the chairman of the committee.

The committee may select and retain such consultants and research organizations as necessary to assist the committee in any of its functions.

Duties and responsibilities of the committee shall include, without limitation, the following:

(1) A continuing study and analysis of the present and alternative systems of taxation of property within the state of Washington.

(2) An investigation of the impact of property taxation on individuals, business and types of property.

(3) A continuing review of the provisions of this 1971 amendatory act and the implementation thereof to determine the need for any revision.

(4) An evaluation of the present administrative-judicial appeal procedure in order to determine whether taxpayers have ready and inexpensive access to effective legal remedies.

(5) A continuation of studies regarding property tax exemptions and the tax loss sustained by local communities by reason of such exemptions.

(6) An examination of the organization and operation of all taxing districts, and the administration of the property tax.

(7) An analysis of the methods of determining county ratios.

(8) An exploration of the feasibility of deferral of property taxes for senior citizens, comparing methods and effects of such program as used in other states.

(9) A review of the effect of the present property tax system of taxation of farms and farm lands, including the study of an alternative tax based upon the income derived from the use of farm lands.

(10) Any other matters referred to the committee by the legislature.

The committee shall report its findings and recommendations to the 1973 session of the legislature by the second Monday of January, 1973, and to each session of the legislature thereafter at the same time.

*NEW SECTION.* Sec. 19. Except as provided in sections 20 through 23 of this 1971 amendatory act, the levy in 1973 and years subsequent thereto for a taxing district other than the state or a school district in any year shall be set so that the regular property taxes payable in the following year shall not exceed one hundred six percent of the amount of regular property taxes lawfully levied for such district in the highest of the three most recent years in which such taxes were levied for such district plus an additional dollar amount calculated by multiplying the increase in assessed value in that district resulting from new construction and improvements to property by the regular property tax levy rate of that district for the preceding year.

*NEW SECTION.* Sec. 20. Notwithstanding the limitation set forth in section 19 of this act, the first levy for a taxing district created from consolidation of similar taxing districts shall be set so that the regular property taxes payable in the following year shall not exceed one hundred six percent of the sum of the amount of regular property taxes lawfully levied for each component taxing district in the highest of the three most recent years in which such taxes were levied for such district plus the additional dollar amount calculated by multiplying the increase in assessed value in each component district resulting from new construction and improvements to property by the regular property tax rate of each component district for the preceding year.

*NEW SECTION.* Sec. 21. For the first levy for a taxing district following annexation of additional property, the limitation set forth in section 19 of this 1971 amendatory act shall be increased by an amount equal to (1) the aggregate assessed valuation of the newly annexed property as shown by the current completed and balanced tax rolls of the county or counties within which such property lies, multiplied by (2) the millage rate that would have been used by the annexing unit in the absence of such annexation, plus (3) the additional dollar amount calculated by multiplying the increase in assessed value in the annexing district resulting from new constructions and improvements to property by the regular property tax levy rate of that annexing taxing district for the preceding year.

*NEW SECTION.* Sec. 22. If by reason of the operation of RCW 84.52.050, as now or hereafter amended the statutory millage limitation applicable to the levy by a taxing district has been increased over the statutory millage limitation applicable to such taxing district's levy in the preceding year, the limitation on the dollar amount of a levy provided for in this 1971 amendatory act shall be increased by multiplying the otherwise dollar limitation by a fraction, the numerator of which is the increased millage limitation and the denominator of which is the millage limitation for the prior year.

*NEW SECTION.* Sec. 23. Subject to any otherwise applicable statutory millage limitations, regular property taxes may be levied by or for a taxing district in an amount exceeding the limitations provided for in sections 19 through 22 of this 1971 amendatory act if such levy is authorized by a proposition approved by a majority of the voters of the taxing district voting on the proposition at a general election held within the district or at a special election within the taxing district called by the district for the purpose of submitting

such proposition to the voters. Any election held pursuant to this section shall be held not more than twelve months prior to the date on which the proposed levy is to be made. The ballot of the proposition shall state the millage rate proposed. After a levy authorized pursuant to this section is made, the dollar amount of such levy shall be used for the purpose of computing the limitations for subsequent levies provided for in this 1971 amendatory act.

**NEW SECTION.** Sec. 24. Sections 19 through 23 are added to chapter 15, Laws of 1961 and to Title 84 RCW, and shall constitute a new chapter therein.

Sec. 25. Section 84.52.052, chapter 15, Laws of 1961 as amended by section 1, chapter 113, Laws of 1963 ex. sess. and RCW 84.52.052 are each amended to read as follows:

The limitations imposed by RCW 84.52.050 through 84.52.056, shall not prevent the levy of additional taxes, not in excess of five mills a year and without anticipation of delinquencies in payment of taxes, in an amount equal to the interest and principal payable in the next succeeding year on general obligation bonds, outstanding on December 6, 1934, issued by or through the agency of the state, or any county, city, town, or school district, or the levy of additional taxes to pay interest on or toward the reduction, at the rates provided by statute, of the principal of county, city, town, or school district warrants outstanding December 6, 1932; but this millage limitation with respect to general obligation bonds shall not apply to any taxing district in which a larger levy is necessary in order to prevent the impairment of the obligation of contracts. Any county, school district, metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town may levy taxes at a rate in excess of the rate specified in RCW 84.52.050 through 84.52.056, or sections 19 through 23 of this 1971 amendatory act, when authorized so to do by the electors of such county, school district, metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town by a three-fifths majority of those voting on the proposition at a special election, to be held in the year in which the levy is made, and not oftener than twice in such year, in the manner provided by law for holding general elections, at such time as may be fixed by the body authorized to call the same, which special election may be called by the board of county commissioners, board of school directors, or council, board of commissioners, or other governing body of any metropolitan park district, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town, by giving notice thereof by publication in the manner provided by law for giving notices of general elections, at which special election the proposition of authorizing such excess levy shall be submitted in such form as to enable the voters favoring the proposition to vote 'Yes,' and those opposed thereto to vote 'No': PROVIDED, That the total number of persons voting at such special election must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general state election: PROVIDED FURTHER, That the total number of persons voting on an excess levy for school district purposes or for fire protection purposes or for cities and towns at any such special election of such districts or of any city or town must constitute not less than forty percent of the voters in such taxing district or in any city or town, as the case may be who voted at the last preceding general election in such district.

**NEW SECTION.** Sec. 26. The following acts or parts of acts are each repealed:

(1) Section 1, chapter 174, Laws of 1965 ex. sess., section 1, chapter 146, Laws of 1967 ex. sess., section 6, chapter 92, Laws of 1970 ex. sess. and RCW 84.54.010;

(2) Section 1, chapter 132, Laws of 1967 ex. sess., section 62, chapter 262, Laws of 1969 ex. sess. and RCW 84.36.128; and

(3) Section 3, chapter 8, Laws of 1970 ex. sess. and RCW 84.36.129.

**NEW SECTION.** Sec. 27. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 28. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 1 of the title beginning with "amending" after "taxation," strike everything down to and including the period after "emergency" in line 23 and insert: "amending section 84.40.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 43, Laws of 1971 first ex. sess. and RCW 84.40.030; amending section 10, chapter 146, Laws of 1967 ex. sess. and RCW 84.40.045; amending section 84.41.030, chapter 15, Laws of 1961 and RCW 84.41.030; amending section 84.41.040, chapter 15, Laws of 1961 and RCW 84.41.040; amending section 84.48.080, chapter 15, Laws of 1961 and RCW 84.48.080; amending section 84.52.052, chapter 15, Laws of 1961 as amended by section 1, chapter 113, Laws of 1963 ex. sess. and RCW 84.52.052; amending section 84.56.020, chapter 15, Laws of 1961 as amended by section 3, chapter 216, Laws of 1969 ex. sess. and RCW 84.56.020; amending section 84.69.020, chapter 15, Laws of 1961 as amended by section 1, chapter 224, Laws of 1969 ex. sess., and RCW 84.69.020; amending section 1, chapter 27, Laws of 1971 first ex. sess.; adding a new section to chapter 15, Laws of 1961 and to

chapter 84.04 RCW; adding new sections to chapter 15, Laws of 1961 and to chapter 84.36 RCW; adding new sections to chapter 15, Laws of 1961 and to chapter 84.48 RCW; creating new sections; repealing section 1, chapter 132, Laws of 1967 ex. sess., section 62, chapter 262, Laws of 1969 ex. sess. and RCW 84.36.128; repealing section 3, chapter 8, Laws of 1970 ex. sess. and RCW 84.36.129; repealing section 1, chapter 174, Laws of 1965 ex. sess., section 1, chapter 146, Laws of 1967 ex. sess., section 6, chapter 92, Laws of 1970 ex. sess. and RCW 84.54.010; and declaring an emergency."

On page 19, following section 18, of the Senate committee amendment, insert a new section to read as follows:

"NEW SECTION. Sec. 19. There is hereby appropriated the sum of \$50,000, or so much thereof as may be necessary to accomplish the duties and functions imposed upon the permanent property tax committee by section 18 of this act."

Renumber the succeeding sections.

On page 24, line 30 of the Senate committee amendment, amend the title as follows:

On line 30, following "84.54.010;" insert "making an appropriation;" and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

#### MOTION

On motion of Mr. Wolf, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 283.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 283 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 283 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 75; nays, 21; absent or not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—75.

Voting nay: Representatives Amen, Benitz, Bledsoe, Bluechel, Copeland, Costanti, Flanagan, Gladder, Goldsworthy, Hatfield, Jones, Julin, Kopet, Kuehnle, Lynch, Morrison, Newhouse, Pardini, Polk, Schumaker, Spanton—21.

Absent or not voting: Representatives Hansey, Harris, May—3.

Engrossed Substitute House Bill No. 283 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 735, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE

BILL NO. 735, an act relating to industrial insurance, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to industrial insurance; amending section 13, chapter 223, Laws of 1953 and RCW 38.52.290; amending section 17, chapter 223, Laws of 1953 and RCW 38.52.330; amending section 51.04.030, chapter 23, Laws of 1961 and RCW 51.04.030; amending section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020; amending section 51.12.070, chapter 23, Laws of 1961 as amended by section 1, chapter 20, Laws of 1965 ex. sess. and RCW 51.12.070; amending section 51.12.110, chapter 23, Laws of 1961 and RCW 51.12.110; amending section 51.16.040, chapter 23, Laws of 1961 and RCW 51.16.040; amending section 2, chapter 151, Laws of 1963 and RCW 51.16.042; amending section 51.16.060, chapter 23, Laws of 1961 as amended by section 1, chapter 80, Laws of 1965 ex. sess. and RCW 51.16.060; amending section 51.16.105, chapter 23, Laws of 1961 and RCW 51.16.105; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.16.140, chapter 23, Laws of 1961 as amended by section 2, chapter 20, Laws of 1971 and RCW 51.16.140; amending section 51.16.160, chapter 23, Laws of 1961 and RCW 51.16.160; amending section 51.16.180, chapter 23, Laws of 1961 and RCW 51.16.180; amending section 51.24.010, chapter 23, Laws of 1961 as amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010; amending section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010; amending section 51.28.020, chapter 23, Laws of 1961 and RCW 51.28.020; amending section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030; amending section 51.32.010, chapter 23, Laws of 1961 and RCW 51.32.010; amending section 1, chapter 107, Laws of 1961 and RCW 51.32.015; amending section 51.32.020, chapter 23, Laws of 1961 and RCW 51.32.020; amending section 51.32.040, chapter 23, Laws of 1961 as amended by section 2, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.040; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090; amending section 51.32.100, chapter 23, Laws of 1961 and RCW 51.32.100; amending section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110; amending section 51.32.140, chapter 23, Laws of 1961 and RCW 51.32.140; amending section 51.32.180, chapter 23, Laws of 1961 and RCW 51.32.180; amending section 51.36.010, chapter 23, Laws of 1961 as amended by section 2, chapter 166, Laws of 1965 ex. sess. and RCW 51.36.010; amending section 51.36.020, chapter 23, Laws of 1961 as amended by section 3, chapter 166, Laws of 1965 ex. sess. and RCW 51.36.020; amending section 51.44.070, chapter 23, Laws of 1961 as amended by section 5, chapter 274, Laws of 1961 and RCW 51.44.070; amending section 51.44.080, chapter 23, Laws of 1961 and RCW 51.44.080; amending section 51.48.010, chapter 23, Laws of 1961 and RCW 51.48.010; amending section 51.48.020, chapter 23, Laws of 1961 and RCW 51.48.020; amending section 51.48.030, chapter 23, Laws of 1961 and RCW 51.48.030; amending section 51.48.060, chapter 23, Laws of 1961 and RCW 51.48.060; amending section 51.52.010, chapter 23, Laws of 1961 as last amended by section 3, chapter 165, Laws of 1965 ex. sess. and RCW 51.52.010; amending section 51.52.080, chapter 23, Laws of 1961 as amended by section 2, chapter 148, Laws of 1963 and RCW 51.52.080; amending section 51.52.090, chapter 23, Laws of 1961 and RCW 51.52.090; amending section 6, chapter 148, Laws of 1963 and RCW 51.52.104; amending section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 ex. sess. and RCW 51.52.106; amending section 51.52.110, chapter 23, Laws of 1961 as amended by section 122, chapter 81, Laws of 1971 and RCW 51.52.110; amending section 14, chapter 207, Laws of 1953 and RCW 75.08.206; adding new sections to chapter 51.04 RCW; adding new sections to chapter 51.08 RCW; adding a new section to chapter 51.12 RCW; adding new sections to chapter 51.16 RCW; adding a new section to chapter 51.28 RCW; adding new sections to chapter 51.32 RCW; adding new sections to chapter 51.36 RCW; adding new sections to chapter 51.44 RCW; adding new sections to chapter 51.48 RCW; adding a new section to chapter 51.98 RCW; adding a new chapter to Title 51 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020; repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030; repealing section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; repealing section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; prescribing penalties; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070 are each amended to read as follows:

"Employer" means any person, body of persons, corporate or otherwise, and the legal representatives of a deceased employer, all while engaged in this state in any [extrahazardous] work covered by the provisions of this title, by way of trade or business,

or who contracts with one or more workmen, the essence of which is the personal labor of such workman or workmen [, in extrahazardous work].

Sec. 2. Section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010 are each amended to read as follows:

There is a hazard in all employment [, but certain employments have come to be, and to be recognized as being inherently constantly dangerous. This title is intended to apply to all such inherently hazardous works and occupations,] and it is the purpose of this title to embrace all [of them] employments which are within the legislative jurisdiction of the state [, in the following enumeration, and they are intended to be embraced] within the term "extrahazardous" wherever used in this title [, to wit:

Factories, mills and workshops where machinery is used; printing, electrotyping, photoengraving and stereotyping plants where machinery is used; foundries, blast furnaces, mines, wells, gas works, waterworks, reduction works, breweries, elevators, wharves, docks, dredges, smelters, powder works; laundries operated by power, quarries, engineering works; logging, lumbering and shipbuilding operations; logging, street and interurban railroads; buildings being constructed, repaired, moved, or demolished; telegraph, telephone, electric light or power plants or lines, steam heating or power plants, steamboats, tugs, ferries, and railroads; installing and servicing radios and electrical refrigerators; general warehouse and storage; teaming, truck driving, and motor delivery, including drivers and helpers, in connection with any occupation except agriculture; stage, taxicab and for hire driving; restaurants, taverns, clubs, and establishments; employees supplying service to the public in hotels, clubs furnishing sleeping accommodations, apartment hotels; janitors, chambermaids, porters, bellmen, pinsetters, elevator operators and maintenance men employed in apartment houses, office buildings, stores, mercantile establishments, theaters and bowling alleys employing one or more employees; bunkhouses, kitchens, and eating houses in connection with extrahazardous occupations or conducted primarily for employees in extrahazardous occupations; transfer, drayage, and hauling; warehousing and transfer; fruit warehouse and packing houses; and work performed by salaried peace officers of the state, the counties, and the municipal corporations].

*This title shall be liberally construed for the purpose of reducing to a minimum the suffering and economic loss arising from injuries and/or death occurring in the course of employment.*

Sec. 3. Section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020 are each amended to read as follows:

The following are the only employments which shall not be deemed extrahazardous [within the meaning, or be] and thus not included [in the enumeration of RCW 51.12.010, to wit: Using power-driven coffee grinders in wholesale or retail grocery stores; using power-driven washing machines in establishments selling washing machines at retail; using computing machines in offices; using power-driven taffy pullers in retail candy stores; using power-driven milk shakers in establishments operating soda fountains; using power-driven hair cutters in barber shops; using power-driven machinery in beauty parlors; using power-driven machinery in optical stores; private boarding houses, serving food or drink to the public or to members for consumption on the premises] within the mandatory coverage of this title:

(1) Any person employed as a domestic servant in a private home by an employer who has less than two employees regularly employed forty or more hours in a week in such employment.

(2) Any person employed to do maintenance, repair, remodeling, or similar work in or about the private home of the employer which does not exceed ten consecutive work days.

(3) A person whose work is casual and the employment is not in the course of the trade, business, or profession of his employer.

(4) Any person performing services in return for aid or sustenance only, received from any religious or charitable organization.

(5) Sole proprietors and partners.

(6) Any employee whose cash remuneration paid or payable by the employer in any calendar year for agricultural labor is less than one hundred fifty dollars: PROVIDED, That the exemption contained in this subsection shall expire and have no force or effect on December 31, 1972.

Sec. 4. Section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110 are each amended to read as follows:

Every employer who shall enter into any business, or who shall resume operations in any work or plant after the final adjustment of his payroll in connection therewith, shall, before so commencing or resuming operations, as the case may be, notify the director of such fact, accompanying such notification with a cash deposit in a sum equal to the estimated premiums [on the estimate of his payroll and workmen hours] for the first three calendar months of his proposed operations which shall remain on deposit subject to the other provisions of this section.

The director may, in his discretion and in lieu of such deposit, accept a bond, in an amount which he deems sufficient, to secure payment of premiums due or to become due to the accident fund and medical aid fund. The deposit or posting of a bond shall not relieve the employer from paying premiums [to the accident fund and medical aid fund based on his actual workmen hours as provided by RCW 51.16.010 and 51.16.060] subsequently due.

Should the employer acquire sufficient assets to assure the payment of premiums due to the accident fund and the medical aid fund the director may, in his discretion, refund the deposit or cancel the bond.

If the employer ceases to be an employer under RCW 51.08.070, the director shall, upon receipt of all payments due the accident fund and medical aid fund [based on the actual workmen hours], refund to the employer all deposits remaining to the employer's credit and shall cancel any bond given under this section.

[Every such employer shall pay the full basic rate until such time as an experienced rating in excess of a one, two, three, or four year period may be computed as of a first succeeding July 1st date, which said cost experience shall be computed in accordance with the provisions of RCW 51.16.020, and shall be liable for a premium of at least two dollars per month irrespective of the amount of his workmen hours reported during said month to the department: PROVIDED, That where an employer is now or has prior to January 1, 1958, been covered under the provisions of this title for a period of at least two years and subsequent thereto the legal structure of such employer changes by way of incorporation, disincorporation, merger, consolidation, transfer of stock ownership, or by any other means, the director may continue, increase, or decrease such experience rating which existed prior to such change in the employer's legal structure.]

Sec. 5. Section 51.28.010, chapter 23, Laws of 1961 and RCW 51.28.010 are each amended to read as follows:

Whenever any accident occurs to any workman it shall be the duty of such workman or someone in his behalf to forthwith report such accident to his employer, superintendent or foreman in charge of the work, and of the employer to at once report such accident and the injury resulting therefrom to the department and also to any local representative of the department.

*Upon receipt of such notice of accident, the director shall immediately forward to the workman and/or his dependents notification, in nontechnical language, of his rights under this title.*

Sec. 6. Section 51.28.030, chapter 23, Laws of 1961 and RCW 51.28.030 are each amended to read as follows:

Where death results from injury the parties entitled to compensation under this title, or someone in their behalf, shall make application for the same to the department, which application must be accompanied with proof of death and proof of relationship showing the parties to be entitled to compensation under this title, certificates of attending physician, if any, and such proof as required by the rules of the department.

*Upon receipt of notice of accident under RCW 51.28.010, the director shall immediately forward to the party or parties required to make application for compensation under this section, notification, in nontechnical language, of their rights under this title.*

Sec. 7. Section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050 are each amended to read as follows:

(1) Where death results from the injury the expenses of burial not to exceed [six hundred] eight hundred dollars shall be paid to the undertaker conducting the funeral.

(2) [If the workman leaves a widow or invalid widower, a monthly payment of one hundred forty dollars, shall be made throughout the life of the surviving spouse, to cease at the end of the month in which remarriage occurs, and the surviving spouse shall also receive per month for each child of the deceased at the time any monthly payment is due the following payments: For the youngest or only child, thirty-seven dollars, for the next or second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars, but the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries.] *A widow or invalid widower of a deceased workman shall receive monthly throughout his or her life the following sums:*

(a) *If there are no children of the deceased workman, sixty percent of the wages of the deceased workman but not less than one hundred eighty-five dollars.*

(b) *If there is one child of the deceased workman, sixty-two percent of the wages of the deceased workman but not less than two hundred twenty-two dollars.*

(c) *If there are two children of the deceased workman, sixty-four percent of the wages of the deceased workman but not less than two hundred fifty-three dollars.*

(d) *If there are three children of the deceased workman, sixty-six percent of the wages of the deceased workman but not less than two hundred seventy-six dollars.*

(e) *If there are four children of the deceased workman, sixty-eight percent of the wages of the deceased workman but not less than two hundred ninety-nine dollars.*

(f) *If there are five or more children of the deceased workman, seventy percent of the wages of the deceased workman but not less than three hundred twenty-two dollars.*

*Payments to the surviving spouse of the deceased workman shall cease at the end of the month in which remarriage occurs: PROVIDED, That the portion of the monthly payment made for the benefit of the children shall not be affected by such remarriage. In no event shall the monthly payments provided in this subsection exceed seventy-five percent of the average monthly wage of the state as computed under section 14 of this 1971 amendatory act.*

In addition to the monthly payments above provided for, a surviving widow, or invalid widower, or dependent parent or parents, if there is no surviving widow or invalid widower of any such deceased workman shall be forthwith paid the sum of [six hundred] eight hundred dollars.

Upon remarriage of a widow she shall receive, once and for all, a lump sum of [two thousand] *seventy-five hundred dollars or fifty percent of the then remaining annuity value of her pension, whichever is the lesser*, and the monthly payments to such widow shall cease at the end of the month in which remarriage occurs, but the monthly payments for the child or children shall continue as before.

(3) [If the workman leaves no wife or husband, but an orphan child or children a monthly payment of seventy dollars shall be paid to each such child, but the total monthly payments shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries.]

*If there is a child or children and no widow or widower of the deceased workman, a sum equal to thirty-five percent of the average monthly wage of the deceased workman shall be paid monthly for one child and a sum equivalent to fifteen percent of such wage shall be paid monthly for each additional child, the total of such sum to be divided among such children, share and share alike: PROVIDED, That benefits under this subsection or subsection (4) shall not exceed sixty-five percent of the monthly wages of the deceased workman at the time of his death or seventy-five percent of the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums.*

(4) In the event a surviving spouse receiving monthly payments dies, leaving a child or children, each shall receive the [sum of seventy dollars per month, but the total monthly payment shall not exceed three hundred fifty dollars and any deficit shall be deducted proportionately among the beneficiaries] *same payment as provided in subsection (3) of this section.*

(5) If the workman leaves no widow, widower or child, but leaves a dependent or dependents, a monthly payment shall be made to each dependent equal to fifty percent of the average monthly support actually received by such dependent from the workman during the twelve months next preceding the occurrence of the injury, but the total payment to all dependents in any case shall not exceed [one hundred twenty-five dollars per month] *sixty-five percent of the monthly wages of the deceased workman at the time of his death or seventy-five percent of the average monthly wage of the state as defined in section 14 of this 1971 amendatory act, whichever is the lesser of the two sums.* If any dependent is under the age of eighteen years at the time of the occurrence of the injury, the payment to such dependent shall cease when such dependent reaches the age of eighteen years *except such payments shall continue until the dependent reaches age twenty-one while permanently enrolled at a full time course in an accredited school.* The payment to any dependent shall cease if and when, under the same circumstances, the necessity creating the dependency would have ceased if the injury had not happened.

(6) If the injured workman dies during the period of permanent total disability, whatever the cause of death, leaving a widow, invalid widower, or child, or children, the surviving widow or invalid widower shall receive [one hundred forty dollars per month until death or remarriage, to be increased per month for each child of the deceased, as follows: For the youngest or only child, thirty-seven dollars, for the next or second youngest child, thirty-one dollars, and for each additional child, twenty-three dollars: PROVIDED, That the total monthly payments shall not exceed two hundred seventy-seven dollars and any deficit shall be deducted proportionately among the beneficiaries; but if such child is or shall be without father or mother, such child shall receive seventy dollars per month, but the total monthly payment to such children shall not exceed three hundred fifty dollars, and any deficit shall be deducted proportionately among the children] *benefits as if death resulted from the injury as provided in subsections (2) through (5) of this section.* Upon remarriage the payments on account of the child or children shall continue as before to such child or children.

Sec. 8. Section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060 are each amended to read as follows:

When the supervisor of industrial insurance shall determine that permanent total disability results from the injury, the workman shall receive monthly during the period of such disability:

(1) [If unmarried at the time of the injury, the sum of one hundred eighty-five dollars.

(2) If the workman has a wife or invalid husband, but no child, the sum of two hundred fifteen dollars.

(3) If the workman has an able-bodied husband, but no child, the sum of one hundred seventy-five dollars.

(4) If the workman has a wife or husband and a child or children, or, being a widow or widower having any such child or children, the monthly payment in subdivisions (2) and (3) shall be increased by thirty-seven dollars for the youngest or only child, thirty-one dollars for the next or second youngest child, and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to a workman with a wife, or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twenty-two dollars to a married workman with children and having an able-bodied husband, and any deficit shall be deducted proportionately among the beneficiaries.] *If married at the time of injury, sixty-five percent of his wages but not less than two hundred fifteen dollars per month.*

(2) *If married with one child at the time of injury, sixty-seven percent of his wages but not less than two hundred fifty-two dollars per month.*

(3) If married with two children at the time of injury, sixty-nine percent of his wages but not less than two hundred eighty-three dollars.

(4) If married with three children at the time of injury, seventy-one percent of his wages but not less than three hundred six dollars per month.

(5) If married with four children at the time of injury, seventy-three percent of his wages but not less than three hundred twenty-nine dollars per month.

(6) If married with five or more children at the time of injury, seventy-five percent of his wages but not less than three hundred fifty-two dollars per month.

(7) If unmarried at the time of the injury, sixty percent of his wages but not less than one hundred eighty-five dollars per month.

(8) If unmarried with one child at the time of injury, sixty-two percent of his wages but not less than two hundred twenty-two dollars per month.

(9) If unmarried with two children at the time of injury, sixty-four percent of his wages but not less than two hundred fifty-three dollars per month.

(10) If unmarried with three children at the time of injury, sixty-six percent of his wages but not less than two hundred seventy-six dollars per month.

(11) If unmarried with four children at the time of injury, sixty-eight percent of his wages but not less than two hundred ninety-nine dollars per month.

(12) If unmarried with five or more children at the time of injury, seventy percent of his wages but not less than three hundred twenty-two dollars per month.

(13) For any period of time where both husband and wife are entitled to compensation as temporarily or totally disabled workmen, only that spouse having the higher wages of the two shall be entitled to claim their child or children for compensation purposes.

[5] (14) In case of permanent total disability, if the character of the injury is such as to render the workman so physically helpless as to require the services of an attendant, the monthly payment to such workman shall be increased [one hundred fifteen dollars] by an amount equal to forty percent of the average monthly wage of the state as computed in section 14 of this 1971 amendatory act per month as long as such requirement continues, but such increases shall not obtain or be operative while the workman is receiving care under or pursuant to the provisions of chapters 51.36 and 51.40.

[6] (15) Should any further accident result in the permanent total disability of an injured workman, he shall receive the pension to which he would be entitled, notwithstanding the payment of a lump sum for his prior injury.

(16) In no event shall the monthly payments provided in this section exceed seventy-five percent of the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.

Sec. 9. Section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 ex. sess. and RCW 51.32.070 are each amended to read as follows:

Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under this title shall, after July 1, [1965] 1971, be paid one hundred [twenty-five] eighty-five dollars per month, and every permanently totally disabled workman or temporarily totally disabled workman receiving a pension or compensation for temporary total disability under this title shall, after such date, be paid one hundred [sixty-five] eighty-five dollars per month, and one hundred fifteen dollars per month additional in cases requiring the services of an attendant, if unmarried at the time his injury occurred; [one hundred ninety] two hundred fifteen dollars per month, and one hundred fifteen dollars per month additional in cases requiring the services of an attendant, if he or she has a wife or invalid husband; and one hundred [fifty-five] seventy-five dollars per month, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such widow, invalid widower, and totally disabled workman from the [funds appropriated by the legislature] supplemental pension fund such an amount as will, when added to the pensions or temporary total disability compensation they are presently receiving, exclusive of amounts received for children or dependents or attendants, equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

[The legislature shall make biennial appropriations to carry out the purposes of this section.]

Sec. 10. Section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.080 are each amended to read as follows:

(1) For the permanent partial disabilities here specifically described, the injured workman shall receive compensation as follows:

LOSS BY AMPUTATION

Of leg above the knee joint with short thigh stump (3" or less below the tuberosity of ischium)..... [ \$15,000.00 ] \$18,000.00

Of leg at or above knee joint with functional stump.....	[\$13,500.00]	\$16,200.00
Of leg below knee joint.....	[\$12,000.00]	\$14,400.00
Of leg at ankle (Syde).....	[\$10,500.00]	\$12,600.00
Of foot at mid-metatarsals.....	[\$ 5,250.00]	\$ 6,300.00
Of great toe with resection of metatarsal bone.....	[\$ 3,150.00]	\$ 3,780.00
Of great toe at metatarsophalangeal joint.....	[\$ 1,890.00]	\$ 2,268.00
Of great toe at interphalangeal joint.....	[\$ 1,000.00]	\$ 1,200.00
Of lesser toe (2nd to 5th) with resection of metatarsal bone.....	[\$ 1,150.00]	\$ 1,380.00
Of lesser toe at metatarsophalangeal joint.....	[\$ 560.00]	\$ 672.00
Of lesser toe at proximal interphalangeal joint.....	[\$ 415.00]	\$ 498.00
Of lesser toe at distal interphalangeal joint.....	[\$ 105.00]	\$ 126.00
Of arm at or above the deltoid insertion or by disarticulation at the shoulder.....	[\$15,000.00]	\$18,000.00
Of arm at any point from below the deltoid insertion to below the elbow joint at the insertion of the biceps tendon.....	[\$14,250.00]	\$17,100.00
Of arm at any point from below the elbow joint distal to the insertion of the biceps tendon to and including mid-metacarpal amputation of the hand.....	[\$13,500.00]	\$16,200.00
Of all fingers except the thumb at metacarpophalangeal joints....	[\$ 8,100.00]	\$ 9,720.00
Of thumb at metacarpophalangeal joint or with resection of car- pometacarpal bone.....	[\$ 5,400.00]	\$ 6,480.00
Of thumb at interphalangeal joint.....	[\$ 2,700.00]	\$ 3,240.00
Of index finger at metacarpophalangeal joint or with resection of metacarpal bone.....	[\$ 3,375.00]	\$ 4,050.00
Of index finger at proximal interphalangeal joint.....	[\$ 2,700.00]	\$ 3,240.00
Of index finger at distal interphalangeal joint.....	[\$ 1,485.00]	\$ 1,782.00
Of middle finger at metacarpophalangeal joint or with resection of metacarpal bone.....	[\$ 2,700.00]	\$ 3,240.00
Of middle finger at proximal interphalangeal joint.....	[\$ 2,160.00]	\$ 2,592.00
Of middle finger at distal interphalangeal joint.....	[\$ 1,215.00]	\$ 1,458.00
Of ring finger at metacarpophalangeal joint or with resection of metacarpal bone.....	[\$ 1,350.00]	\$ 1,620.00
Of ring finger at proximal interphalangeal joint.....	[\$ 1,080.00]	\$ 1,296.00
Of ring finger at distal interphalangeal joint.....	[\$ 675.00]	\$ 810.00
Of little finger at metacarpophalangeal joint or with resection of metacarpal bone.....	[\$ 675.00]	\$ 810.00
Of little finger at proximal interphalangeal joint.....	[\$ 540.00]	\$ 648.00
Of little finger at distal interphalangeal joint.....	[\$ 270.00]	\$ 324.00

## MISCELLANEOUS

Loss of one eye by enucleation.....	[\$ 6,000.00]	\$ 7,200.00
Loss of central visual acuity in one eye.....	[\$ 5,000.00]	\$ 6,000.00
Complete loss of hearing in both ears.....	[\$12,000.00]	\$14,400.00
Complete loss of hearing in one ear.....	[\$ 2,000.00]	\$ 2,400.00

(2) Compensation for amputation of a member or part thereof at a site other than those above specified, and for loss of central visual acuity and loss of hearing other than complete, shall be in proportion to that which such other amputation or partial loss of visual acuity or hearing most closely resembles and approximates. Compensation for any other permanent partial disability not involving amputation shall be in [an amount equal to eighty-five percent of] the proportion which the extent of such other disability, called unspecified disability, shall bear to that above specified, which most closely resembles and approximates in degree of disability such other disability, [but not in any case to exceed the sum of twelve thousand seven hundred and fifty dollars] compensation for any other unspecified permanent partial disability shall be in an amount as measured and compared to total bodily impairment: PROVIDED, That in order to reduce litigation and establish more certainty and uniformity in the rating of unspecified permanent partial disabilities, the department shall enact rules having the force of law classifying such disabilities in the proportion which the department shall determine such disabilities reasonably bear to total bodily impairment. In enacting such rules, the department shall give consideration to, but need not necessarily adopt, any nationally recognized medical standards or guides for determining various bodily impairments. For purposes of calculating monetary benefits, the amount payable for total bodily impairment shall be deemed to be thirty thousand dollars: PROVIDED, That the total compensation for all unspecified permanent partial disabilities resulting from the same injury shall not exceed the sum of [twelve thousand seven hundred and fifty] thirty thousand dollars: PROVIDED FURTHER, That in case permanent partial disability compensation is followed by permanent total disability compensation, any portion of the permanent partial disability compensation which exceeds the amount that

would have been paid the injured workman if permanent total disability compensation had been paid in the first instance, shall be deducted from the pension reserve of such injured workman and his monthly compensation payments shall be reduced accordingly.

(3) Should a workman receive an injury to a member or part of his body already, from whatever cause, permanently partially disabled, resulting in the amputation thereof or in an aggravation or increase in such permanent partial disability but not resulting in the permanent total disability of such workman, his compensation for such partial disability shall be adjudged with regard to the previous disability of the injured member or part and the degree or extent of the aggravation or increase of disability thereof.

(4) When the compensation provided for in subsections (1) and (2) exceeds [one thousand dollars] *three times the average monthly wage for all workmen entitled to compensation under this title*, payment shall be made in monthly payments in accordance with the schedule of temporary total disability payments set forth in RCW 51.32.090 until such compensation is paid to the injured workman in full, except that the first monthly payment shall be in [the amount of one thousand dollars] *an amount equal to three times the average monthly wage for all workmen entitled to compensation under this title* and interest shall be paid at the rate of [five] *six* percent on the unpaid balance of such compensation commencing with the second monthly payment: PROVIDED, That [interest so paid shall not be charged to the cost experience of any employer but shall be borne wholly by the applicable class account: PROVIDED FURTHER, That] upon application of the injured workman the monthly payment may be converted, in whole or in part, into a lump sum payment, in which event the monthly payment shall cease in whole or in part. Such conversion may be made only upon written application of the injured workman to the department and shall rest in the discretion of the department depending upon the merits of each individual application: PROVIDED FURTHER, That upon death of a workman all unpaid installments accrued, less interest, shall be paid in a lump sum amount to the widow or widower, or if there is no widow or widower surviving, to the dependent children of such claimant, and if there are no such dependent children, then to such other dependents as defined by this title.

Sec. 11. Section 51.32.090 chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090 are each amended to read as follows:

(1) When the total disability is only temporary, the schedule of payments contained in subdivisions (1) [, (2), (3) and (4)] *through (13)* of RCW 51.32.060 *as amended* shall apply, so long as the total disability continues.

(2) [But if the injured workman has a wife or husband and has no child or, being a widow or widower, with one or more children, the compensation for the case during such period of time as the total temporary disability continues, shall be per month as follows, to wit: (a) Injured workman with wife or invalid husband and no child, two hundred fifteen dollars; injured workman with able-bodied husband, but no child, one hundred seventy-five dollars; injured workman with wife or invalid husband and one child, or being a widow or widower and having one child, two hundred fifty-two dollars; (b) injured workman with able-bodied husband and one child, two hundred twelve dollars; (c) injured workman with wife or invalid husband and two children, or being a widow or widower and having two children, two hundred eighty-three dollars; (d) injured workman with able-bodied husband and two children, two hundred forty-three dollars; and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to an injured workman with a wife or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twelve dollars to an injured workman with children and having an able-bodied husband and any deficit shall be deducted proportionately among the beneficiaries.]

Any compensation payable under this section for children not in the custody of the injured workman as of the date of injury shall be payable only to such person as actually is providing the support for such child or children pursuant to the order of a court of record providing for support of such child or children.

(3) As soon as recovery is so complete that the present earning power of the workman, at any kind of work, is restored to that existing at the time of the occurrence of the injury, the payments shall cease. If and so long as the present earning power is only partially restored, the payments shall continue in the proportion which the new earning power shall bear to the old. No compensation shall be payable out of the accident fund unless the loss of earning power shall exceed five percent.

(4) No workman shall receive compensation out of the accident fund for or during the day on which injury was received or the three days following the same, unless his disability shall continue for a period of [thirty] *fourteen* consecutive calendar days from date of injury.

(5) Should a workman suffer a temporary total disability and should his employer at the time of the injury continue to pay him the wages which he was earning at the time of such injury, such injured workman shall not receive any payment provided in subsection (1) of this section from the accident fund during the period his employer shall so pay such wages.

(6) *In no event shall the monthly payments provided in this section exceed seventy-five percent of the average monthly wage of the state as computed under the provisions of section 14 of this 1971 amendatory act.*

NEW SECTION. Sec. 12. There is added to chapter 51.32 RCW a new section to read as follows:

One of the primary purposes of this title is the restoration of the injured workman to gainful employment. To this end, the department shall utilize the services of individuals whose experience, training, and interests in vocational rehabilitation and retraining qualify them to lend expert assistance to the supervisor of industrial insurance in such programs of vocational rehabilitation or retraining as may be reasonable to qualify the workman for employment consistent with his physical and mental status. Where, after evaluation and recommendation by such individuals and prior to final evaluation of the workman's permanent disability and in the sole opinion of the supervisor, vocational rehabilitation or retraining is both necessary and likely to restore the injured workman to a form of gainful employment, the supervisor may, in his sole discretion, continue the temporary total disability compensation under RCW 51.32.090 while the workman is actively and successfully undergoing a formal program of vocational rehabilitation or retraining: PROVIDED, That such compensation may not be authorized for a period of more than fifty-two weeks: PROVIDED FURTHER, That such period may, in the sole discretion of the supervisor after his review, be extended for an additional fifty-two weeks or portion thereof by written order of the supervisor.

In cases where the workman is required to reside away from his customary residence, the reasonable cost of board and lodging shall also be paid. Said costs shall not be chargeable to the employer's cost experience but shall be paid out of the accident fund and charged back to each class on June 30th and December 31st of each year in proportion to its premium contribution for the preceding calendar year or shall be paid by the self-insurer for workmen to whom he is liable for compensation and benefits under the provisions of this title.

Sec. 13. Section 51.32.110, chapter 23, Laws of 1961 and RCW 51.32.110 are each amended to read as follows:

Any workman entitled to receive compensation or claiming compensation under this title shall, if requested by the department or self-insurer, submit himself for medical examination, at a time and from time to time, at a place reasonably convenient for the workman and as may be provided by the rules of the department. If the workman refuses to submit to [any such] medical examination, or obstructs the same, [his rights to monthly payments shall be suspended until such examination has taken place and no compensation shall be payable during or for such period] or, if any injured workman shall persist in unsanitary or injurious practices which tend to imperil or retard his recovery, or shall refuse to submit to such medical or surgical treatment as is reasonably essential to his recovery, the department or the self-insurer upon approval by the department, with notice to the workman may reduce or suspend the compensation of such workman so long as such refusal or practice continues. If the workman necessarily incurs traveling expenses in attending for examination pursuant to the request of the department or self-insurer, such traveling expenses shall be repaid to him out of the accident fund upon proper voucher and audit.

If the medical examination required by this section causes the workman to be absent from his work without pay he shall be paid for such time lost in accordance with the schedule of payments provided in RCW 51.32.090 as amended notwithstanding the provisions of subdivision (3) of such section as amended.

NEW SECTION. Sec. 14. There is added to chapter 51.08 RCW a new section to read as follows:

(1) For the purposes of this title, the monthly wages the workman was receiving from all employment at the time of injury shall be the basis upon which compensation is computed unless otherwise provided specifically in the statute concerned. In cases where the workman's wages are not fixed by the month, they shall be determined by multiplying the daily wage the workman was receiving at the time of injury:

- (a) By five, if the workman was normally employed one day a week;
- (b) By nine, if the workman was normally employed two days a week;
- (c) By thirteen, if the workman was normally employed three days a week;
- (d) By eighteen, if the workman was normally employed four days a week;
- (e) By twenty-two, if the workman was normally employed five days a week;
- (f) By thirty, if the workman was normally employed seven days a week.

The term "wages" shall include the reasonable value of board, housing, fuel, or other consideration of like nature received from the employer, but shall not include overtime pay, tips, or gratuities. The daily wage shall be eight times the hourly wage unless the workman is normally employed for less than eight hours.

(2) In cases where a wage has not been fixed or cannot be reasonable and fairly be determined, the monthly wage shall be computed on the basis of the usual wage paid other employees engaged in like or similar occupations where the wages are fixed.

NEW SECTION. Sec. 15. There is added to chapter 51.08 RCW a new section to read as follows:

For the purposes of this 1971 amendatory act, the average monthly wage in the state shall be determined by the department as follows: On or before the first day of December of each year, the total wages reported on contribution reports to the department of labor and industries for the four calendar quarters ending on the thirtieth of June of such year shall be divided by the average monthly number of insured workmen (determined by dividing the total insured workmen reported for the same period by twelve). The average annual wage thus obtained shall be divided by twelve and the average monthly wage thus determined rounded to next higher multiple of one dollar. The average monthly wage as so determined shall be applicable for the full period during which compensation is payable, when the date of occurrence of injury or of disability in the case of disease falls within the

calendar year commencing the first day of January following the determination made on the first day of December: PROVIDED, That from July 1, 1971 until and including December 31, 1972, the average monthly wage in the state shall be the average annual wage as determined under RCW 50.04.355 divided by twelve.

**NEW SECTION.** Sec. 16. There is added to chapter 51.16 RCW a new section to read as follows:

The department shall classify all occupations or industries in accordance with their degree of hazard and fix therefor basic rates of premium which shall be the lowest necessary to maintain actuarial solvency of the accident and medical aid funds in accordance with recognized insurance principles. The department shall formulate and adopt rules and regulations governing the method of premium calculation and collection and providing for a rating system consistent with recognized principles of workmen's compensation insurance which shall be designed to stimulate and encourage accident prevention and to facilitate collection. The department may annually, or at such other times as it deems necessary to maintain solvency of the funds, readjust rates in accordance with the rating system to become effective on such dates as the department may designate.

**NEW SECTION.** Sec. 17. There is added to chapter 51.32 RCW a new section to read as follows:

Each employer shall retain from the earnings of each workman that number of cents as shall be fixed from time to time by the director for each day or part thereof the workman is employed. The money so retained shall be matched in an equal amount by each employer, and all such moneys shall be remitted to the department at such intervals as the department directs and shall be placed in the supplemental pension fund created by this 1971 amendatory act. The moneys so collected shall be used exclusively for the additional payments prescribed in RCW 51.32.070 and shall be no more than necessary to make such payments on a current basis.

**NEW SECTION.** Sec. 18. There is added to chapter 51.44 RCW a new section to read as follows:

There shall be, in the office of the state treasurer, a fund to be known and designated as the "supplemental pension fund". The director shall be the administrator thereof. Said fund shall be used for the sole purpose of making the additional payments prescribed in RCW 51.32.070.

**NEW SECTION.** Sec. 19. There is added to chapter 51.44 RCW a new section to read as follows:

Any moneys remaining from funds appropriated by the legislature for the purposes of making additional payments to prior pensioners under prior provisions of RCW 51.32.070, and any liabilities in connection therewith, are transferred to the supplemental pension fund on the effective date of this new 1971 section.

Sec. 20. Section 51.48.060, chapter 23, Laws of 1961 and RCW 51.48.060 are each amended to read as follows:

Any physician who fails, neglects or refuses to file a report with the director, as required by this title, within [ten] five days of the date of treatment, showing the condition of the injured workman at the time of treatment, a description of the treatment given, and an estimate of the probable duration of the injury, or who fails or refuses to render all necessary assistance to the injured workman, as required by this title, shall be [guilty of a misdemeanor] *subject to a civil penalty of one hundred dollars.*

**NEW SECTION.** Sec. 21. There is added to chapter 51.48 RCW a new section to read as follows:

Any employee who fails to report an accident and resulting injury to the department as required by RCW 51.28.010 within five days of such accident shall be subject to a civil penalty of one hundred dollars.

Sec. 22. Section 6, chapter 148, Laws of 1963 and RCW 51.52.104 are each amended to read as follows:

After all evidence has been presented at hearings conducted by a hearing examiner, who shall be an active member of the Washington state bar association, the hearing examiner shall [prepare] *enter* a proposed or recommended decision and order which shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the order based thereon. The hearing examiner shall file the original of the proposed decision and order, signed by him, with the board, and copies thereof shall be mailed by the board to each party to the appeal and to his attorney of record. Within twenty days, or such further period as the board may allow on *written* application of a party, *filed within said twenty days* from the date of communication of the proposed decision and order to the parties or their attorneys of record, any party may file with the board a written [statement of exceptions] *petition for review* of the same. Such [statement of exceptions] *petition for review* shall set forth in detail the grounds therefor and the party or parties filing the same shall be deemed to have waived all objections or irregularities not specifically set forth therein.

In the event no [statement of exceptions] *petition for review* is filed as provided herein by any party, the proposed decision and order of the hearing examiner shall be adopted by the board and become the decision and order of the board, and no appeal may be taken therefrom to the courts.

Sec. 23. Section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 ex. sess. and RCW 51.52.106 are each amended to read as follows:

After the filing of a [statement or statements of exceptions] *petition or petitions for review* as provided for in RCW 51.52.104 [the record before the board] *the proposed decision and order of the hearing examiner, petition or petitions for review and, in its discretion, the record or any part thereof, may be considered by the board and on agreement of at least two of the regular members thereof, the board may, within twenty days after the receipt of such petition or petitions, decline to review the proposed decision and order and thereupon deny the petition or petitions. In such event all parties shall forthwith be notified in writing of said denial. If the petition for review is granted, the proposed decision and order, the petition or petitions for review and the record or any part thereof deemed necessary shall be considered by a panel of at least two of the members of the board, on which not more than one industry and one labor member serve. The chairman may be a member of any panel. The decision and order of any such panel shall be the decision and order of the board. Every final decision and order rendered by the board shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the board's order based thereon. A copy of the decision and order, including the findings and conclusions, shall be mailed to each party to the appeal and to his attorney of record.*

Sec. 24. Section 51.52.110, chapter 23, Laws of 1961 as amended by section 122, chapter 81, Laws of 1971 and RCW 51.52.110 are each amended to read as follows:

*Within thirty days after a decision of the board to deny the petition or petitions for review upon such appeal has been communicated to such workman, beneficiary, employer or other person, or within thirty days after the final decision and order of the board upon such appeal has been communicated to such workman, beneficiary, employer or other person, or within thirty days after the appeal is deemed denied as herein provided, such workman, beneficiary, employer or other person aggrieved by the decision and order of the board may appeal to the superior court.*

In cases involving injured workmen such appeal shall be to the superior court of the county of residence of the workman or beneficiary, as shown by the department's records, the superior court for Thurston county, or to the superior court of the county wherein the injury occurred. In all other cases the appeal shall be to the superior court of Thurston county. Such appeal shall be perfected by filing with the clerk of the court a notice of appeal and by serving a copy thereof by mail, or personally, on the director and on the board. The department shall, within twenty days after the receipt of such notice of appeal, serve and file its notice of appearance and such appeal shall thereupon be deemed at issue. The board shall serve upon the appealing party, the director and any other party appearing at the board's proceeding, and file with the clerk of the court before trial, a certified copy of the board's official record which shall include the notice of appeal and other pleadings, testimony and exhibits, and the board's decision and order, which shall become the record in such case. No bond shall be required on appeals to the superior court or on appeals to the supreme court or the court of appeals, except that an appeal by the employer from a decision and order of the board under RCW 51.48.070, shall be ineffectual unless, within five days following the service of notice thereof, a bond, with surety satisfactory to the court, shall be filed, conditioned to perform the judgment of the court. Except in the case last named an appeal shall not be a stay: PROVIDED, HOWEVER, That whenever the board has made any decision and order reversing an order of the supervisor of industrial insurance on questions of law or mandatory administrative actions of the director, the department shall have the right of appeal to the superior court.

**NEW SECTION.** Sec. 25. There is added to Title 51 RCW a new chapter as set forth in sections 26 through 36 of this 1971 amendatory act.

**NEW SECTION.** Sec. 26. Every employer under this title shall secure the payment of compensation under this title by:

- (1) Insuring and keeping insured the payment of such benefits with the state fund; or
- (2) Qualifying as a self-insurer under this title.

**NEW SECTION.** Sec. 27. (1) An employer may qualify as a self-insurer by establishing to the director's satisfaction that he has sufficient financial ability to make certain the prompt payment of all compensation under this title and all assessments which may become due from such employer.

(2) A self-insurer may establish sufficient financial ability by depositing in an escrow account in a depository designated by the director, money and/or corporate or governmental securities approved by the director, or a surety bond written by any company admitted to transact surety business in this state filed with the department. The money, securities, or bond shall be in an amount reasonably sufficient in the director's discretion to insure payment of reasonably foreseeable compensation and assessments but not less than the employer's normal expected annual claim liabilities and in no event less than one hundred thousand dollars. In arriving at the amount of money, securities, or bond required under this subsection, the director shall take into consideration the financial ability of the employer to pay compensation and assessments and his probable continuity of operation. The money, securities, or bond so deposited shall be held by the director to secure the payment of compensation by the self-insurer and to secure payment of his assessments. The amount of security may be increased or decreased from time to time by the director. The income from any securities deposited may be distributed currently to the self-insurer.

(3) Securities or money deposited by an employer pursuant to subsection (2) of this section shall be returned to him upon his written request provided the employer files the bond required by such subsection.

(4) If the employer seeking to qualify as a self-insurer has previously insured with the state fund, the director shall require the employer to make up his proper share of any deficit or insufficiency in the employer's class account as a condition to certification as a self-insurer.

(5) A self-insurer may reinsure a portion of his liability under this title with any reinsurer authorized to transact such reinsurance in this state: PROVIDED, That the reinsurer may not participate in the administration of the responsibilities of the self-insurer under this title. Such reinsurance may not exceed eighty percent of the liabilities under this title.

**NEW SECTION. Sec. 28.** The director may issue a certification that an employer is qualified as a self-insurer when such employer meets the following requirements:

- (1) He has fulfilled the requirements of section 27 of this 1971 amendatory act.
- (2) He has submitted to the department a payroll report for the preceding consecutive twelve month period.
- (3) He has submitted to the department a sworn itemized statement indicating that the employer has sufficient liquid assets to meet his estimated liabilities as a self-insurer.
- (4) He has submitted to the department a description of the safety organization maintained by him within his establishment that indicates a record of accident prevention.
- (5) He has submitted to the department a description of the administrative organization to be maintained by him to manage industrial insurance matters including:

- (a) The reporting of injuries;
- (b) The authorization of medical care;
- (c) The payment of compensation;
- (d) The handling of claims for compensation;
- (e) The name and location of each business location of the employer; and
- (f) The qualifications of the personnel of the employer to perform this service.

Such certification shall remain in effect until withdrawn by the director or surrendered by the employer with the approval of the director. An employer's qualification as a self-insurer shall become effective on the date of certification or any date specified in the certificate after the date of certification.

**NEW SECTION. Sec. 29.** (1) The surety on a bond filed by a self-insurer pursuant to this title may terminate its liability thereon by giving the director written notice stating when, not less than thirty days thereafter, such termination shall be effective.

(2) In case of such termination, the surety shall remain liable, in accordance with the terms of the bond, with respect to future compensation for injuries to employees of the self-insurer occurring prior to the termination of the surety's liability.

(3) If the bond is terminated for any reason other than the employer's terminating his status as a self-insurer, the employer shall, prior to the date of termination of the surety's liability, otherwise comply with the requirements of this title.

(4) The liability of a surety on any bond filed pursuant to this section shall be released and extinguished and the bond returned to the employer or surety provided either such liability is secured by another bond filed, or money or securities deposited as required by this title.

**NEW SECTION. Sec. 30.** (1) Any employer may at any time terminate his status as a self-insurer by giving the director written notice stating when, not less than thirty days thereafter, such termination shall be effective, provided such termination shall not be effective until the employer either shall have ceased to be an employer or shall have filed with the director for state industrial insurance coverage under this title.

(2) An employer who ceases to be a self-insurer, and who so files with the director, must maintain money, securities or surety bonds deemed sufficient in the director's discretion to cover the entire liability of such employer for injuries or occupational diseases to his employees which occurred during the period of self-insurance: PROVIDED, That the director may agree for the medical aid and accident funds to assume the obligation of such claims, in whole or in part, and shall adjust the employer's premium rate to provide for the payment of such obligations on behalf of the employer.

**NEW SECTION. Sec. 31.** (1) The director may, in cases of default upon any obligation under this title by the self-insurer, after ten days notice by certified mail to the defaulting self-insurer of his intention to do so, bring suit upon such bond or collect the interest and principal of any of the securities as they may become due or sell the securities or any of them as may be required or apply the money deposited, all in order to pay compensation, discharge the obligations of the self-insurer under this title, and pay premiums for future insurance of the employer's obligations.

(2) The director shall be authorized to fulfill the defaulting self-insured employer's obligations under this title, paying the necessary premium from the defaulting employer's deposit or from other funds provided under this title for the satisfaction of claims against the defaulting employer, and having subrogation rights against the defaulting employer to the extent of any funds, other than the employer's deposit, expended for the payment of premiums or compensation in performance of the defaulting employer's obligations.

**NEW SECTION. Sec. 32.** Certification of a self-insurer shall be withdrawn by the director upon one or more of the following grounds:

- (1) The employer no longer meets the requirements of a self-insurer; or
- (2) The self-insurer's deposit is insufficient; or
- (3) The self-insurer intentionally or repeatedly induces employees to fail to report injuries, induces claimants to treat injuries in the course of employment as off-the-job injuries, persuades claimants to accept less than the compensation due, or unreasonably

makes it necessary for claimants to resort to proceedings against the employer to obtain compensation; or

(4) The self-insurer habitually fails to comply with rules and regulations of the director regarding reports or other requirements necessary to carry out the purposes of this title; or

(5) The self-insurer habitually engages in a practice of arbitrarily or unreasonably refusing employment to applicants for employment or discharging employees because of nondisabling bodily conditions.

**NEW SECTION.** Sec. 33. (1) Upon the petition of any employee, union or association having a substantial number of employees in the employ of said self-insurer the director shall hold a hearing to determine whether or not there are grounds for the withdrawal of certification of a self-insurer. He shall serve upon the self-insurer and upon any employee union or association having a substantial number of employees in the employ of said self-insurer, personally or by certified mail, a notice of intention to withdraw, or not to withdraw, certification of the self-insurer, which notice shall describe the nature and location or locations of the plants or operations involved; and the specific nature of the reasons for his decision. If the decision is to withdraw certification, it shall include the period of time within which the ground or grounds therefor existed or arose; a directive to the self-insurer specifying the manner in which the grounds may be eliminated; and the date, not less than thirty days after the self-insurer's receipt of the notice, when the certification will be withdrawn in the absence of a satisfactory elimination of the grounds for withdrawal of the certificate.

(2) An appeal of such notice of intention to withdraw, or not to withdraw, certification of a self-insurer may be taken by the self-insurer, or by any employee, or union, or association having a substantial number of employees in the employ of said self-insurer. Proceedings on such appeal shall be as prescribed in this title. Appeal by a self-insurer of notice of intention to withdraw certification shall not act as a stay of the withdrawal, unless the board, or court, for good cause shown, orders otherwise.

**NEW SECTION.** Sec. 34. (1) Every employer subject to the provisions of this title shall post and keep posted in a conspicuous place or places in and about his place or places of business a reasonable number of typewritten or printed notices of compliance substantially identical to a form prescribed by the director, stating that such employer is subject to the provisions of this title. Such notice shall advise whether the employer is self-insured or has insured with the department, and shall designate a person or persons on the premises to whom report of injury shall be made.

(2) Any employer who has failed to open an account with the department or qualify as a self-insurer shall not post or permit to be posted on or about his place of business or premises any notice of compliance with this title and any wilful violation of this subsection by any officer or supervisory employee of an employer shall be a misdemeanor.

**NEW SECTION.** Sec. 35. Every self-insurer shall maintain a record of all payments of compensation made under this title. The self-insurer shall furnish to the director all information he has in his possession as to any disputed claim, upon forms approved by the director.

**NEW SECTION.** Sec. 36. (1) Whenever compensation due under this title is not paid because of an uncorrected default of a self-insurer, such compensation shall be paid from the medical aid and accidents funds only after the moneys available from the bonds or other security provided under section 27 of this 1971 amendatory act have been exhausted.

(2) Such defaulting self-insurer or surety, if any, shall be liable for payment into the appropriate fund of the amounts paid therefrom by the director, and for the purpose of enforcing this liability the director, for the benefit of the appropriate fund, shall be subrogated to all of the rights of the person receiving such compensation.

Sec. 37. Section 51.24.010, chapter 23, Laws of 1961 as amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010 are each amended to read as follows:

If the injury to a workman is due to negligence or wrong of another not in the same employ, the injured workman or, if death results from the injury, his widow, children, or dependents, as the case may be, shall elect whether to take under this title or seek a remedy against such other, such election to be in advance of any suit under this section and, if he takes under this title, the cause of action against such other shall be assigned to the [state for the benefit of the accident fund and the medical aid fund] *department or self-insurer*; if the other choice is made, the [accident fund and the medical aid fund] *department or self-insurer* shall contribute only the deficiency, if any, between the amount of recovery against such third person actually collected and the compensation provided or estimated by this title for such case: PROVIDED, That the injured workman or if death results from his injury, his widow, children or dependents as the case may be, electing to seek a remedy against such other person, shall receive benefits payable under this title as if such election had not been made, and the [department for the benefit of the accident fund and the medical aid fund] *department or self-insurer* to the extent of such payments having been made by the department or *self-insurer* to the injured workman or if death results from his injury, his widow, children or dependents as the case may be shall be subrogated to the rights of such person or persons against the recovery had from such third party and shall have a lien thereupon. Any such cause of action assigned to the [state] *department or self-insurer* may be prosecuted or compromised by the department or *self-insurer* in its discretion in the name of the workman, beneficiaries, or legal representative. Any compromise by the workman of any such suit, which would leave a deficiency to be made

good [out of the accident fund or the medical aid fund] by the department or self-insurer may be made only with the written approval of the department or self-insurer. If such approval is not obtained, claim for the deficiency will be deemed to have been waived.

*Any third party action brought under this title by such workman or beneficiary must be duly prosecuted; if the action is not filed or settled within one year of the notice of election, the cause of action shall be deemed assigned to the department or self-insurer if after thirty days notice the action is neither filed nor settled. If a cause of action which has been filed is not diligently prosecuted, the department or self-insurer shall have the right to petition the court in which the action is pending for an order assigning the cause of action to the department or self-insurer. Upon sufficient showing in the court's discretion of a lack of diligent prosecution, such an order shall issue.*

In any action brought under this section wherein recovery is made by compromise and settlement or otherwise, the [amount to be repaid to the state of Washington as a result of said action] department or self-insurer, to the extent of the benefits paid or payable under this title, shall bear its proportionate share of attorney's fees and costs incurred by the injured workman or his widow, children, or dependents, as the case may be, and the court shall approve the amount of attorney's fees.

Sec. 38. Section 51.28.020, chapter 23, Laws of 1961 and RCW 51.28.020 are each amended to read as follows:

Where a workman is entitled to compensation under this title he shall file with the department or his self-insuring employer, as the case may be, his application for such, together with the certificate of the physician who attended him, and it shall be the duty of the physician to inform the injured workman of his rights under this title and to lend all necessary assistance in making this application for compensation and such proof of other matters as required by the rules of the department without charge to the workman. If application for compensation is made to a self-insuring employer, he shall forthwith send a copy thereof to the department.

**NEW SECTION.** Sec. 39. There is added to chapter 51.28 RCW a new section to read as follows:

(1) Whenever a self-insuring employer has notice or knowledge of an injury or occupational disease, he shall immediately report the same to the department on forms prescribed by the director. The report shall include:

- (a) The name, address, and business of the employer;
- (b) The name, address, and occupation of the employee;
- (c) The date, time, cause, and nature of the injury or occupational disease;
- (d) Whether the injury or occupational disease arose in the course of the injured employee's occupation; and
- (e) Such other pertinent information as the director may prescribe by regulation.

(2) Failure or refusal to file the report required by subsection (1) shall subject the offending employer to a penalty of one hundred dollars for each offense, to be collected in a civil action in the name of the director and paid into the medical aid fund.

Sec. 40. Section 51.32.010, chapter 23, Laws of 1961 and RCW 51.32.010 are each amended to read as follows:

Each workman injured in the course of his employment, or his family or dependents in case of death of the workman, shall receive [out of the accident fund] compensation in accordance with this chapter, and, except as in this title otherwise provided, such payment shall be in lieu of any and all rights of action whatsoever against any person whomsoever: PROVIDED, That if an injured workman, or the surviving spouse of an injured workman shall not have the custody of a child for, or on account of whom payments are required to be made under this chapter, such payment or payments shall be made to the person having the lawful custody of such child.

Sec. 41. Section 1, chapter 107, Laws of 1961 and RCW 51.32.015 are each amended to read as follows:

The benefits of Title 51 shall be provided to each workman receiving an injury, as defined therein, during the course of his employment and also during his lunch period as established by the employer while on the jobsite. The jobsite shall consist of the premises as are occupied, used or contracted for by the employer for the business or work process in which the employer is then engaged: PROVIDED, That if a workman by reason of his employment leaves such jobsite under the direction, control or request of the employer and if such workman is injured during his lunch period while so away from the jobsite, the workman shall receive the benefits as provided herein: AND PROVIDED FURTHER, That the employer need not consider the lunch period in [workman hours] his payroll for the purpose of reporting to the department unless the workman is actually paid for such period of time.

Sec. 42. Section 51.32.020, chapter 23, Laws of 1961 and RCW 51.32.020 are each amended to read as follows:

If injury or death results to a workman from the deliberate intention of the workman himself to produce such injury or death, or while the workman is engaged in the attempt to commit, or the commission of, a [crime] felony, neither the workman nor the widow, widower, child, or dependent of the workman shall receive any payment [whatsoever out of the accident fund] under this title.

An invalid child, while being supported and cared for in a state institution, shall not receive compensation under this chapter.

No payment shall be made to or for a natural child of a deceased workman and, at the same time, as the stepchild of a deceased workman.

Sec. 43. Section 51.32.040, chapter 23, Laws of 1961 as amended by section 2, chapter 165, Laws of 1965 ex. sess. and RCW 51.32.040 are each amended to read as follows:

No money paid or payable under this title [out of the accident fund or out of the medical aid fund] shall, prior to the issuance and delivery of the *check* or warrant therefor, be capable of being assigned, charged, or ever be taken in execution or attached or garnished, nor shall the same pass, or be paid, to any other person by operation of law, or by any form of voluntary assignment, or power of attorney. Any such assignment or charge shall be void: PROVIDED, That if any workman suffers a permanent partial injury, and dies from some other cause than the accident which produced such injury before he shall have received payment of his award for such permanent partial injury, or if any workman suffers any other injury and dies from some other cause than the accident which produced such injury before he shall have received payment of any monthly installment covering any period of time prior to his death, the amount of such permanent partial award, or of such monthly payment or both, shall be paid to his widow, if he leaves a widow, or to his child or children if he leaves a child or children and does not leave a widow: PROVIDED FURTHER, That, if any workman suffers an injury and dies therefrom before he shall have received payment of any monthly installment covering time loss for any period of time prior to his death, the amount of such monthly payment shall be paid to his widow, if he leaves a widow, or to his child or children, if he leaves a child or children and does not leave a widow: PROVIDED FURTHER, That any application for compensation under the foregoing provisos of this section shall be filed with the department or self-insuring employer within one year of the date of death: PROVIDED FURTHER, That if the injured workman resided in the United States as long as three years prior to the date of the injury, such payment shall not be made to any widow or child who was at the time of the injury a nonresident of the United States: PROVIDED FURTHER, That any workman receiving benefits under this title who is subsequently confined in, or who subsequently becomes eligible therefor while confined in any institution under conviction and sentence shall have all payments of such compensation canceled [by the department] during the period of confinement but after discharge from the institution payment of benefits thereafter due shall be paid if such workman would, but for the provisions of this proviso, otherwise be entitled thereto: PROVIDED FURTHER, That if such incarcerated workman has during such confinement period, any beneficiaries, they shall be paid directly the monthly benefits which would have been paid to him for himself and his beneficiaries had he not been so confined. Any lump sum benefits to which the workman would otherwise be entitled but for the provisions of this proviso shall be paid on a monthly basis to his beneficiaries.

Sec. 44. Section 51.32.100, chapter 23, Laws of 1961 and RCW 51.32.100 are each amended to read as follows:

If it is determined [by the department] that an injured workman had, at the time of his injury, a preexisting disease and that such disease delays or prevents complete recovery from such injury, [the said department] it shall be ascertained, as nearly as possible, the period over which the injury would have caused disability were it not for the diseased condition and the extent of permanent partial disability which the injury would have caused were it not for the disease, and [award] compensation shall be awarded only therefor.

Sec. 45. Section 51.32.140, chapter 23, Laws of 1961 and RCW 51.32.140 are each amended to read as follows:

Except as otherwise provided by treaty, whenever compensation is payable to a beneficiary who is an alien not residing in the United States, [the department] there shall [pay] be paid fifty percent of the compensation herein otherwise provided to such beneficiary. But if a nonresident alien beneficiary is a citizen of a government having a compensation law which excludes citizens of the United States, either resident or nonresident, from partaking of the benefit of such law in as favorable a degree as herein extended to nonresident aliens, he shall receive no compensation. No payment shall be made to any beneficiary residing in any country with which the United States does not maintain diplomatic relations when such payment is due.

NEW SECTION. Sec. 46. There is added to chapter 51.32 RCW a new section to read as follows:

(1) One purpose of this title is to restore the injured workman as near as possible to the condition of self-support as an able-bodied workman. Benefits for permanent disability shall be determined under the director's supervision only after the injured workman's condition becomes fixed.

(2) All determinations of permanent disabilities shall be made by the department. Either the workman, employer, or self-insurer may make a request or such inquiry may be initiated by the director on his own motion. Such determinations shall be required in every instance where permanent disability is likely to be present. All medical reports and other pertinent information in the possession of or under the control of the employer or self-insurer shall be forwarded to the director with such requests.

(3) A request for determination of permanent disability shall be examined by the department and an order shall issue in accordance with RCW 51.52.050.

(4) The department may require that the workman present himself for a special medical examination by a physician, or physicians, selected by the department, and the department may require that the workman present himself for a personal interview. In such event the costs of such examination or interview, including payment of any reasonable travel expenses, shall be paid by the department or self-insurer as the case may be.

(5) The director may establish a medical bureau within the department to perform medical examinations under this section. Physicians hired or retained for this purpose shall be grounded in industrial medicine and in the assessment of industrial physical impairment. Self-insurers shall bear a proportionate share of the cost of such medical bureau in a manner to be determined by the department.

(6) Where dispute arises from the handling of any claims prior to the condition of the injured workman becoming fixed, the workman, employer, or self-insurer may request the department to resolve the dispute or the director may initiate an inquiry on his own motion. In such cases the department shall proceed as provided in this section and an order shall issue in accordance with RCW 51.52.050.

**NEW SECTION.** Sec. 47. There is added to chapter 51.32 RCW a new section to read as follows:

(1) Written notice of acceptance or denial of a claim for benefits shall be mailed by a self-insurer to the claimant and the director within seven days after the self-insurer has notice of the claim.

(2) If the self-insurer denies a claim for compensation, written notice of such denial, clearly informing the claimant of the right of appeal under this title shall be mailed or given to the claimant and the director within seven days after the self-insurer has notice of the claim.

(3) Until such time as the department has entered an order in a disputed case acceptance of compensation by the claimant shall not be considered a binding determination of his rights under this title. Likewise the payment of compensation shall not be considered a binding determination of the obligations of the self-insurer as to future compensation payments.

(4) Upon making the first payment of income benefits, and upon stopping or changing of such benefits except where a determination of the permanent disability has been made as elsewhere provided in this title, the self-insurer shall immediately notify the director in accordance with a form to be prescribed by the director that the payment of income benefits has begun or has been stopped or changed.

(5) If, after the payment of compensation without an award, the self-insurer elects to controvert the right to compensation, the payment of compensation shall not be considered a binding determination of the obligations of the self-insurer as to future compensation payments. The acceptance of compensation by the workman or his beneficiaries shall not be considered a binding determination of their rights under this title.

(6) The director (a) may, upon his own initiative at any time in a case in which payments are being made without an award, and (b) shall, upon receipt of information from any person claiming to be entitled to compensation, from the self-insurer, or otherwise that the right to compensation is controverted, or that payment of compensation has been opposed, stopped or changed, whether or not claim has been filed, promptly make such inquiry as circumstances require, cause such medical examinations to be made, hold such hearings, make such orders, decisions or awards, and take such further action as he considers will properly determine the matter and protect the rights of all parties.

(7) The director, upon his own initiative, may make such inquiry as circumstances require or is necessary to protect the rights of all the parties and he may enact rules and regulations providing for procedures to ensure fair and prompt handling by self-insurers of the claims of workmen and beneficiaries.

**NEW SECTION.** Sec. 48. There is added to chapter 51.32 RCW a new section to read as follows:

(1) If a self-insurer fails, refuses, or neglects to comply with a compensation order which has become final and is not subject to review or appeal, the director or any person entitled to compensation under the order may institute proceedings for injunctive or other appropriate relief for enforcement of the order. These proceedings may be instituted in the superior court for the county in which the claimant resides, or, if the claimant is not then a resident of this state, in the superior court for the county in which the self-insurer may be served with process.

(2) The court shall enforce obedience to the order by proper means, enjoining compliance upon the person obligated to comply with the compensation order. The court may issue such writs and processes as are necessary to carry out its orders.

(3) A proceeding under this section does not preclude other methods of enforcement provided for in this title.

Sec. 49. Section 51.32.180, chapter 23, Laws of 1961 and RCW 51.32.180 are each amended to read as follows:

Every workman who suffers disability from an occupational disease in the course of employment under the mandatory or elective adoption provisions of this title, or his family and dependents in case of death of the workman from such disease or infection, shall receive the same compensation benefits and medical, surgical and hospital care and treatment as would be paid and provided for a workman injured or killed in employment under [the industrial insurance and medical aid acts of the state] *this title*: PROVIDED, HOWEVER, That this section and RCW 51.16.040 shall not apply where the last exposure to the hazards of the disease or infection occurred prior to January 1, 1937.

Sec. 50. Section 51.36.010, chapter 23, Laws of 1961 as amended by section 2, chapter 166, Laws of 1965 ex. sess. and RCW 51.36.010 are each amended to read as follows:

Upon the occurrence of any injury to a workman entitled to compensation under the

provisions of this title, he shall receive [, in addition to such compensation and out of the medical aid fund,] proper and necessary medical and surgical services at the hands of a physician of his own choice, if conveniently located, and proper and necessary hospital care and services during the period of his disability from such injury, but the same shall be limited in point of duration as follows:

In the case of permanent partial disability, not to extend beyond the date when compensation shall be awarded him, except when the workman returned to work before permanent partial disability award is made, in such case not to extend beyond the time when monthly allowances to him [out of the accident fund] shall cease; in case of temporary disability not to extend beyond the time when monthly allowances to him [out of the accident fund] shall cease: PROVIDED, That after any injured workman has returned to his work his medical and surgical treatment may be continued if, and so long as, such continuation is deemed necessary by the supervisor of industrial insurance to be necessary to his more complete recovery; in case of a permanent total disability not to extend beyond the date on which a lump sum settlement is made with him or he is placed upon the permanent pension roll: PROVIDED, HOWEVER, That the supervisor of industrial insurance, solely in his discretion, may authorize continued medical and surgical treatment for conditions previously accepted by the department when such medical and surgical treatment is deemed necessary by the supervisor of industrial insurance to protect such workman's life. In order to authorize such continued treatment the written order of the supervisor of industrial insurance issued in advance of the continuation shall be necessary.

Sec. 51. Section 51.36.020, chapter 23, Laws of 1961 as amended by section 3, chapter 166, Laws of 1965 ex. sess. and RCW 51.36.020 are each amended to read as follows:

When the injury to any workman is so serious as to require his being taken from the place of injury to a place of treatment, his employer shall, at the expense of the medical aid fund, or *self-insurer*, as the case may be, furnish transportation to the nearest place of proper treatment.

Every workman whose injury results in the loss of one or more limbs or eyes shall be provided with proper artificial substitutes [to be purchased by the department at the expense of the accident fund.] and every workman, who suffers an injury to an eye producing an error of refraction, shall be once provided [, at the expense of the accident fund,] proper and properly equipped lenses to correct such error of refraction and his disability rating shall be based upon the loss of sight before correction. Every workman, whose accident results in damage to or destruction of an artificial limb, eye or tooth, shall have same repaired or replaced [at the expense of the accident fund]. Every workman whose eyeglasses or lenses are damaged, destroyed, or lost as a result of an industrial accident shall have the same restored or replaced [at the expense of the accident fund]. The [accident fund] *department* or *self-insurer* shall be liable only for the cost of restoring damaged eyeglasses to their condition at the time of the accident. All mechanical appliances necessary in the treatment of an injured workman, such as braces, belts, casts and crutches, [may] shall be provided [at the expense of the medical aid fund] and all mechanical appliances required as permanent equipment after treatment has been completed shall continue to be provided or replaced without regard to the date of injury or date treatment was completed, notwithstanding any other provision of law [, at the expense of the accident fund]. A workman, whose injury is of such short duration as to bring him within the provisions of subsection (4) of RCW 51.32.090 shall nevertheless receive during the omitted period medical, surgical and hospital care and service and transportation under the provisions of this chapter.

**NEW SECTION.** Sec. 52. There is added to chapter 51.36 RCW a new section to read as follows:

The department may operate and control a rehabilitation center and may contract with self-insurers for use of any such center on such terms as the director deems reasonable.

**NEW SECTION.** Sec. 53. There is added to chapter 51.36 RCW a new section to read as follows:

Physicians attending injured employees shall comply with rules and regulations adopted by the director, and shall make such reports as may be requested by the department or self-insurer upon the condition or treatment of any injured employee, or upon any other matters concerning injured employees in their care. All medical information in the possession or control of any person and relevant to the particular injury shall be available to the employer and the department, and no person shall incur any legal liability by reason of releasing such information.

**NEW SECTION.** Sec. 54. There is added to chapter 51.36 RCW a new section to read as follows:

Whenever the director or the self-insurer deems it necessary in order to resolve any medical issue, a workman shall submit to examination by a physician or physicians selected by the director, with the rendition of a report to the person ordering the examination. The director, in his discretion, may charge the cost of such examination or examinations to the self-insurer or to the medical aid fund as the case may be. The cost of said examination shall include payment to the workman of reasonable expenses connected therewith.

**NEW SECTION.** Sec. 55. There is added to chapter 51.36 RCW a new section to read as follows:

All fees and medical charges under this title shall conform to regulations promulgated by the director.

Sec. 56. Section 51.44.070, chapter 23, Laws of 1961 as amended by section 5, chapter 274, Laws of 1961 and RCW 51.44.070 are each amended to read as follows:

For every case resulting in death or permanent total disability the department shall transfer on its books from the accident fund of the proper class and/or appropriate account to the "reserve fund" a sum of money for that case equal to the estimated present cash value of the monthly payments provided for it, to be calculated upon the basis of an annuity covering the payments in this title provided to be made for the case. [Such annuities shall be based upon tables to be prepared for that purpose by the state insurance commissioner and by him furnished to the state treasurer, calculated upon standard mortality tables with an interest assumption of three percent per annum] *Such annuity values shall be based upon rates of mortality, disability, remarriage, and interest as determined by the state insurance commissioner, taking into account the experience of the reserve fund in such respects.*

*Similarly, a self-insurer in these circumstances shall pay into the reserve fund a sum of money computed in the same manner, and the disbursements therefrom shall be made as in other cases.*

Sec. 57. Section 51.44.080, chapter 23, Laws of 1961 and RCW 51.44.080 are each amended to read as follows:

The department shall notify the state treasurer from time to time, of such transfers as a whole from the accident fund to the reserve fund and the interest or other earnings of the reserve fund shall become a part of the reserve fund itself. The department shall, on [October 1st] *June 30th* of each year, apportion the interest or other earnings of the reserve fund, as certified to it by the state treasurer, to the various class reserve funds according to the average class balance for the preceding year. As soon as possible after [October 1st] *June 30th* of each year the state insurance commissioner shall expert the reserve fund of each class to ascertain its standing as of [October 1st] *June 30th* of that year and the relation of its outstanding annuities at their then value *on the bases currently employed for new cases* to the cash on hand or at interest belonging to that fund. He shall promptly report the result of his examination to the department and to the state treasurer in writing not later than [December 31st] *September 30th* following. If the report shows that there was on said [October 1st] *June 30th*, in the reserve fund of any class in cash or at interest, a greater sum than the then annuity value of the outstanding pension obligations of that class, the surplus shall be forthwith turned over to the accident fund of that class but, if the report shows the contrary condition of any class reserve, the deficiency shall be forthwith made good out of the accident fund of that class.

**NEW SECTION.** Sec. 58. Each self-insurer shall make such deposits, into the reserve fund, as the department shall require pursuant to RCW 51.44.070, as are necessary to guarantee the payments of the pensions established pursuant to RCW 51.32.050 and 51.32.060.

Each self-insurer shall have an account within the reserve fund. Each such account shall be credited with its proportionate share of interest or other earnings as determined in RCW 51.44.080.

Each such account in the reserve fund shall be experted by the insurance commissioner as required for each class account in RCW 51.44.080. Any surpluses shall be forthwith returned to the respective self-insurers, and each deficit shall forthwith be made good to the reserve fund by the self-insurer.

**NEW SECTION.** Sec. 59. There is added to chapter 51.44 RCW a new section to read as follows:

The director shall impose and collect assessments each fiscal year upon all self-insurers in the amount of the estimated costs of administering their portion of this title during such fiscal year. Such assessments shall be based on a pro rata percentage of Washington payroll of each self-insurer subject to this title. The time and manner of imposing and collecting assessments due the department shall be set forth in regulations promulgated by the director in accordance with chapter 34.04 RCW.

**NEW SECTION.** Sec. 60. There is added to chapter 51.44 RCW a new section to read as follows:

The director is authorized to make periodic temporary interfund transfers between the reserve and supplemental pension funds as may be necessary to provide for payments as prescribed in RCW 51.32.070. At least once annually, the director shall cause an audit to be made of all pension funds administered by the department to insure that proper crediting of funds has been made, and further to direct transfers between the funds for any interfund loans which may have been made in the preceding year and not fully reimbursed.

Sec. 61. Section 51.48.010, chapter 23, Laws of 1961 and RCW 51.48.010 are each amended to read as follows:

Every employer [who fails to furnish an estimate of payroll and workmen hours and make payments as provided in RCW 51.16.110] shall be liable [to a penalty of not to exceed five hundred dollars] *for the penalties described in this title* and shall also be liable if an [accident] *injury or occupational disease* has been sustained by [an employee] *a workman* prior to the time [such estimate is received by the department,] *he has secured the payment of such compensation* to a penalty in a sum equal to fifty percent of the cost [to the accident fund and medical aid fund] *for such [accident] injury or occupational disease, for the benefit of the [accident fund and] medical aid fund.*

**NEW SECTION.** Sec. 62. There is added to chapter 51.48 RCW a new section to read as follows:

Any employer who engages in work who has wilfully failed to secure the payment of compensation under this title shall be guilty of a misdemeanor. Violation of this section is punishable, upon conviction, by a fine of not less than twenty-five dollars nor more than one hundred dollars. Each day such person engages as a subject employer in violation of this section constitutes a separate offense. Any fines paid pursuant to this section shall be paid directly by the court to the director for deposit in the medical aid fund.

Sec. 63. Section 51.48.020, chapter 23, Laws of 1961 and RCW 51.48.020 are each amended to read as follows:

Any employer, who misrepresents to the department the amount of his payroll [or the number of workman hours] upon which the premium under this title is based, shall be liable to the state in ten times the amount of the difference in premiums paid and the amount the employer should have paid [,] and for the reasonable expenses of auditing his books and collecting such sums. Such liability may be enforced in the name of the department. Such an employer shall also be guilty of a misdemeanor if such misrepresentations are made knowingly.

Sec. 64. Section 51.48.030, chapter 23, Laws of 1961 and RCW 51.48.030 are each amended to read as follows:

Every [person, firm, or corporation] employer who fails to keep the records required by this title or fails to make the reports [in the manner and at the time] provided in [chapter 51.16] this title shall be subject to a penalty of not to exceed one hundred dollars for each such offense.

NEW SECTION. Sec. 65. There is added to chapter 51.48 RCW a new section to read as follows:

Where death results from the injury and the deceased leaves no beneficiaries, a self-insurer shall pay into the supplemental pension fund the sum of ten thousand dollars.

NEW SECTION. Sec. 66. There is added to chapter 51.48 RCW a new section to read as follows:

If a self-insurer unreasonably delays or refuses to pay benefits as they become due there shall be paid by the self-insurer upon order of the director an additional amount equal to twenty-five percent of the amount then due which shall accrue for the benefit of the claimant and shall be paid to him with the benefits which may be assessed under this title. Such an order shall conform to the requirements of RCW 51.52.050.

NEW SECTION. Sec. 67. There is added to chapter 51.04 RCW a new section to read as follows:

The director shall appoint a workmen's compensation advisory committee composed of eight members: Three representing subject workmen, three representing subject employers, and two ex officio members, without a vote, one of whom represents the department, who shall be chairman, and one of whom represents self-insurers. This committee shall conduct a continuing study of any aspects of workmen's compensation as the committee shall determine require their consideration. The committee shall report its findings to the department or the board of industrial insurance appeals for such action as deemed appropriate. The members of the committee shall be appointed for a term of three years commencing on the effective date of this 1971 amendatory act and the terms of the members representing the workmen and employers shall be staggered so that the director shall designate one member from each such group initially appointed whose term shall expire on June 30, 1972 and one member from each such group whose term shall expire on June 30, 1973. The members shall serve without compensation, but shall be entitled to expenses as provided in RCW 43.03.050 and 43.03.060. The committee may hire such experts, if any, as it shall require to discharge its duties, and may utilize such personnel and facilities of the department and board of industrial insurance appeals as it shall need without charge. All expenses of this committee shall be paid by the department.

The workmen's compensation advisory committee created by this section shall conduct a study of the advisability and necessity of deposits by self-insurers into the reserve fund to guarantee the payments of pensions established pursuant to this title, and shall report its findings and recommendations on this study to the department, and the department shall transmit said findings and recommendations to the next session of the legislature.

Sec. 68. Section 51.52.010, chapter 23, Laws of 1961 as last amended by section 3, chapter 165, Laws of 1965 ex. sess. and RCW 51.52.010 are each amended to read as follows:

There shall be a "board of industrial insurance appeals," hereinafter called the "board," consisting of three members appointed by the governor as hereinafter provided. One shall be a representative of the public and a lawyer, appointed from a mutually agreed to list of not less than three active members of the Washington state bar association, submitted to the governor by the two organizations defined below, and such member shall be the chairman of said board. The second member shall be a representative of the majority of workmen engaged in [extrahazardous] employment under this title and selected from a list of not less than three names submitted to the governor by an organization, state-wide in scope, which through its affiliates embraces a cross section and a majority of the organized labor of the state. The third member shall be a representative of employers [engaged in extrahazardous industry] under this title, and appointed from a list of at least three names submitted to the governor by a recognized state-wide organization of employers, representing a majority of employers [who are substantial contributors to the industrial insurance accident fund]. The initial terms of office of the members of the board shall be for six, four, and two years respectively. Thereafter all terms shall be for a period of six years. Each member of the board shall be eligible for reappointment and shall hold office

until his successor is appointed and qualified. In the event of a vacancy the governor is authorized to appoint a successor to fill the unexpired term of his predecessor. All appointments to the board shall be made in conformity with the foregoing plan. Whenever the workload of the board and its orderly and expeditious disposition shall necessitate, the governor may appoint two additional pro-tem members in addition to the regular members. Such appointments shall be for a definite period of time, and shall be made from lists submitted respectively by labor and industry as in the case of regular members. One pro-tem member shall be a representative of labor and one shall be a representative of industry. Members shall devote their entire time to the duties of the board and shall receive for their services a salary as fixed by the governor in accordance with the provisions of RCW 43.03.040 which shall be in addition to reasonable travel allowance. Headquarters for the board shall be located in Olympia. The board shall adopt a seal which shall be judicially recognized.

Sec. 69. Section 51.52.080, chapter 23, Laws of 1961 as amended by section 2, chapter 148, Laws of 1963 and RCW 51.52.080 are each amended to read as follows:

If the notice of appeal raises no issue or issues of fact and the board finds that the department properly and lawfully decided all matters raised by such appeal it may, without further hearing, deny the same and confirm the department's decision or award, or if the department's record sustains the contention of the person appealing to the board, it may, without further hearing, allow the relief asked in such appeal; otherwise, it shall grant the appeal [and order a hearing to decide the issues raised].

Sec. 70. Section 51.52.090, chapter 23, Laws of 1961 and RCW 51.52.090 are each amended to read as follows:

If the appeal is not [granted] *denied* within thirty days after the notice is filed with the board, the appeal shall be deemed to have been [denied] *granted*: PROVIDED, That the board may extend the time within which it may act upon such appeal, not exceeding thirty days.

Sec. 71. Section 13, chapter 223, Laws of 1953 and RCW 38.52.290 are each amended to read as follows:

Insofar as not inconsistent with the provisions of this chapter, the maximum amount payable to a claimant shall be not greater than the amount allowable for similar disability under the workmen's compensation act, [RCW 51.32.005 through 51.32.170] *chapter 51.32 RCW as amended by this 1971 amendatory act* and any amendments thereto. "Employee" as used in said title shall include a civil defense worker when liability for the furnishing of compensation and benefits exists pursuant to the provisions of this chapter and as limited by the provisions of this chapter. Where liability for compensation and benefits exists, such compensation and benefits shall be provided in accordance with the applicable provisions of said sections of chapter 51.32 and at the maximum rate provided therein, subject, however, to the limitations set forth in this chapter.

Sec. 72. Section 17, chapter 223, Laws of 1953 and RCW 38.52.330 are each amended to read as follows:

The department of civil defense is authorized to make all expenditures necessary and proper to carry out the provisions of this chapter including payments to claimants for compensation as civil defense workers and their dependents; to adjust and dispose of all claims submitted by a local compensation board: PROVIDED, That nothing herein shall be construed to mean that the department of civil defense or the state civil defense council or its officers or agents shall have the final decision with respect to the compensability of any case or the amount of compensation or benefits due, but any civil defense worker or his dependents shall have the same right of appeal from any order, decision, or award to the same extent as provided in [RCW 51.52.050 to 51.52.110] *chapter 51.32 RCW as amended by this 1971 amendatory act*.

Sec. 73. Section 14, chapter 207, Laws of 1953 and RCW 75.08.206 are each amended to read as follows:

The director of fisheries shall procure compensation insurance for all employees of the department of fisheries engaged as peace officers, insuring such employees against injury or death incurred in the course of their employment as such peace officers when such employment involves the performance of duties not covered under the workmen's compensation act of the state of Washington. The beneficiaries and the compensation and benefits under such insurance shall be the same as provided in [RCW 51.32.005 to 51.32.170] *chapter 51.32 RCW as amended by this 1971 amendatory act*, and said insurance also shall provide for medical aid and hospitalization to the extent and amount as provided in RCW 51.36.010 and 51.36.020 *as now or hereafter amended*.

Sec. 74. Section 51.04.030, chapter 23, Laws of 1961 and RCW 51.04.030 are each amended to read as follows:

The director shall, through the division of industrial insurance, [provide] *supervise the providing of prompt and efficient care and treatment to workmen injured in [extrahazardous work] during the course of their employment at the least cost consistent with promptness and efficiency, without discrimination or favoritism, and with as great uniformity as the various and diverse surrounding circumstances and locations of industries will permit and to that end shall, from time to time, establish and promulgate and supervise the administration of printed forms, rules, regulations, and practices for the furnishing of such care and treatment.*

The director shall make and, from time to time, change as may be, and promulgate a fee bill of the maximum charges to be made by any physician, surgeon, hospital, druggist, or

other agency or person rendering services to injured workmen. No service covered [by such fee bill] *under this title* shall be charged or paid [for out of the medical aid fund] at a rate or rates exceeding those specified in such fee bill, and no contract providing for greater fees shall be valid as to the excess.

The director or *self-insurer, as the case may be*, shall make a record of the commencement of every disability and the termination thereof and, when bills are rendered for the care and treatment of injured workmen, [he] shall approve and [certify] pay those which conform to the promulgated rules, regulations, and practices of the director and [the director] may reject any bill or item thereof incurred in violation of the principles laid down in this section or the rules and regulations promulgated under it.

**NEW SECTION.** Sec. 75. There is added to chapter 51.08 RCW a new section to read as follows:

"Agriculture" means the business of growing or producing any agricultural or horticultural produce or crop, including the raising of any animal, bird, or insect, or the milk, eggs, wool, fur, meat, honey, or other substances obtained therefrom.

Sec. 76. Section 51.16.060, chapter 23, Laws of 1961 as amended by section 1, chapter 80, Laws of 1965 ex. sess. and RCW 51.16.060 are each amended to read as follows:

Every employer *not qualifying as a self-insurer shall insure with the state* and shall, on or before the last day of January, April, July and October of each year thereafter, furnish the department with a true and accurate payroll [and the aggregate number of workmen hours, during] *for the period in which workmen were employed by him during the preceding calendar quarter, the total amount paid to such workmen during such preceding calendar quarter, and a segregation of employment in the different classes [provided in] established pursuant to this title, and shall pay his premium thereon to the [accident fund and medical aid] appropriate fund.* The sufficiency of such statement shall be subject to the approval of the director: **PROVIDED,** That the director may in his discretion and for the effective administration of this title require an employer in individual instances to furnish a supplementary report containing the name of each individual workman, his hours worked, his rate of pay and the class or classes in which such work was performed: **PROVIDED, FURTHER,** That in the event an employer shall furnish the department with four consecutive quarterly reports wherein each such quarterly report indicates that no premium is due the department may close the account.

Sec. 77. Section 51.16.140, chapter 23, Laws of 1961 as amended by section 2, chapter 20, Laws of 1971 and RCW 51.16.140 are each amended to read as follows:

[The] *Every employer who is not a self-insurer shall deduct from the pay of each of his workmen [engaged in extrahazardous work] one-half of the amount [the employer] he is required to pay [into the medical aid fund for or on account of the employment of such workman], for medical benefits within each risk classification. Such amount shall be periodically determined by the director and reported by him to all employers under this title: PROVIDED,* That the [employer or] *state governmental unit shall pay the entire amount into the medical aid fund for volunteers, as defined in section 1 of [this 1971 amendatory act] chapter 20, Laws of 1971. It shall be unlawful for the employer, unless specifically authorized by this title, to deduct or obtain any part of the premium or other costs required to be by him paid [into the accident fund] from the wages or earnings of any of his workmen, and the making of or attempt to make any such deduction shall be a gross misdemeanor.*

Sec. 78. Section 51.16.160, chapter 23, Laws of 1961 and RCW 51.16.160 are each amended to read as follows:

All actions for the recovery of delinquent premiums, *assessments, contributions, and penalties therefor due any of the funds under this title* shall be brought in the superior court and in all cases of probate, insolvency, assignment for the benefit of creditors, or bankruptcy, the claim of the state for the payments due shall be a lien prior to all other liens or claims and on a parity with prior tax liens and the mere existence of such cases or conditions shall be sufficient to create such lien without any prior or subsequent action by the state, and all administrators, receivers, or assignees for the benefit of creditors shall notify the department of such administration, receivership, or assignment within thirty days from date of their appointment and qualification. In any action or proceeding brought for the recovery of payments due upon the payroll of an employer, the certificate of the department that an audit has been made of the payroll of such employer pursuant to the direction of the department and the amount of such payroll for the period stated in the certificate shall be prima facie evidence of such fact.

Sec. 79. Section 51.16.180, chapter 23, Laws of 1961 and RCW 51.16.180 are each amended to read as follows:

The director shall have the custody of all property acquired by the state at execution sale upon judgments obtained for delinquent [industrial insurance premiums or medical aid contributions,] *payments and penalties therefor and costs, and may sell and dispose of the same at private sales for the sale purchase price, and shall pay the proceeds into the state treasury to the credit of the [accident fund, or medical aid fund, as the case may be] appropriate fund.* In case of the sale of real estate the director shall execute the deed in the name of the state.

**NEW SECTION.** Sec. 80. There is added to chapter 51.08 RCW a new section to read as follows:

"Self-insurer" means an employer who has been authorized under this title to carry its own liability to its employees covered by this title.

Sec. 81. Section 51.12.070, chapter 23, Laws of 1961 as amended by section 1, chapter 20, Laws of 1965 ex. sess. and RCW 51.12.070 are each amended to read as follows:

The provisions of this title shall apply to all [extrahazardous] work done by contract; the person, firm, or corporation who lets a contract for such [extrahazardous] work shall be responsible primarily and directly for all [payments due to the accident fund and medical aid fund] premiums upon the work. The contractor and any subcontractor shall be subject to the provisions of this title and the person, firm, or corporation letting the contract shall be entitled to collect from the contractor the full amount payable [to the accident fund and medical aid fund,] in premiums and the contractor in turn shall be entitled to collect from the subcontractor his proportionate amount of the payment.

It shall be unlawful for any county, city or town to issue a construction building permit to any person who has not submitted to the department an estimate of payroll and paid premium thereon as provided by chapter 51.16 of this title or proof that such person has qualified as a self-insurer.

NEW SECTION. Sec. 82. There is added to chapter 51.12 RCW a new section to read as follows:

(1) If a workman, while working outside the territorial limits of this state, suffers an injury on account of which he, or his beneficiaries, would have been entitled to compensation under this title had such injury occurred within this state, such workman, or his beneficiaries, shall be entitled to compensation under this title: PROVIDED, That if the time of such injury:

(a) His employment is principally localized in this state; or

(b) He is working under a contract of hire made in this state for employment not principally localized in any state; or

(c) He is working under a contract of hire made in this state for employment principally localized in another state whose workmen's compensation law is not applicable to his employer; or

(d) He is working under a contract of hire made in this state for employment outside the United States and Canada.

(2) The payment or award of compensation under the workmen's compensation law of another state, territory, province, or foreign nation to a workman or his beneficiaries otherwise entitled on account of such injury to compensation under this title shall not be a bar to a claim for compensation under this title: PROVIDED, That claim under this title is timely filed. If compensation is paid or awarded under this title, the total amount of compensation paid or awarded the workman or beneficiary under such other workmen's compensation law shall be credited against the compensation due the workman or beneficiary under this title.

(3) If a workman or beneficiary is entitled to compensation under this title by reason of an injury sustained in this state while in the employ of an employer who is domiciled in another state and who has neither opened an account with the department nor qualified as a self-insurer under this title, such an employer or his insurance carrier shall file with the director a certificate issued by the agency which administers the workmen's compensation law in the state of the employer's domicile, certifying that such employer has secured the payment of compensation under the workmen's compensation law of such other state and that with respect to said injury such workman or beneficiary is entitled to the benefits provided under such law. In such event:

(a) The filing of such certificate shall constitute appointment by the employer or his insurance carrier of the director as its agent for acceptance of the service of process in any proceeding brought by any claimant to enforce rights under this title;

(b) The director shall send to such employer or his insurance carrier, by registered or certified mail to the address shown on such certificate, a true copy of any notice of claim or other process served on the director by the claimant in any proceeding brought to enforce rights under this title;

(c) (i) If such employer is a self-insurer under the workmen's compensation law of such other state, such employer shall, upon submission of evidence or security, satisfactory to the director, of his ability to meet his liability to such claimant under this title, be deemed to be a qualified self-insurer under this title;

(ii) If such employer's liability under the workmen's compensation law of such other state is insured, such employer's carrier, as to such claimant only, shall be deemed to be subject to this title: PROVIDED, That unless its contract with said employer requires it to pay an amount equivalent to the compensation benefits provided by this title, the insurer's liability for compensation shall not exceed its liability under the workmen's compensation law of such other state;

(d) If the total amount for which such employer's insurer is liable under (c) (ii) above is less than the total of the compensation to which such claimant is entitled under this title, the director may require the employer to file security satisfactory to the director to secure the payment of compensation under this title; and

(e) If such employer has neither qualified as a self-insurer nor secured insurance coverage under the workmen's compensation law of another state, such claimant shall be paid compensation by the department;

(f) Any such employer shall have the same rights and obligations as other employers subject to this title and where he has not provided coverage or sufficient coverage to secure the compensation provided by this title to such claimant, the director may impose a penalty payable to the department of a sum not to exceed fifty percent of the cost to the

department of any deficiency between the compensation provided by this title and that afforded such claimant by such employer or his insurance carrier if any.

(4) As used in this section:

(a) A person's employment is principally localized in this or another state when (i) his employer has a place of business in this or such other state and he regularly works at or from such place of business, or (ii) if clause (i) foregoing is not applicable, he is domiciled in and spends a substantial part of his working time in the service of his employer in this or such other state;

(b) "Workmen's compensation law" includes "occupational disease law" for the purposes of this section.

(5) A workman whose duties require him to travel regularly in the service of his employer in this and one or more other states may agree in writing with his employer that his employment is principally localized in this or another state, and, unless such other state refuses jurisdiction, such agreement shall govern as to any injury occurring after the effective date of the agreement.

(6) The director shall be authorized to enter into agreements with the appropriate agencies of other states and provinces of Canada which administer their workmen's compensation law with respect to conflicts of jurisdiction and the assumption of jurisdiction in cases where the contract of employment arises in one state or province and the injury occurs in another, and when any such agreement has been executed and promulgated as a regulation of the department under chapter 34.04 RCW, it shall bind all employers and workmen subject to this title and the jurisdiction of this title shall be governed by this regulation.

Sec. 83. Section 51.16.040, chapter 23, Laws of 1961 and RCW 51.16.040 are each amended to read as follows:

The compensation and benefits provided for occupational diseases shall be paid [from the same funds] and in the same manner as compensation and benefits for injuries under [the industrial insurance and medical aid acts and the contributions of employers to pay for occupational diseases shall be determined, assessed, and collected in the same manner and as a part of the premiums for employment under the mandatory or elective adoption provisions of this title] *this title*.

Sec. 84. Section 2, chapter 151, Laws of 1963 and RCW 51.16.042 are each amended to read as follows:

Inasmuch as business, industry and labor desire to provide for testing, research, training and teaching facilities and consulting services at the University of Washington for industrial and occupational health for workmen in the environmental research facility thereat, [each class of industry] *all employers* shall bear [its] *their* proportionate share of the cost therefor [accrued during any fiscal year based on average workman hours of exposure over the preceding two year calendar period]. *The director may require payments to the department from all employers under this title and may make rules and regulations in connection therewith, which costs shall be paid from the department, in lieu of the previous provisions of RCW 28B.20.458.*

Sec. 85. Section 51.12.110, chapter 23, Laws of 1961 and RCW 51.12.110 are each amended to read as follows:

Any employer [engaged in any occupation other than those enumerated or declared to be under this title, may make written application to the director to fix rates of contribution for such occupation for industrial insurance and for medical aid, and thereupon the director, through the division of industrial insurance, shall fix such rates, which shall be based on the hazard of such occupation in relation to the hazards of the occupations for which rates are prescribed. When such rate is fixed the applicant] *who has in his employment any exempt person may file notice in writing with the [supervisor of industrial insurance] director of his [or its] election to [contribute under] be subject to this title, and shall forthwith display in a conspicuous manner about his [or its] works and in a sufficient number of places to reasonably inform his [or its] workmen of the fact, printed notices furnished by the department stating that he [or it] has so elected [to contribute to the accident fund and the medical aid fund] and stating when said election will become effective. Any workman in the employ of such applicant shall be entitled at any time within five days after the posting of said notice by his employer, or within five days after he has been employed by an employer who has elected to become subject to this title as herein provided, to give a written notice to such employer and to the department of his election not to become subject to this title. At the expiration of the time fixed by the notice of the employer, the employer and such of his [or its] workmen as shall not have given such written notice of their election to the contrary shall be subject to all the provisions of this title and entitled to all of the benefits thereof. PROVIDED, That those who have heretofore complied with the foregoing conditions and are carried and considered by the department as within the purview of this title shall be deemed and considered as having fully complied with its terms and shall be continued by the department as entitled to all of the benefits and subject to all of the liabilities without other or further action. Any employer who has complied with this section may withdraw his acceptance of liability under this title by filing written notice with the director of the withdrawal of his acceptance. Such withdrawal shall become effective thirty days after the filing of such notice or on the date of the termination of the security for payment of compensation, whichever last occurs. The employer shall, at least thirty days before the effective date of the withdrawal, post reasonable notice of such withdrawal where the affected workman or workmen work and shall otherwise notify personally the*

affected workmen. Withdrawal of acceptance of this title shall not affect the liability of the department or self-insurer for compensation for any injury occurring during the period of acceptance.

Sec. 86. Section 51.16.105, chapter 23, Laws of 1961 and RCW 51.16.105 are each amended to read as follows:

All [administrative] expenses of the safety division of the department [, except those incurred by the administration of chapter 19.28,] pertaining to workmen's compensation shall be [financed from] paid by the [combined receipts of the accident and medical aid funds] department and financed by premiums and by assessments collected from a self-insurer as provided in this title. [The administrative expense paid from the accident fund shall not exceed four percent, and from the medical aid fund it shall not exceed one and one-half percent. But in no case shall the total expense paid from the combined receipts of both funds exceed five percent. The percentage shall be computed on the combined average annual receipts for the five previous fiscal years.]

NEW SECTION. Sec. 87. There is added to chapter 51.16 RCW a new section to read as follows:

In every case where an employer insured with the state fails or refuses to file any report of payroll required by the department and fails or refuses to pay the premiums due on such unreported payroll, the department shall have authority to estimate such payroll and collect premiums on the basis of such estimate.

If the report required and the premiums due thereon are not made within ten days from the mailing of such demand, the employer shall be in default as provided by this title and the department may have and recover judgment or file liens for such estimated premium or the actual premium, whichever is greater.

NEW SECTION. Sec. 88. Whenever the term "state fund" is used in the provisions of this 1971 amendatory act, it shall mean those funds held by the state or any agency thereof for the purposes of this title.

NEW SECTION. Sec. 89. The following acts or parts of acts are each hereby repealed:

- (1) Section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010;
- (2) Section 51.16.020, chapter 23, Laws of 1961, section 6, chapter 274, Laws of 1961 and RCW 51.16.020;
- (3) Section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030;
- (4) Section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050; and
- (5) Section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080.

NEW SECTION. Sec. 90. The provisions of this 1971 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1971: PROVIDED, That RCW 51.08.070 as amended by section 1 of this 1971 amendatory act, RCW 51.12.010 as amended in section 2 of this 1971 amendatory act, RCW 51.12.020 as amended in section 3 of this 1971 amendatory act and RCW 51.16.110 as amended in section 4 of this 1971 amendatory act shall take effect and become operative without any further action of the legislature on January 1, 1972.

NEW SECTION. Sec. 91. There is added to chapter 51.98 RCW a new section to read as follows:

If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected: PROVIDED, That nothing in this section shall affect or invalidate any of the provisions of RCW 51.04.090.

Signed by Senators Greive, McDougall and Stortini; Representatives Grant, Morrison and Hubbard.

#### MOTION

On motion of Mr. Bledsoe, the House adopted the report of the Free Conference Committee on Engrossed House Bill No. 735.

#### FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 735 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 735 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 73; nays, 23; absent or not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley,

Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman—73.

Voting nay: Representatives Amen, Benitz, Bledsoe, Bluechel, Copeland, Curtis, Flanagan, Goldsworthy, Harris, Juelling, Julin, Kirk, Kopet, Kuehnl, Lynch, Morrison, Newhouse, Pardini, Polk, Schumaker, Shera, Spanton, Mr. Speaker—23.

Absent or not voting: Representatives Bottiger, Eikenberry, Rabel—3.

Engrossed House Bill No. 735 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### PERSONAL PRIVILEGE

Mr. Juelling: "I would like to take you back to January of 1970 when we passed the unemployment compensation bill, which has nothing to do with this. But I want to tell you what you did to the employers again this evening. We have been here 120 days. On the 120th day, a half hour before the clock stopped, you passed us out a package, 67 pages long, on industrial insurance that has a fiscal impact of approximately \$30 million. Now you talk about wanting to do a job of getting people and industry into this state. You are not going to do it with this kind of legislation. We did the same thing in 1970 with the unemployment insurance program. The retirees and the voluntary quits are all now on 52 weeks. I am sure they are enjoying it. I hope when we come back next January that we don't find that we have made a tremendous mistake. Thank you for your patience."

#### MESSAGES FROM THE SENATE

May 10, 1971.  
Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SENATE BILL NO. 522, and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred SENATE BILL NO. 522, providing for transfer of certain funds to the Washington public employees' retirement system, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to public employee retirement; amending section 26, chapter 80, Laws of 1947 as last amended by section 2, chapter 50, Laws of 1967 and RCW 41.32.260; amending section 1, chapter 274, Laws of 1947 as last amended by section 1, chapter 128, Laws of 1969 and RCW 41.40.010; amending section 3, chapter 274, Laws of 1947 as last amended by section 2, chapter 174, Laws of 1963 and RCW 41.40.030; amending section 13, chapter 274, Laws of 1947 as last amended by section 5, chapter 128, Laws of 1969 and RCW 41.40.120; amending section 20, chapter 274, Laws of 1947 as last amended by section 8, chapter 128, Laws of 1969 and RCW 41.40.190; amending section 1, chapter 68, Laws of 1970 ex. sess. and RCW 41.40.195; amending section 19, chapter 274, Laws of 1947 as last amended by section 5, chapter 127, Laws of 1967 and RCW 41.40.180; amending section 23, chapter 274, Laws of 1947 as last amended by section 7, chapter 291, Laws of 1961 and RCW 41.40.220; amending section 27, chapter 274, Laws of 1947 as last amended by section 12, chapter 174, Laws of 1963 and RCW 41.40.260; amending section 34, chapter 274, Laws of 1947 as last amended by section 12, chapter 128, Laws of 1969 and RCW 41.40.330; amending section 37, chapter 274, Laws of 1947 as last amended by section 15, chapter 174, Laws of 1963 and RCW 41.40.361; amending section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 128, Laws of 1969 and RCW 41.40.410; amending section 5, chapter 71, Laws of 1947 and RCW 41.44.050; amending section 11, chapter 71, Laws of 1947 as last amended by section 2, chapter 99, Laws of 1965 ex. sess. and RCW 41.44.110; amending section 12, chapter 71, Laws of 1947 as last amended by section 2, chapter 70, Laws of 1959 and RCW 41.44.120; repealing section 1, chapter 223, Laws of 1961 and RCW 41.40.128; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 26, chapter 80, Laws of 1947 as last amended by section 2, chapter 50, Laws of 1967 and RCW 41.32.260 are each amended to read as follows:

Any member whose public school service is interrupted by active service to the United States as a member of its military, naval or air service, or to the state of Washington, as a member of the legislature, may upon becoming reemployed in the public schools, receive credit for such service upon presenting satisfactory proof, and contributing to the annuity fund, either in a lump sum or installments, such amounts as shall be determined by the board of trustees: PROVIDED, That no such military service credit in excess of five years shall be established or reestablished after July 1, 1961, unless the service was actually rendered during time of war: PROVIDED FURTHER, That a member of the retirement system who is a member of the state legislature may request that retirement deductions be taken from his salary as a legislator and that service credit be established with the retirement system while such deductions are reported to the retirement system, unless he has by reason of his employment become a contributing member of another public retirement system in the state of Washington: AND PROVIDED FURTHER, That a member of the retirement system who had previous service as a member of the state legislature, for which he did not contribute to the retirement system, may receive credit for such legislative service upon making contributions in such amounts as shall be determined by the board of trustees.

Sec. 2. Section 1, chapter 274, Laws of 1947 as last amended by section 1, chapter 128, Laws of 1969 and RCW 41.40.010 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the state employees' retirement system provided for in this chapter.

(2) "Retirement board" means the board provided for in this chapter to administer said retirement system.

(3) "State treasurer" means the treasurer of the state of Washington.

(4) "Employer" means every branch, department, agency, commission, board, and office of the state and any political subdivision or association of political subdivisions of the state admitted into the retirement system; and the term shall also include any labor guild, association, or organization the membership of a local lodge or division of which is comprised of at least forty percent employees of an employer (other than such labor guild, association, or organization) within this chapter. The term may also include any city of the first class that has its own retirement system.

(5) "Member" means any employee included in the membership of the retirement system, as provided for in RCW 41.40.120.

(6) "Original member" of this retirement system means:

(a) Any person who became a member of the system prior to April 1, 1949;

(b) Any person who becomes a member through the admission of an employer into the retirement system on and after April 1, 1949, and prior to April 1, 1951;

(c) Any person who first becomes a member by securing employment with an employer prior to April 1, 1951, provided he has rendered at least one or more years of service to any employer prior to October 1, 1947;

(d) Any person who first becomes a member through the admission of an employer into the retirement system on or after April 1, 1951, provided, such person has been in the regular employ of the employer for at least six months of the twelve-month period preceding the said admission date;

(e) Any member who has restored all his contributions that may have been withdrawn by him as provided by RCW 41.40.150 and who on the effective date of his retirement becomes entitled to be credited with ten years or more of membership service except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190(4) shall not apply to the member;

(f) Any member who has been a contributor under the system for two or more years and who has restored all his contributions that may have been withdrawn by him as provided by RCW 41.40.150 and who on the effective date of his retirement has rendered [eight] five or more years of service for the state or any political subdivision prior to the time of the admission of the employer into the system; except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190(4) shall not apply to the member.

(7) "New member" means a person who becomes a member on or after April 1, 1949, except as otherwise provided in this section.

(8) "Compensation earnable" means salaries or wages earned during a payroll period for personal services and where the compensation is not all paid in money maintenance compensation shall be included upon the basis of the schedules established by the member's employer.

(9) "Service" means periods of employment rendered to any employer for which compensation is paid, and includes time spent in office as an elected or appointed official of an employer. Full time work for ten days or more or an equivalent period of work in any given calendar month shall constitute one month of service. Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits. Service by a state employee officially assigned by the state on a temporary basis to assist another public agency, shall be considered as service as a state employee: PROVIDED, That service to any

other public agency shall not be considered service as a state employee if such service has been used to establish benefits in any other public retirement system.

(10) "Prior service" means all service of an original member rendered to any employer prior to October 1, 1947.

(11) "Membership service" means:

(a) In the case of any person who first becomes a member through the admission of an employer into the retirement system on and after April 1, 1949, all service rendered after October 1, 1947, including all service after October 1, 1947, to any municipal corporation of the state of Washington prior to the time of its admission into the retirement system: *PROVIDED, That an amount equal to the employer contributions which would have been paid to the retirement system on account of such service by an employer admitted to the retirement system, shall have been paid to the retirement system prior to retirement of such person, by the employee or his employer, except as qualified by RCW 41.40.120;*

(b) In the case of all other members, all service as a member, and any additional service to the employer if the employer has paid the employer contributions for such service[.];

(c) Service not to exceed six consecutive months of probationary service rendered after April 1, 1949, and [immediately] prior to becoming a member, in the case of any member, upon payment in full by such member, prior to July 1, [1971] 1972 of the total amount of the employer's contribution to the retirement fund which would have been required under the law in effect when such probationary service was rendered if the member had been a member during such period.

(d) Service not to exceed six consecutive months of probationary service, rendered after October 1, 1947, and before April 1, 1949, and prior to becoming a member, in the case of any member, upon payment in full by such member prior to July 1, 1972, of five percent of such member's salary during said period of probationary service.

(12) "Beneficiary" means any person in receipt of a retirement allowance, pension or other benefit provided by this chapter.

(13) "Regular interest" means such rate as the retirement board may determine.

(14) "Accumulated contributions" means the sum of all contributions for the purchase of annuities standing to the credit of a member in his individual account together with the regular interest thereon.

(15) "Average final compensation" means the annual average of the greatest compensation earnable by a member during any consecutive two year period of service for which service credit is allowed; or if he has less than two years of service then the annual average compensation earnable during his total years of service for which service credit is allowed.

(16) "Final compensation" means the annual rate of compensation earnable by a member at the time of termination of his employment.

(17) "Annuity" means payments for life derived from accumulated contributions of a member. All annuities shall be paid in monthly installments.

(18) "Pension" means payments for life derived from contributions made by the employer. All pensions shall be paid in monthly installments.

(19) "Retirement allowance" means the sum of the annuity and the pension.

(20) ["Annuity reserve" means the present value, computed upon the basis of such mortality, and other tables, as shall be adopted by the retirement board, of all payments to be made on account of any annuity or benefits in lieu of any annuity granted to a member under the provisions of this chapter.

(21) "Pension reserve" means the present value, computed upon the basis of such mortality, and other tables, as shall be adopted by the retirement board, of all payments to be made on account of any pension, or benefits in lieu of any pension, granted to a member under the provisions of this chapter.

(22) "Employee" means any person who may become eligible for membership under this chapter, as set forth in RCW 41.40.120.

[(23)] (21) "Contributions for the purchase of annuities" means amounts deducted from the compensation of a member, under the provisions of RCW 41.40.330, other than contributions to the retirement system expense fund.

[(24)] (22) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such mortality and other tables as may be adopted by the retirement board.

[(25)] (23) "Retirement" means withdrawal from active service with a retirement allowance as provided by this chapter.

[(26)] (24) "Eligible position" means:

(a) Any position which normally requires five or more uninterrupted months of service a year for which regular compensation is paid to the occupant thereof;

(b) Any position occupied by an elected official or person appointed directly by the governor for which compensation is paid.

[(27)] (25) "Ineligible position" means any position which does not conform with the requirements set forth in subdivision [(26)] (24).

[(28)] (26) "Leave of absence" means the period of time a member is authorized by the employer to be absent from service without being separated from membership.

[(29)] (27) "Totally incapacitated for duty" means total inability to perform the duties of a member's employment or office or any other work for which the member is qualified by training or experience.

Sec. 3. Section 3, chapter 274, Laws of 1947 as last amended by section 2, chapter 174, Laws of 1963, and RCW 41.40.030 are each amended to read as follows:

The retirement board shall consist of seven members, as follows: The insurance commissioner, the attorney general, the state treasurer, the state auditor, and three employee representatives who shall have been members of the retirement system for at least five years, and each of whom shall be elected by members in their classification of employment for a term of three years: PROVIDED, That the term of office of any employee representative serving as a member of the retirement board by appointment prior to March 21, 1961 shall continue until the expiration of the period of time for which such employee representative was appointed. The members of the system shall be divided into three classifications of employment for purposes of board representation as follows: Classification A shall consist of all employees of the state government; classification B shall consist of all employees of counties; and classification C shall consist of all members not included in classification A or B. Each member shall have the right to vote only for an employee representative from his respective classification.

The first election will be held to elect a representative from classification C whose term shall begin July 1, 1961; the second election will be held to elect a representative from classification B whose term shall begin July 1, 1962; the third election will be held to elect a representative from classification A whose term shall begin July 1, 1963.

Any employee desiring to become a candidate to represent employees in his classification may during the first two weeks of [May] April of the year in which the vacancy in the classification occurs, file with the director of the system a typewritten statement that he desires to be a candidate for the board. The letter supporting his candidacy must be signed by at least twenty active members of the retirement system in his classification. The election shall be conducted under the supervision of the [state employees'] retirement board pursuant to such rules as the board shall prescribe, but shall be so conducted that the voting shall be secret and the ballots may be returned by mail. Ballots in order to be counted shall be received by the director not later than the second Monday in June. The board shall thereupon proceed to count the ballots and shall certify to the secretary of state the candidate receiving the highest number of votes.

The terms of all employee representatives shall commence on the first day of July following their election.

Sec. 4. Section 13, chapter 274, Laws of 1947 as last amended by section 5, chapter 128, Laws of 1969 and RCW 41.40.120 are each amended to read as follows:

Membership in the retirement system shall consist of all regularly compensated employees and appointive and elective officials of employers as defined in this chapter who have served at least six months without interruption or who are employed, appointed or elected on or after July 1, 1965, with the following exceptions:

- (1) Persons in ineligible positions;
- (2) Employees of the legislature except the officers thereof elected by the members of the senate and the house and legislative committees, unless membership of such employees be authorized by the said committee;
- (3) Persons holding elective offices or persons appointed directly by the governor: PROVIDED, That such persons shall have the option of applying for membership and to be accepted by the action of the retirement board, [such membership may become effective at the start of the initial or successive terms of office held by the person at the time application is made] *such application for those taking elective office for the first time after the effective date of this 1971 amendatory act shall be submitted within eight years of the beginning of their initial term of office*: AND PROVIDED FURTHER, That any such persons previously denied service credit because of any prior laws excluding membership which have subsequently been repealed, shall nevertheless be allowed to recover or regain such service credit denied or lost because of the previous lack of authority: AND PROVIDED FURTHER, That any persons holding elective offices or persons appointed by the governor who are members in the retirement system and who have, prior to becoming such members, previously held an elective office, and did not at the start of such initial or successive terms of office exercise their option to become members, may apply for membership and be accepted by action of the retirement board, to be effective during such term or terms of office, and shall be allowed to recover or regain the service credit applicable to such term or terms of office upon payment of the employee and employer contributions therefor;
- (4) Employees holding membership in, or receiving pension benefits under, any retirement plan operated wholly or in part by an agency of the state or political subdivision thereof, or who are by reason of their current employment contributing to or otherwise establishing the right to receive benefits from any such retirement plan: PROVIDED, HOWEVER, In any case where the state employees' retirement system has in existence an agreement with another retirement system in connection with exchange of service credit or an agreement whereby members can retain service credit in more than one system, such an employee shall be allowed membership rights should the agreement so provide: AND PROVIDED FURTHER, That an employee shall be allowed membership if otherwise eligible while receiving survivor's benefits as secondary payee under the optional retirement allowances as provided by RCW 41.40.190;
- (5) Patient and inmate help in state charitable, penal and correctional institutions;
- (6) "Members" of a state veterans' home or state soldiers' home;
- (7) Persons employed by an institution of higher learning or community college

operated by an employer, primarily as an incident to and in furtherance of their education or training, or the education or training of a spouse;

(8) Employees of an institution of higher learning or community college operated by an employer during the period of service necessary to establish eligibility for membership in the retirement plans operated by such institutions;

(9) Persons rendering professional services to an employer on a fee, retainer or contract basis or as an incident to the private practice of a profession;

(10) Persons appointed after April 1, 1963 by the liquor control board as agency vendors.

(11) Employees of a labor guild, association, or organization: PROVIDED, That elective officials and employees of a labor guild, association, or organization which qualifies as an employer within this chapter shall have the option of applying for membership and to be accepted by the action of the retirement board.

(12) Persons hired in eligible positions on a temporary basis for a period not to exceed six months: PROVIDED, That if such employees are employed for more than six months in an eligible position they shall become members of the system.

(13) *Persons employed by or appointed or elected as an official of a first class city that has its own retirement system: PROVIDED, That if a member is elected to an office in such city, the member shall have the option of continuing his membership in this system in lieu of becoming a member of the city system. A member who so elects to maintain his membership shall make his contributions and the city shall pay the employer contributions at the rates prescribed by this chapter. Any city that becomes an employer as defined in RCW 41.40.010(4) as the result of an individual's election under the first proviso of this subsection shall not be required to have all employees covered for retirement under the provisions of this chapter. Nothing in this subsection shall prohibit a city of the first class with its own retirement system from transferring all of its current employees to the retirement system established under this chapter.*

Sec. 5. Section 20, chapter 274, Laws of 1947 as last amended by section 8, chapter 128, Laws of 1969 and RCW 41.40.190 are each amended to read as follows:

Upon retirement from service, as provided for in RCW 41.40.180, a member shall be eligible for a service retirement allowance computed on the basis of the law in effect at the time of retirement, together with such post-retirement pension increases as may from time to time be expressly authorized by the legislature. The service retirement allowance payable to members retiring on and after the effective date of this [1969] 1971 amendatory act shall consist of:

(1) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

(2) A basic service pension of one hundred dollars per annum; and

(3) A membership service pension, subject to the provisions of subdivision (4) of this section, which shall be equal to one one-hundredth of his average final compensation for each year or fraction of a year of membership service credited to his service account; and

(4) A prior service pension which shall be equal to one-seventieth of his average final compensation for each year or fraction of a year of prior service not to exceed thirty years credited to his service accounts. In no event shall any original member upon retirement at age seventy with ten or more years of service credit receive less than nine hundred-dollars per annum as a retirement allowance, nor shall any member upon retirement at any age receive a retirement allowance of less than nine hundred dollars per annum if such member has twelve or more years of service credit, or less than one thousand and two hundred dollars per annum if such member has sixteen or more years of service credit, or less than one thousand five hundred and sixty dollars per annum if such member has twenty or more years of service credit. In the event that the retirement allowance as to such member provided by subdivisions (1), (2), (3), and (4) hereof shall amount to less than the aforesaid minimum retirement allowance, the basic service pension of the member shall be increased from one hundred dollars to a sum sufficient to make a retirement allowance of the applicable minimum amount: PROVIDED, That in order to be eligible to receive the annuity portion derived from the member's accumulated contributions under subdivision (1) and the pension portions provided by the employer under subdivisions (2) and (3) of this section, a new member must have at least five years of membership service credited to his service account, unless he becomes eligible for benefits provided for herein under RCW 41.40.200, 41.40.210 and 41.40.220.

(5) *Notwithstanding the provisions of subsections (1) through (4) of this section, the retirement allowance payable for service where a member was elected or appointed pursuant to Articles II or III of the Constitution of the state of Washington or RCW 48.02.010 and the implementing statutes shall be a combined pension and annuity. Said retirement allowance shall be equal to three percent of the average final compensation for each year of such service. Any member covered by this subsection who upon retirement has served ten or more years shall receive a retirement allowance of at least one thousand two hundred dollars per annum; such member who has served fifteen or more years shall receive a retirement allowance of at least one thousand eight hundred dollars per annum; and such member who has served twenty or more years shall receive a retirement allowance of at least two thousand four hundred dollars per annum: PROVIDED, That the initial retirement allowance of a member retiring only under the provisions of this subsection shall not exceed the average final compensation upon which the retirement allowance is based. The minimum benefits provided in this subsection shall apply to all retired members or to the surviving*

spouse of deceased members who were elected under the provisions of Article II of the Washington State Constitution.

(6) Upon making application for a service retirement allowance under RCW 41.40.180, a member who is eligible therefor shall make an election as to the manner in which such service retirement shall be paid from among the following designated options, calculated so as to be actuarially equivalent to each other:

Option IA. A member electing this option shall receive a retirement allowance payable throughout his life only with termination at death, which shall be computed as provided for in subsections (1) through (4) or (5) of this section.

Option I. If he dies before the total of the annuity portions of the retirement allowance paid to him equals the amount of his accumulated contributions at the time of retirement, then the balance shall be paid to such person or persons having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the retirement board, or if there be no such designated person or persons, still living at the time of his death, then to his surviving spouse, or if there be neither such designated person or persons still living at the time of his death nor a surviving spouse, then to his legal representative; or

Option II. Upon his death his reduced retirement allowance shall be continued throughout the life of and paid to such person, having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the retirement board at the time of his retirement. Unless payment shall be made under RCW 41.40.270, option II shall automatically be given effect as if selected for the benefit of the surviving spouse upon the death in service, or while on authorized leave of absence for a period not to exceed one hundred and twenty days from the date of payroll separation, of any member who is qualified for a service retirement allowance or has completed ten years of service at the time of death, except that if the member is not then qualified for a service retirement allowance, such option II benefit shall be based upon the actuarial equivalent of the sum necessary to pay the accrued regular retirement allowance commencing when the deceased member would have first qualified for a service retirement allowance; or

Option III. Upon his death, one-half of his reduced retirement allowance shall be continued throughout the life of and paid to such person, having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the retirement board at the time of his retirement.

[(6)] (7) Retirement allowances paid to members eligible to retire under the provisions of RCW 41.40.180(2), 41.40.200, 41.40.210, 41.40.220, 41.40.230, 41.40.240 and 41.40.250 shall accrue from the first day of the calendar month immediately following the calendar month during which the member is separated from service. Retirement allowances paid to members eligible to retire under any other provisions of this chapter shall accrue from the first day of a calendar month but in no event earlier than the first day of the calendar month immediately following the calendar month during which the member is separated from service.

Sec. 6, Section 1, chapter 68, Laws of 1970 ex. sess. and RCW 41.40.195 are each amended to read as follows:

(1) "Index" for the purposes of this section, shall mean, for any calendar year, that year's annual average consumer price index for urban wage earners and clerical workers, all items (1957-1959 equal one hundred)—compiled by the Bureau of Labor Statistics, United States Department of Labor[.];

(2) "Prior pension" shall mean the pension portion of any service retirement allowance as computed and payable [, under the pre-March 25, 1969 provisions of RCW 41.40.190 or 41.40.290, including all options described therein,] at the time of retirement to any beneficiary based upon an effective retirement date which is prior to [April 1, 1969] December 31, 1970;

(3) Effective July 1, [1970] 1971, every prior pension which is then being paid to any retired member or his designated beneficiary shall be adjusted to that dollar amount which bears the ratio to its original dollar amount which the retirement board finds to exist between the index for [1969] 1970 and the index for the calendar year prior to the effective retirement date of the person to whom, or on behalf of whom, such retirement allowance is being paid.

Sec. 7, Section 19, chapter 274, Laws of 1947 as last amended by section 5, chapter 127, Laws of 1967 and RCW 41.40.180 are each amended to read as follows:

(1) On and after April 1, 1949, any member who has attained age sixty or over may retire upon his written application to the retirement board, setting forth at what time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired: PROVIDED, That in the national interest, during time of war engaged in by the United States, the retirement board may extend beyond age sixty, subject to the provisions of subsection (2) of this section, the age at which any member may be eligible to retire.

(2) On and after April 1, 1949, any member who has attained age seventy shall be retired forthwith on the first day of the calendar month next succeeding that in which the said member shall have attained the age of seventy: PROVIDED, That a member who has attained the age of seventy is possessed of special skill in the performance of particular duties, the retirement board shall continue such member in service for such period or periods as may be applied for by the governing body of the political subdivision where the member is employed or the head of the department, agency, commission, board and offices

of the state: PROVIDED FURTHER, That any member holding elective office, having a fixed term to which he has been elected; who has attained age seventy may, at any time thereafter while still in office, apply for and receive a retirement allowance under RCW 41.40.190 and RCW 41.40.290, if otherwise eligible therefor, while continuing to serve as an elective official but such person shall no longer be a member of the retirement system after his retirement as provided for in this subsection.

(3) On and after April 1, 1953, any member who has completed thirty years of service may retire on his written application to the retirement board setting forth at what time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired, subject to war measures.

(4) On and after [July 1, 1967] *the effective date of this 1971 amendatory act* any member who has completed twenty-five years of service and attained age fifty-five may retire on his written application to the retirement board setting forth at what time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired, subject to war measures.[: PROVIDED, That any member retiring under the provisions of this subsection shall receive a reduced retirement allowance, which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of the earliest date upon which he could otherwise retire under subsections (1) or (3) of this section.]

(5) The retirement board is authorized to waive advance notice of retirement upon good cause shown.

Sec. 8. Section 23, chapter 274, Laws of 1947 as last amended by section 7, chapter 291, Laws of 1961, and RCW 41.40.220 are each amended to read as follows:

Upon retirement for disability, as provided in RCW 41.40.200, a member who has not attained age sixty shall receive the following benefits, subject to the provisions of RCW 41.40.310 and 41.40.320:

(1) A disability retirement pension of two-thirds of his average final compensation to his attainment of age sixty, subject to the provisions of RCW 41.40.310. The disability retirement pension provided by the employer shall not exceed [twenty-four] *forty-two* hundred dollars per annum, and

(2) Upon attainment of age sixty, the disabled member shall receive a pension, as provided for in RCW 41.40.190, subdivisions (2), (3), and (4), together with an annuity which shall be the equivalent of the annuity he would have received had he continued contributions to the employees' savings fund; said contributions to be based upon his final compensation at the time of his disability.

(3) During the period a disabled member is receiving a disability pension, as provided for in subdivision (1) of this section, his contributions to the employees' savings fund shall be suspended and his balance in the employees' savings fund, standing to his credit as of the date his disability pension is to begin, shall remain in the employees' savings fund: PROVIDED, That if the disabled member should die before attaining age sixty, while a disability beneficiary, upon receipt by the retirement board of proper proof of death, his accumulated contributions standing to his credit in the employees' savings fund, shall be paid to such person or persons, having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the retirement board: PROVIDED, HOWEVER, That if there be no such designated person or persons still living at the time of the member's death, his accumulated contributions standing to his credit in the employees' savings fund shall be paid to his surviving spouse as if in fact such spouse had been nominated by written designation as aforesaid, or if there be no such surviving spouse, then to his legal representative.

Sec. 9. Section 27, chapter 274, Laws of 1947 as last amended by section 12, chapter 174, Laws of 1963, and RCW 41.40.260 are each amended to read as follows:

Subject to the provisions of RCW 41.40.280, should a member cease to be an employee, he may request upon a form provided by the retirement board a refund of all or part of the funds standing to his credit in the employees' savings fund and this amount shall be paid to him: PROVIDED, That withdrawal of all or part of the funds by a member who is eligible for a service retirement allowance in RCW 41.40.180 or a disability retirement allowance in RCW 41.40.200, 41.40.210, 41.40.220, 41.40.230, 41.40.240, or 41.40.250 shall constitute a waiver of any service or disability retirement allowance: PROVIDED FURTHER, That the withdrawal of all or part of additional contributions made pursuant to RCW 41.40.330(2) shall not constitute a waiver.

Sec. 10. Section 34, chapter 274, Laws of 1947 as last amended by section 12, chapter 128, Laws of 1969, and RCW 41.40.330 are each amended to read as follows:

(1) Beginning October 1, 1947, each employee who is a member of the retirement system shall contribute five percent of that part of his compensation earnable, not in excess of thirty-six hundred dollars in a calendar year, except as provided herein and in subsection (2) hereof, to the employees' savings fund, and shall contribute one dollar and fifty cents per annum to the retirement system expense fund: PROVIDED, HOWEVER, That beginning January 1, 1950, such retirement system expense fund contribution shall be increased to the amount of two dollars and fifty cents per annum and shall be made by semiannual payments of one dollar and twenty-five cents beginning January 1, 1950, and thereafter each employee entering membership shall contribute the sum of one dollar and twenty-five cents to the retirement system expense fund for the fractional portion of the semiannual period during which he enters or reenters membership: AND PROVIDED FURTHER, That beginning July 1, 1969, the expense fund contributions shall be transferred from all employee account balances in the employees' savings fund to the

retirement expense fund account, as set forth in this section. On and after April 1, 1953, each employee who is a member of the retirement system shall contribute five percent of his total compensation earnable. The officer responsible for making up the payroll shall deduct from the compensation of each member, on each and every payroll of such member for each and every payroll period subsequent to the date on which he became a member of the retirement system, an amount equal to five percent of such member's compensation earnable, as provided by this section. [In determining the amount earnable by a member in a payroll period, the retirement board and the employer may consider the rate of compensation payable to such member on the first day of the payroll period as continuing through such payroll period, and deductions may be omitted from such compensation for any period less than a full payroll period, if an employee was not a member on the first day of the payroll period.]

(2) Any member may, pursuant to regulations formulated from time to time by the board, provide for himself, by means of an increased rate of contribution to his account in the employees' savings fund, an *increased* prospective retirement allowance [not to exceed one-half of his prospective average final compensation].

(3) *The officer responsible for making up the payroll shall deduct from the compensation of each member covered by the provisions of RCW 41.40.190(5) on each and every payroll of such member for each and every payroll period subsequent to the date on which he thereafter becomes a member of the retirement system, an amount equal to seven and one-half percent of such member's compensation earnable.*

Sec. 11. Section 37, chapter 274, Laws of 1947 as last amended by section 15, chapter 174, Laws of 1963, and RCW 41.40.361 are each amended to read as follows:

(1) For the purpose of this section, the "fundable employer liability" at any date shall be the present value of

(a) all future pension benefits payable in respect of all members in the retirement system at that date, and

(b) all future benefits in respect of beneficiaries then receiving retirement allowances or pensions.

(2) The contributions by the employer for benefits under the retirement system shall consist of the sum of a percentage of the compensation of members to be known as the "normal contribution", a percentage of such compensation to be known as the "unfunded liability contribution" and in the case of employers admitted to the retirement system after April 1, 1949, a percentage of such compensation to be known as the "additional contribution". The rates of such contributions shall be determined by the retirement board on the basis of assets and liabilities as shown by actuarial valuation: PROVIDED, That as to state employers the total combined contributions of the normal contribution and unfunded liability contribution shall not exceed a total combined percentage rate of six percent for each employer unless authorized by the legislature.

(3) After the completion of each actuarial valuation subsequent to the first actuarial valuation of June 30, 1953, the retirement board shall determine the normal contribution rate and such contribution rate shall become effective in the ensuing biennium. *In addition the board shall determine the additional employer contribution rate necessary to fund the benefits granted officials holding office pursuant to Articles II and III of the Constitution of the state of Washington and RCW 48.02.010. Said additional employer contribution rate shall be paid in the same manner as the normal contribution and the unfunded liability contribution.* Until the unfunded liability contribution shall have been discontinued, such normal contribution rate shall be computed to be sufficient, when applied to the present value of the future compensation of the average new member entering the system, to provide for the payment of all prospective pension benefits in respect of such member. After the unfunded liability contributions have been discontinued, such normal contribution rate shall be determined as the uniform and constant percentage of the prospective compensation of all members of the retirement system at the date of such valuation which is equivalent to the excess of the fundable employer liability over the amount of funds currently standing to the credit of the benefit account fund.

(4) After the completion of each actuarial valuation subsequent to the first actuarial valuation of June 30, 1953, the retirement board shall determine the unfunded liability contribution, and such rate shall become effective in the ensuing biennium. The unfunded liability contribution rate shall not be less than [that percentage of annual compensation of all members in the retirement system at the date of such subsequent valuation which is equivalent to four percent of the unfunded liability of the system] *the uniform and constant percentage of the prospective compensation of all members of the retirement system for the forty-year period following the date of such valuation which is equivalent to the unfunded liability.* The unfunded liability shall be determined at such date as the excess of the fundable employer liability over the sum of the present value of the future normal contributions payable in respect of all members in the retirement system at that date, and the amount of all funds currently standing to the credit of the benefit account fund. The unfunded liability contributions shall continue until there remains no unfunded liability.

(5) Any employer admitted to the retirement system after April 1, 1949, shall make an additional contribution until such time as the sum of such additional contributions equals the amount of contributions which such employer would have been required to contribute between April 1, 1949, and the date of such employer's admission to the retirement system: PROVIDED, All additional contributions hereunder and under the provisions of RCW 41.40.160(2) must be completed within fifteen years from the date of the employer's admission.

(6) *For the biennium beginning July 1, 1971, and ending June 30, 1973, only, and notwithstanding any other provision of the chapter, the rate determined by the board for state employer contributions shall be only the percentage of compensation for members equal to the "normal contribution" computed to be four and thirty-six one-hundredths percent of compensation.*

Sec. 12. Section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 128, Laws of 1969, and RCW 41.40.410 are each amended to read as follows:

The employees and appointive and elective officials of any political subdivision or association of political subdivisions of the state may become members of the retirement system by the approval of the local legislative authority: PROVIDED, That on and after September 1, 1965, every school district of the state of Washington shall be an employer under this chapter and every employee of the school district who is eligible for membership under RCW 41.40.120 shall be a member of the retirement system and participate on the same basis as a person who first becomes a member through the admission of any employer into the retirement system on and after April 1, 1949. Each such political subdivision becoming an employer under the meaning of this chapter shall make contributions to the funds of the retirement system as provided in RCW 41.40.080, 41.40.361 and 41.40.370 and its employees shall contribute to the employees' savings fund at the rate established under the provisions of RCW 41.40.330. In addition to the foregoing requirement, where the political subdivision becoming an employer hereunder has its own retirement plan any of the employee members thereof who may elect to transfer to this retirement system may, [upon withdrawal of] *if permitted by said plan, withdraw all or any part of their employees' contributions to the former plan[,] and transfer such funds to the employees' savings fund at the time of their transfer of membership. Any portion of the employees' savings fund not withdrawn shall be transferred by the employer to the retirement system over a period not to exceed fifteen years. The length of the transfer period and the method of payment to be utilized during that period shall be established by agreement between the retirement board and the political subdivision. Employers making deferred payments of employee funds under this section shall transfer an additional amount equal to the interest that would have been credited to each employee's savings fund had his contributions been transferred to the state retirement system's employee savings fund on the date the political subdivision became an employer hereunder. Any funds remaining in the employer's former retirement plan after all obligations of such plan have been provided for, as evidenced by appropriate actuarial study, shall be disposed of by the governing body of the political subdivision in such manner as it deems appropriate.* For the purpose of administering and interpreting this chapter the board may substitute the names of political subdivisions of the state for the "state" and employees of the subdivisions for "state employees" wherever such terms appear in this chapter. The board may also alter any dates mentioned in this chapter for the purpose of making the provisions of the chapter applicable to the entry of any political subdivisions into the system. Any member transferring employment to another employer which is covered by the retirement system may continue as a member without loss of previously earned pension and annuity benefits. The board shall keep such accounts as are necessary to show the contributions of each political subdivision to the benefit account fund and shall have the power to debit and credit the various accounts in accordance with the transfer of the members from one employer to another.

*Employees of a political subdivision, maintaining its own retirement system, who have been transferred to a health district formed pursuant to chapter 70.46 RCW, but who have been allowed to remain members of the political subdivision's retirement system may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system.*

*Employees of a political subdivision, maintaining its own retirement system, heretofore transferred to a joint airport operation of two municipalities pursuant to chapter 182, Laws of 1945, may be transferred as a group to the Washington public employees' retirement system. Such transfer may be made by the action of the legislative authority of such political subdivision maintaining its own retirement system. Such transfer shall include employer's and member's funds in the transferring municipalities' retirement system.*

Sec. 13. Section 5, chapter 71, Laws of 1947 and RCW 41.44.050 are each amended to read as follows:

Any city or town of the first, second, third or fourth class may elect to participate in the retirement system established by this chapter: PROVIDED, That a first class city may establish or maintain any other retirement system authorized by any other law or its charter. The manner of election to participate in a retirement system under this chapter shall be as follows:

- (1) The legislative body therein by ordinance making such election;
- (2) Approval by vote of the people of an ordinance initiated by the voters making such election;
- (3) Approval by vote of the people of an ordinance making such election referred to the people by the legislative body.

Any ordinance providing for participation therein may on petition of the voters be referred to the voters for approval or disapproval.

The referendum or initiative herein provided for shall be exercised under the law relating to legislative initiative or referendum of the particular city; and if the city be one

for which the law does not now provide such initiative or referendum, it shall be exercised in the manner provided for legislative initiative and referendum of cities having a commission form of government under chapter 116, Laws of 1911, the city council performing the duties and functions under that law devolving on the commission. A majority vote in the legislative body or by the electorate shall be sufficient to carry or reject. Whenever any city has elected to join the retirement system proper authorities in such city shall immediately file with the board an application for participation under the conditions included in this chapter on a form approved by the board. In such application the city shall agree to make the contributions required of participating cities in the manner prescribed herein and shall state which employee group or groups are to originally have membership in the system.

*In the case of a state association of cities and towns, election to participate shall be by majority vote of the board of directors of the association.*

Sec. 14. Section 11, chapter 71, Laws of 1947 as last amended by section 2, chapter 99, Laws of 1965 ex. sess. and RCW 41.44.110 are each amended to read as follows:

(1) Subject to subsection (2) of this section, membership of this retirement system shall be composed of the following groups of employees in any participating city or cities:

(a) Miscellaneous personnel as defined in this chapter;

(b) Uniformed personnel as defined in this chapter;

(c) Elective officials, who shall have the right to membership in this retirement system upon filing written notice of such election with the board of trustees;

(d) Employees of the retirement system itself shall be entitled to membership and any costs in connection with such membership shall be a part of the cost of administration.

*(e) Employees of any state association of cities and towns shall be entitled to membership, upon election to participate made by the board of directors pursuant to section 13 of this 1971 amendatory act, and any costs in connection with such membership which would be borne by a city in the case of employees of a city shall be borne by the association.*

(2) Any city may, when electing to participate in this retirement system in the manner set forth in RCW 41.44.050, include any one group or combination of the groups mentioned in subsection (1) of this section. For an initial period not to exceed one year from the effective date of any city's entry into this system, if so provided at the time of its election to participate, only a majority of the employees of any group or combination of groups must be members of the system.

At all times subsequent to the effective date of the city's entry into this system, or at all times after expiration of such initial period, if such initial period is established at the time of the city's election to participate, all employees of any group or combination of groups must be included or excluded as members of this system. Groups (c) and (d) shall be considered as being composed of miscellaneous personnel as far as benefits and obligations are concerned except when the contrary is clearly indicated.

(3) Subject to subsection (2) of this section, membership in the retirement system shall be compulsory for all employees in groups (a) and (b), after qualification as provided in subsection (4) of this section.

(4) Subject to subsection (2) of this section, all employees in city service, on the effective date, or on June 9, 1949, or on expiration of the initial period therein provided if they have completed six consecutive months' service or six months' service in any calendar year prior to the expiration of such initial period, shall be members of the system, provided that such employees who are not regular full time employees and are earning less than one hundred dollars per month, or are part time employees serving in an official or special capacity may with the acquiescence of the legislative body of the city or town in which they are employed, elect on or before January 1, 1950, to discontinue membership by giving written notice of such election to the board. All other regular employees earning more than one hundred dollars per month shall become members upon the completion of six consecutive months' service or six months' service in any calendar year. Any employee otherwise eligible, employed in a permanent position, may elect in writing to become a member of the system at any time during the initial period, or at any time prior to completing such six months' service. Such individual employees other than regular employees, who are earning less than one hundred dollars per month or who are serving in an official or special capacity may elect to become members with the acquiescence of the legislative body of the city or town in which they are employed upon the completion of six months of consecutive service or six months' service in any calendar year.

(5) It shall be the duty of the proper persons in each city to immediately report to the board routine changes in the status of personnel and immediately furnish such other information regarding the employment of members as the board may from time to time require.

(6) Should any member withdraw more than one-quarter of his accumulated contributions, or should he die or be retired, he shall thereupon cease to be a member.

(7) Transfer of any employee from one city to another shall not cause the employee to lose membership in the system providing the city to which he transfers participates in the retirement system created herein.

Sec. 15. Section 12, chapter 71, Laws of 1947 as last amended by section 2, chapter 70, Laws of 1959, and RCW 41.44.120 are each amended to read as follows:

(1) Subject to subsections (4) and (5) of this section the following members shall be entitled to prior service credit:

- (a) Each member in service on the effective date.
- (b) Each member entering after the effective date if such entry is within one year after rendering service prior to the effective date.
- (c) Each member entering in accordance with the provisions and subject to the conditions and limitations prescribed in subsection (5) of this section.

As soon as practicable, the board shall issue to each member entitled to prior service credit a certificate certifying the aggregate length of service rendered prior to the effective date. Such certificate shall be final and conclusive as to his prior service unless hereafter modified by the board, upon application of the member.

(2) Each city joining the system shall have the privilege of selecting the rate at which prior service pensions shall be calculated for its employees and may select any one of the three rates set forth below:

(a) 1.33% of final compensation multiplied by the number of years of prior service credited to the member. This rate may be referred to as "full prior service credit."

(b) 1.00% of final compensation multiplied by the number of years of prior service credited to the member. This rate may be referred to as "full prior service credit."

(c) .667% of final compensation multiplied by the number of years of prior service credited to the member. This rate may be referred to as "one-half prior service credit."

(3) The above rates shall apply at the age of sixty-two or over for members included in the miscellaneous personnel and at age sixty or over for members in the uniformed personnel: PROVIDED, That if a member shall retire before attaining either of the ages above referred to, the total prior service pension shall be reduced to the percentages computed and established in accordance with the following tables, to-wit:

Miscellaneous Personnel  
Percent of Full Prior Service Allowable

Male		Female	
Age	Factor	Age	Factor
45	65.48	45	66.78
46	66.86	46	67.91
47	68.29	47	69.09
48	69.77	48	70.34
49	71.28	49	71.67
50	72.82	50	73.10
51	74.43	51	74.71
52	76.13	52	76.41
53	77.93	53	78.21
54	79.84	54	80.11
55	81.86	55	82.12
56	84.00	56	84.24
57	86.28	57	86.50
58	88.69	58	88.89
59	91.26	59	91.42
60	94.00	60	94.11
61	96.90	61	96.96
62	100.00	62	100.00

Percent of Full Prior Service Allowable  
Uniformed Personnel

Age	Factor
45	69.66
46	71.13
47	72.65
48	74.22
49	75.83
50	77.47
51	79.18
52	80.99
53	82.91
54	84.93
55	87.09
56	89.37
57	91.79
58	94.36
59	97.09
60	100.00

(4) If sickness, injury or service in the armed forces of the United States during the national emergency identified with World War I or World War II and/or service in the armed forces of the United States of America for extended active duty by any employee who shall have been regularly granted a leave of absence from the city service by reason thereof, prevents any regular employee from being in service on the effective date, the board shall grant prior service credit to such person when he is again employed. The legislative authority

in each participating city shall specify the amount of prior service to be granted or current service credit to be made available to such employees: PROVIDED, That in no case shall such service credit exceed five years. Certificate of honorable discharge from or documentary evidence of such service shall be submitted to the board before any such credit may be granted or made available. Prior or current service rates, or both, for such employees shall not exceed the rates established for fellow employees.

(5) There shall be granted to any person who was an employee of a private enterprise or a portion thereof which shall be hereafter acquired by a city as a matter of public convenience or necessity, where it is in the public interest to retain the trained personnel of such enterprise or portion thereof, credit for prior service for the period such person was actually employed by such private enterprise, except that this shall apply only to those persons who shall be employees of such enterprise or portion thereof at the time of its acquisition by the city and who remain in the service of such city until the effective date of membership of such person under this chapter.

*There shall be granted to any person who was an employee of any state association of cities and towns, which association elects to participate in the retirement system established by this chapter, credit for prior service for the period such person was actually employed by such association, except that this shall apply only to those persons who shall be employees of such association on the effective date of this 1971 amendatory act.*

Credit for such prior service shall be given only if payment for the additional cost of including such service has been made or if payment of such additional cost or reimbursement therefor has been otherwise provided for to the satisfaction of the board or if such person be entitled to any private pension or retirement benefits as a result of such service with such private enterprise, credit will be given only if he agrees at the time of his employment by the municipality to accept a reduction in the payment of any benefits payable under this chapter that are based in whole or in part on such added and accredited service by the amount of these private pension or retirement benefits received. The conditions and limitations provided for in this subsection (5) shall be embodied in any certificate of prior service issued or granted by the board where any portion of the prior service credited under this subsection is included therein.

The city may receive payments for these purposes from a third party and shall make from such payments contributions with respect to such prior service as may be necessary to enable the fund to assume its obligations.

*NEW SECTION. Sec. 16. Section 1, chapter 223, Laws of 1961 and RCW 41.40.128 are each repealed.*

*NEW SECTION. Sec. 17. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.*

*NEW SECTION. Sec. 18. This 1971 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

Signed by Senators Fleming, Woodall and Gissberg; Representatives Shera, Pardini and Moon.

#### MOTION

On motion of Mr. Bledsoe, the House adopted the report of the Free Conference Committee on Senate Bill No. 522.

#### FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Senate Bill No. 522 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 522 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 53; nays, 45; absent or not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Bradley, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Curtis, Douthwaite, Farr, Gallagher, Grant, Harris, Hatfield, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Shinpoch, Smythe, Van Dyk, Williams, Wojahn, Mr. Speaker—53.

Voting nay: Representatives Amen, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Conway, Copeland, Costanti, Cunningham,

Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Jones, Julin, Kraabel, Kuehnle, Lynch, Mentor, Morrison, Newhouse, Pardini, Paris, Polk, Rabel, Sawyer, Schumaker, Shera, Smith, Spanton, Thompson, Wanamaker, Wolf, Zimmerman—45.

Absent or not voting: Representative Kopet—1.

Senate Bill No. 522 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### RECONSIDERATION OF FINAL PASSAGE OF SENATE BILL AS RECOMMENDED BY FREE CONFERENCE COMMITTEE

The House having deferred reconsideration of Substitute Senate Bill No. 897 until after consideration of Senate Bill No. 522, the Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 897 as recommended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 897 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 51; nays, 47; absent or not voting, 1.

Voting yea: Representatives Amen, Anderson, Backstrom, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Charette, Conner, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Jones, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Lynch, Marzano, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Wanamaker, Zimmerman, Mr. Speaker—51.

Voting nay: Representatives Adams, Bagnariol, Barden, Bauer, Beck, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Douthwaite, Eikenberry, Gladder, Hansey, Hoggins, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Paris, Perry, Schumaker, Shipoch, Spanton, Van Dyk, Williams, Wojahn, Wolf—47.

Absent or not voting: Representative Harris—1.

Substitute Senate Bill No. 897 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### STATEMENT FOR THE JOURNAL

Mr. Sawyer: "Mr. Speaker, I wish to have permission to insert remarks in the Journal with regard to my last vote."

The Speaker: "Permission granted."

There comes a time in the legislative process when every legislator has his druthers. In order to fulfill the demand necessary for the favorable action and opportunity to vote on House Bill No. 283, we were required to supply a certain number of votes for a revenue and tax package which we found personally objectionable and which was adopted without the consent of the Democratic Caucus conferee on the Revenue and Tax Package of 1971. The Republican Majority refused to permit us to do so unless we supplied votes for the tax package.

Believing that property tax relief was the ultimate necessity of this session of the legislature, we had our "druthers"; accordingly we made our commitment to supply the necessary votes for the tax package as a condition of receiving an opportunity to provide the much needed real property tax relief bill—House Bill No. 283 as amended by the Senate.

The revenue-tax package is not what we wanted! To add insult to injury a further condition on our supplying votes was imposed in order to receive an opportunity to enact workmen's compensation legislation. LEONARD SAWYER, Minority Leader, 25th District; R. TED BOTTIGER, Assistant Minority Leader, 29th District; ALVIN C. WILLIAMS, District 32-B; ALAN THOMPSON, 18th District; P. J. GALLAGHER, 29th District; CHARLES R. SAVAGE, 24th District; ERIC O. ANDERSON, 19th District; JOE D.

HAUSSLER, District 2-A; HENRY BACKSTROM, 39th District; FRANK G. MARZANO, 27th District; and GARY GRANT, 47th District.

RECONSIDERATION OF MOTION TO ADOPT REPORT OF  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be reconsideration of the motion to adopt the report of the Free Conference Committee on Engrossed Substitute House Bill No. 151.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 151 as recommended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 151 as recommended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 50; nays, 49; absent or not voting, 0.

Voting yea: Representatives Amen, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Charette, Conner, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hubbard, Jones, Jueling, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, McCormick, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Randall, Savage, Schumaker, Shera, Smith, Smythe, Wanamaker, Zimmerman, Mr. Speaker—50.

Voting nay: Representatives Adams, Anderson, Barden, Beck, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Douthwaite, Eikenberry, Gallagher, Gladder, Hansey, Hoggins, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kiskaddon, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Paris, Polk, Rosellini, Ross, Sawyer, Shinpoch, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf—49.

Engrossed Substitute House Bill No. 151 as recommended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 926, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 926, by Committee on Ways and Means:

An Act adopting the supplemental budget; making appropriations for miscellaneous purposes; and declaring an emergency.

On motion of Mr. Wolf, the rules were suspended, Engrossed Substitute Senate Bill No. 926 was advanced to second reading and read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 926 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 926, and the bill passed the House by the following vote: Yeas, 66; nays, 29; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Ceccarelli, Charette, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lynch, Lysen, Martinis, Maxie, McCormick, McDermott, Merrill, Moon, North, O'Brien, Pardini, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker—66.

Voting nay: Representatives Barden, Beck, Bottiger, Bozarth, Bradley, Brouillet, Conway, Eikenberry, Gladder, Hansey, Hoggins, Hurley, Julin, Kirk, Litchman, Marsh, Marzano, May, Mentor, Morrison, Newhouse, Paris, Polk, Rabel, Ross, Shipoch, Spanton, Van Dyk, Wolf—29.

Absent or not voting: Representatives Charnley, Conner, Jueling, Kuehne—4.

Engrossed Substitute Senate Bill No. 926, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has passed SENATE CONCURRENT RESOLUTION NO. 32, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

## INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 32, by Senator Mardesich:

Creating a joint interim committee on banking, insurance and utilities regulation.

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 32 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 32 was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 32, and the resolution passed the House by the following vote: Yeas, 85; nays, 10; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—85.

Voting nay: Representatives Barden, Kraabel, Mentor, Morrison, Newhouse, North, Polk, Rabel, Ross, Wanamaker—10.

Absent or not voting: Representatives Chatalas, Conner, Copeland, Harris—4.

Senate Concurrent Resolution No. 32, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

## REPORTS OF STANDING COMMITTEES

May 10, 1971.

SENATE CONCURRENT RESOLUTION NO. 28, creating a joint committee on governmental cooperation, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 28 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 28 was placed on final passage.

Mr. Bluechel spoke in favor of the resolution.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 28, and the resolution passed the House by the following vote: Yeas, 73; nays, 22; absent or not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chamley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Shera, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker—73.

Voting nay: Representatives Barden, Curtis, Eikenberry, Gladder, Hubbard, Jones, Julin, Kraabel, Mentor, Morrison, Newhouse, North, Polk, Rabel, Randall, Ross, Schumaker, Smith, Smythe, Spanton, Wanamaker, Zimmerman—22.

Absent or not voting: Representatives Brouillet, Flanagan, Harris, Pardini—4.

Senate Concurrent Resolution No. 28, having received the constitutional majority, was declared passed.

## REPORTS OF STANDING COMMITTEES

May 10, 1971.

SENATE CONCURRENT RESOLUTION NO. 29, establishing municipal committee as an interim committee of the legislature, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

On motion of Mr. Morrison, the rules were suspended, Senate Concurrent Resolution No. 29 was advanced to second reading and read the second time.

On motion of Mr. Bluechel, the following amendment was adopted:

On page 1, line 21 strike all matter to line 26 including "four" and insert the following:

"BE IT FURTHER RESOLVED, That the municipal committee shall consist of eleven members, four senators, two from each political party, to be appointed by the President of the Senate and four representatives, two from each political party, to be appointed by the Speaker of the House of Representatives, and the other three members, who shall be city officials, shall be selected by the eight"

On motion of Mr. Rosellini, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 29 as amended by the House was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 29 as amended by the House, and the resolution passed the House by the following vote: Yeas, 69; nays, 22; absent or not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Harris, Hatfield, Hoggins, Hurley, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Pardini, Paris, Perry, Randall, Rosellini, Savage, Shipoch, Thompson, Wojahn, Wolf, Mr. Speaker—69.

Voting nay: Representatives Barden, Eikenberry, Gladder, Hansey, Hubbard, Julin, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Polk, Ross, Sawyer, Schumaker, Shera, Smith, Spanton, Wanamaker, Zimmerman—22.

Absent or not voting: Representatives Bozarth, Flanagan, Haussler, Jastad, O'Brien, Smythe, Van Dyk, Williams—8.

Senate Concurrent Resolution No. 29 as amended by the House, having received the constitutional majority, was declared passed.

## REPORTS OF STANDING COMMITTEES

May 10, 1971.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 31, creating the interim committee on fisheries, game, and game fish, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Concurrent Resolution No. 31 was advanced to second reading and read the second time.

On motion of Mr. Bluechel, the following amendment was adopted:

On page 2, line 6, strike all matter to line 10 including "fish" and insert the following: "appoint eight senate members and the Speaker of the House of Representatives shall appoint eight House members to serve as the interim committee on fisheries, game and game fish"

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed Senate Concurrent Resolution No. 31 as amended by the House was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 31 as amended by the House, and the resolution passed the House by the following vote: Yeas, 71; nays, 14; absent or not voting, 14.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Knowles, Kopet, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Pardini, Rabel, Randall, Rosellini, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wojahn, Zimmerman, Mr. Speaker—71.

Voting nay: Representatives Amen, Brown, Eikenberry, Gladder, Hubbard, Julin, Mentor, Morrison, Newhouse, North, Paris, Polk, Ross, Wanamaker—14.

Absent or not voting: Representatives Chatalas, Conner, Copeland, Grant, Harris, Kirk, Kiskaddon, Kraabel, Kuehnle, Litchman, Perry, Sawyer, Williams, Wolf—14.

Engrossed Senate Concurrent Resolution No. 31 as amended by the House, having received the constitutional majority, was declared passed.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 411, and passed the bill without the Senate amendments, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## REPORT OF CONFERENCE COMMITTEE

May 10, 1971.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 411, increasing fees payable to state pharmacy board, have had the same under consideration, and we recommend that the Senate recede from its amendments and pass the bill as amended by the House.

Signed by Senators Day, Woodall and Cooney; Representatives Eikenberry, Farr and Jastad.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 411 was adopted.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY  
CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 411 as recommended by the Conference Committee.

Mr. Eikenberry spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 411 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 79; nays, 2; absent or not voting, 18.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker—79.

Voting nay: Representatives Barden, Julin—2.

Absent or not voting: Representatives Benitz, Berentson, Blair, Copeland, Jastad, Juelling, King, Luders, Lynch, Newhouse, Paris, Perry, Polk, Rabel, Randall, Thompson, Van Dyk, Wanamaker—18.

Engrossed House Bill No. 411 as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## SENATE AMENDMENT TO HOUSE BILL

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 464 with the following amendment:

On page 2, section 1, line 1, strike everything down to and including line 12 and insert "Except as otherwise provided in section 2 of this 1971 amendatory act, upon the application of a school district or any institution of higher education for the purchase or

*lease of lands granted to the state by the United States, the department of natural resources may offer such land for sale or lease to such school district or institution of higher education in such maximum acreage as it may determine, consideration being given upon application of a school district to school site criteria established by the state board of education: PROVIDED, That in the event the department thereafter proposes to offer such land for sale or lease at public auction such school district or institution of higher education shall have a preference right for six months from notice of such proposal to purchase or lease such land at the appraised value determined by the board of natural resources."*, and the same is herewith transmitted. BILL GLEASON, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendment to Engrossed House Bill No. 464.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 464 as amended by the Senate.

Mr. Hoggins spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 464 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 72; nays, 11; absent or not voting, 16.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Kilbury, King, Kirk, Kopet, Luders, Lynch, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Savage, Sawyer, Schumaker, Smith, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Mr. Speaker--72.

Voting nay: Representatives Amen, Benitz, Charette, Conway, Douthwaite, Julin, Knowles, Merrill, Randall, Ross, Shipoch--11.

Absent or not voting: Representatives Copeland, Haussler, Jueling, Kiskaddon, Kraabel, Kuehnle, Litchman, May, Paris, Rabel, Rosellini, Shera, Smythe, Spanton, Williams, Zimmerman--16.

Engrossed House Bill No. 464 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker stated that a revote would have to be taken on Engrossed House Bill No. 346 as amended by the Senate. The bill passed earlier by a vote of yeas, 74; nays, 22; absent or not voting, 3. Due to a malfunction of the machine the individual votes were not recorded.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 346 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 58; nays, 23; absent or not voting, 18.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Grant, Harris, Hoggins, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison,

Newhouse, North, O'Brien, Rosellini, Ross, Savage, Shinpoch, Smith, Smythe, Van Dyk, Williams, Wojahn, Mr. Speaker—58.

Voting nay: Representatives Amen, Barden, Benitz, Brown, Conway, Eikenberry, Gladder, Hansey, Hatfield, Haussler, Hubbard, Jones, Julin, Kopet, Kraabel, Kuehnle, Pardini, Polk, Randall, Shera, Thompson, Wanamaker, Wolf—23.

Absent or not voting: Representatives Anderson, Bottiger, Copeland, Flanagan, Gallagher, Goldsworthy, Hurley, Jueling, Litchman, Lynch, Lysen, Paris, Perry, Rabel, Sawyer, Schumaker, Spanton, Zimmerman—18.

Engrossed House Bill No. 346 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the eighth order of business.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-117, by Representatives Newhouse and Chatalas:

WHEREAS, Legislative interim problems are becoming increasingly more complex;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Speaker is authorized to appoint, subject to confirmation by the House, one Representative from each political party as a liaison member to the Legislative Budget Committee, the Joint Committee on Education, and the Joint Committee on Highways, or its successor if one be created.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives is authorized to pay out of any appropriation to the House of Representatives for the expenses of such liaison members at the rates prescribed by RCW 44.04.120, upon voucher presented showing attendance at the committee meetings.

On motion of Mr. Bledsoe, the resolution was adopted.

#### MOTION

Mr. Bledsoe moved that the House confirm the appointments of the Speaker, as specified by the respective caucuses, to interim positions authorized by statute, resolution, or as required to perform the interim responsibilities of the House of Representatives.

The motion was carried.

#### APPOINTMENT OF INTERIM COMMITTEES

Under the provisions of Senate Concurrent Resolution No. 32, the Speaker has appointed as members of the Interim Committee on Banking, Insurance and Utility Regulation: Representatives Bagnariol, Jones, Litchman, Pardini, Sawyer, Smith and Hatfield—Liaison.

Under the provisions of RCW 44.28.010, the Speaker has appointed as members of the Legislative Budget Committee: Representatives Backstrom, Chatalas, Curtis, Goldsworthy, Kopet, Marsh, Shera, Thompson, Barden—Liaison, and Shinpoch—Liaison.

Under the provisions of RCW 43.57.010, the Speaker has appointed as members of the Columbia Interstate Compact Commission: Representatives Haussler and Newhouse.

Under the provisions of RCW 44.24.010, the Speaker has appointed as members of the Legislative Council: Representatives Bottiger, Charette, Copeland, Cunningham, Grant, Harris, Haussler, Jueling, May, Moon, Morrison, Newhouse, North, O'Brien, Swayze, Wolf, Douthwaite—Liaison, Farr—Liaison, Knowles—Liaison, Kuehnle—Liaison, Van Dyk—Liaison and Zimmerman—Liaison.

Under the provisions of RCW 43.105.031, the Speaker has appointed as a member of the Data Processing Advisory Council: Representative Shinpoch.

Under the provisions of RCW 28.92.010, the Speaker has appointed as a member of the Education Commission of the States: Representative Lynch.

Under the provisions of RCW 44.33.220, the Speaker has appointed as members of the Joint Committee on Education: Representatives Brouillet, Brown, Flanagan, Hoggins, Luders, Hatfield—Liaison and Johnson—Liaison.

Under the provisions of RCW 44.60.020, the Speaker has appointed as members of the Board of Legislative Ethics: Representatives Farr, Hurley, Paris and Perry.

Under the provisions of Senate Bill No. 737, the Speaker has appointed as members of the Expo 1974 Commission: Representatives Curtis, McCormick and Pardini.

Under the provisions of Senate Concurrent Resolution No. 31, the Speaker has appointed as members of the Interim Committee on Fisheries, Game and Game Fish: Representatives Adams, Bradley, Costanti, Hurley, Jastad, Martinis, Schumaker and Smythe.

Under the provisions of Substitute Senate Bill No. 849, the Speaker has appointed as members of the Forest Tax Committee: Representatives Benitz and Sawyer.

Under the provisions of Senate Concurrent Resolution No. 28, the Speaker has appointed as members of the Joint Committee on Governmental Cooperation: Representatives Barden, Bluechel, Gallagher, Kirk, Lysen, Marzano and Polk.

Under the provisions of RCW 44.30.020, the Speaker has appointed as members of the Joint Committee on Higher Education: Representatives Charnley, Gladder, Kiskaddon, Maxie and Rabel.

Under the provisions of RCW 28B.80.040, the Speaker has appointed as members of the Council on Higher Education: Representatives McDermott and Lynch.

Under the provisions of House Bill No. 865, the Speaker has appointed as members of the State Land Planning Commission: Representatives Bluechel, Randall, Williams and Zimmerman.

Under the provisions of Senate Concurrent Resolution No. 29, the Speaker has appointed as members of the Municipal Committee: Representatives Blair, Merrill, Rosellini and Ross.

Under the provisions of RCW 44.39.010, the Speaker has appointed as members of the Joint Committee on Nuclear Energy: Representatives Benitz, Bledsoe, Kilbury and Savage.

Under the provisions of RCW 43.94.020, the Speaker has appointed as members of the Oceanographic Commission of Washington: Representatives Ceccarelli, Hubbard and Mentor.

Under the provisions of RCW 41.56.405, the Speaker has appointed as members of the Interim Committee on Public Employees Collective Bargaining: Representatives Hubbard and King.

Under the provisions of RCW 41.52.010, the Speaker has appointed as members of the State Public Pension Commission: Representatives Conway, Gallagher, Jones, Johnson and Kuehne.

Under the provisions of Substitute House Bill No. 283, the Speaker has appointed as members of the Property Tax Committee: Representatives Bottiger, Flanagan, Julin and Williams.

Under the provisions of RCW 41.05.020, the Speaker has appointed as a member of the State Employees Insurance Board: Representative Shera.

Under the provisions of RCW 1.08.001, the Speaker has appointed as a member of the Statute Law Committee: Representative Eikenberry.

Under the provisions of RCW 44.40.010, the Speaker has appointed as members of the Legislative Transportation Committee: Representatives Amen, Anderson, Beck, Berentson, Bozarth, Conner, Gilleland, Hansey, Kraabel, Perry, Spanton, Wanamaker, Bauer—Liaison and Ross—Liaison.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: Under the provisions of Senate Concurrent Resolution No. 32, the President has appointed as members of the Interim Committee on Banking, Insurance and Utility Regulation: Senators Clarke, Day, Herr, Mardesich, Newschwander, Twigg, Fleming—Liaison and Lewis—Liaison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.28.010, the President has appointed as

members of the Legislative Budget Committee: Senators Andersen, Atwood, Canfield, Dore, Durkan, Foley, Mardesich, Newschwander and Gardner—Liaison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 43.57.010, the President has appointed as members of the Columbia Interstate Compact Commission: Senators Cooney and Matson.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.24.010, the President has appointed as members of the Legislative Council: Senators Bailey, Cooney, Elicker, Greive, Day, Gissberg, Keefe, Knoblauch, Lewis, Matson, Murray, Peterson, Stender, Talley, Woodall, Herr—Liaison, Whetzel—Liaison and Wilson—Liaison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 43.105.031, the President has appointed a member of the Data Processing Advisory Committee: Senator Huntley.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 28.92.010, the President has appointed as a member of the Education Commission of the States: Senator Sandison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.33.220, the President has appointed as members of the Joint Committee on Education: Senators Francis, Huntley, Metcalf, Odegaard and Ridder.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.60.020, the President has appointed as members of the Board of Legislative Ethics: Senators Andersen, Bailey, Dore and Huntley.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Senate Bill No. 737, the President has appointed as members of the Expo 1974 Commission: Senators Day, Keefe and Twigg.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Senate Concurrent Resolution No. 31, the President has appointed as members of the Interim Committee on Fisheries, Game and Game Fish: Senators Donohue, Herr, Knoblauch, Metcalf, Peterson (Lowell), Peterson (Ted), Talley and Woodall.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Substitute Senate Bill No. 849, the President has appointed as members of the Forest Tax Committee: Senators Lewis and Durkan.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Senate Concurrent Resolution No. 28, the President has appointed as members of the Joint Committee on Governmental Cooperation: Senators Connor, Dore, Greive, Holman, Metcalf, Washington, Woodall, Day—Liaison and McCutcheon—Liaison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.30.020, the President has appointed as members of the Joint Committee on Higher Education: Senators Holman, Huntley, Sandison, Stortini and Wilson.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 28B.80.040, the President has appointed as members of the Council on Higher Education: Senators Sandison and Scott.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of House Bill No. 865, the President has appointed

as members of the State Land Planning Commission: Senators Elicker, Gardner, Gissberg and Whetzel.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Senate Concurrent Resolution No. 29, the President has appointed as members of the Municipal Committee: Senators Gardner, McDougall, Twigg and Walgren.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.39.010, the President has appointed as members of the Joint Committee on Nuclear Energy: Senators Canfield, Francis, Jolly and Matson.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 43.94.020, the President has appointed as members of the Oceanographic Commission of Washington: Senators Gardner, Murray and Talley.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 41.56.405, the President has appointed as members of the Interim Committee on Public Employees Collective Bargaining: Senators Clarke and Stortini.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 41.52.010, the President has appointed as members of the State Public Pension Commission: Senators Fleming, Francis, Newschwander, Ridder and Scott.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of Substitute House Bill No. 283, the President has appointed as members of the Permanent Property Tax Committee: Senators Donohue, Holman, Odegaard and Canfield.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 41.05.020, the President has appointed as a member of the State Employees' Insurance Board: Senator Odegaard.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 44.40.010, the President has appointed as members of the Legislative Transportation Committee: Senators Connor, Donohue, Elicker, Henry, Guess, Huntley, McDougall, Peterson (Lowell), Stortini, Walgren, Washington and Jolly—Liaison.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: Under the provisions of RCW 1.08.001, the President has concurred in the appointment by the Speaker of the House of Representatives of Representative Kenneth O. Eikenberry to the Statute Law Committee.

SIDNEY R. SNYDER, Secretary.

## RESOLUTIONS

HOUSE RESOLUTION NO. 71-118, by Representatives Swayze, Bledsoe, Newhouse, Sawyer, Wolf, Copeland, Chatalas, Grant and Perry:

WHEREAS, The Forty-second Legislature, as many legislatures before it, has been privileged to meet at the seat of government in the beautiful city of Olympia; and

WHEREAS, All in attendance have enjoyed the generous and gracious hospitality of the host city and its residents, as well as the neighboring communities of Tumwater and Lacey; and

WHEREAS, The various city officials, Chambers of Commerce, churches, hostleries, restaurants, merchants, landlords, and just plain folks have extended warm and abundant welcome to all of us; and

WHEREAS, That welcome has reached from winter's snows through cherry blossom time and has ne'er worn thin;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That to all of these and to the many others who have contributed to making our stay in the Capitol City a memorable occasion we do hereby express our sincere thanks and appreciation.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives is hereby requested to forward copies of this Resolution to the honorable mayors and the legislative bodies of Olympia, Tumwater and Lacey.

On motion of Mr. Wolf, the resolution was adopted.

HOUSE RESOLUTION NO. 71-119, by the Committee on Rules and Administration:

WHEREAS, The correspondents of the press services and the newspapers of this State, and the representatives of the several television and radio stations of the State have endured long and countless hours in supplying the State's citizenry with an accurate description of the activities of the Regular and Extraordinary Sessions of the Forty-second Legislature; and

WHEREAS, An enlightened and informed electorate is a prerequisite to the success of representative government; and

WHEREAS, The aforementioned representatives of the news media have reported the activities of the aforementioned Legislative Sessions in the highest journalistic traditions thereby fulfilling their obligation to the State's citizenry;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the correspondents of the press services and the newspapers and the representatives of the radio and television stations who have provided news coverage of these Regular and Extraordinary Sessions, be congratulated for a performance and a service "well done;" and

BE IT FURTHER RESOLVED, That such correspondents and representatives be thanked for the many courtesies extended by them to the members of the House of Representatives.

On motion of Mr. Wolf, the resolution was adopted.

HOUSE RESOLUTION NO. 71-120, by Committee on Rules and Administration:

(1) WHEREAS, It is desirable that certain leaders of the House of Representatives attend the meetings of the Annual National Conference of State Legislative Leaders in order that the benefits of participating therein may inure to the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker of the House of Representatives, the Speaker Pro Tempore, and not more than four additional members of the leadership from each Caucus, as selected by the Speaker and the Minority Floor Leader, are hereby authorized to attend the sessions of the Annual National Conference of State Legislative Leaders during 1971 and 1972; and

BE IT FURTHER RESOLVED, That they be reimbursed for expenses incurred in attending such conferences at the per diem rate provided by RCW 44.04.120, plus mileage to and from the conferences at the rate of ten cents per mile, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursement to be paid on their vouchers from any appropriation made to the House of Representatives for legislative expense; and

(2) WHEREAS, It is desirable that the Chief Clerk of the House of Representatives and the Assistant Chief Clerk attend the annual meetings of the National Legislative Conference, annually arranged by the Council of State Governments, in order that the House of Representatives of the State of Washington may benefit from the exchange of ideas with the legislative officials of the other states, and such benefits from the participation therein may inure to the House of Representatives in furthering the efficiency and economy of its operation;

NOW, THEREFORE, BE IT RESOLVED, That the Chief Clerk and Assistant Chief Clerk of the House be, and they are hereby authorized to attend the annual sessions of the National Legislative Conference during 1971 and 1972; and

BE IT FURTHER RESOLVED, That they be reimbursed for expenses incurred in attending such conferences at the rate prescribed by RCW 43.03.050, plus mileage to and from the conferences at the rate of ten cents per mile, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursement to be paid on their vouchers out of funds appropriated for legislative expenses; and

(3) WHEREAS, It is desirable that the members of this House who are or may be members of the executive committee or of the standing committees of the Council of State Governments or its Western Conference shall attend the meetings of said Council or Conference in order that benefits from the participation therein may inure to the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker of the House of Representatives may authorize the attendance of said committee members at such meetings as may be held in the years 1971 and 1972; and

BE IT FURTHER RESOLVED, That they be reimbursed for expenses incurred in attending such meetings at the per diem rate provided by RCW 44.04.120, plus mileage to and from the meetings at the rate of ten cents per mile, except that if travel was by means of common carrier only actual fare may be claimed, said reimbursement to be paid on their vouchers from any appropriation made to the House of Representatives for legislative expense; and

(4) WHEREAS, New developments in legislative processes and administration are constantly occurring; and

WHEREAS, The substantive matters requiring legislative action are becoming increasingly complex; and

WHEREAS, The Council of State Governments and other organizations are offering in the next biennium a variety of training and continuing education courses and meetings on such subjects; and

WHEREAS, The participation in such activities by members of the House and legislative staff will benefit the House in furthering the efficiency and economy of its operation;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker may authorize the attendance of members and staff members at such courses or meetings as he may deem pertinent and may authorize the expenditure of registration or tuition fees and reimbursement for subsistence and travel for such purpose: PROVIDED, That reimbursement for members shall be at the rates prescribed by subdivision (1) of this resolution and reimbursement for staff members shall be at rates prescribed by subdivision (2) of this resolution;

(5) BE IT FURTHER RESOLVED, That the Speaker is authorized to approve vouchers of the legislative leaders of the House prior to the convening of any extraordinary session, as well as the representatives chosen by the respective caucuses to be the leaders of the Forty-third Session of the Legislature, covering expenses incurred in preparing for the sessions of the Legislature and the organizational duties in connection therewith, at the per diem rate provided by RCW 44.04.120, for each day or major portion thereof, plus mileage at the rate of ten cents per mile; and

(6) BE IT FURTHER RESOLVED, That the Chief Clerk and the Assistant Chief Clerk of the House of Representatives are directed to complete the work of the regular and extraordinary session or sessions of the Forty-second Legislature, and all details that arise therefrom, including the editing, indexing and publishing of the journal of the House for the regular and extraordinary sessions. For such purposes said clerks during the thirty calendar days next following the adjournment of the extraordinary session or sessions shall be allowed their regular per diem rate for each of such days actually spent in such work; and

(7) BE IT FURTHER RESOLVED, That the Speaker and the Chief Clerk be and they are hereby authorized and directed to retain such additional employees as they deem necessary to complete the work of the regular and extraordinary sessions of the Forty-second Legislature and to fix their compensation therefor; and

(8) BE IT FURTHER RESOLVED, That the Speaker and the Chief Clerk be and they are hereby authorized to retain and to fix the compensation of such clerical and secretarial assistants as they may deem necessary during the interim period between sessions of the Legislature to conduct the work of the House of Representatives and to assist the members of the House with interim legislative duties; and

(9) BE IT FURTHER RESOLVED, That the Sergeant-at-Arms is hereby directed to complete the necessary work of the regular and extraordinary session or sessions of the Forty-second Legislature, to see that the House Chamber, adjoining rooms, members' offices, furniture and equipment are clean and in good order, and to make the necessary inventory of furnishings, fixtures, and supplies. For this purpose the Sergeant-at-Arms during the thirty calendar days next following the adjournment of the extraordinary session or sessions of the Forty-second Legislature shall be allowed his regular per diem rate for each of such days actually spent in such work as authorized and allowed and may hire with the approval of the Speaker such employees as are necessary to assist him; and

(10) BE IT FURTHER RESOLVED, That the Chief Clerk and the Assistant Chief Clerk be and they are hereby authorized and directed, during not more than thirty calendar days prior to the opening of the next regular and any extraordinary sessions of the Legislature, to hire necessary employees, to order necessary supplies, equipment and printing to enable the House to commence its work promptly and efficiently, and to accept prefiled bills, memorials and resolutions as directed by the Rules of the House. For such purposes they shall be allowed their regular per diem therefor; and

(11) BE IT FURTHER RESOLVED, That the Sergeant-at-Arms be and he is hereby authorized and directed, during not more than thirty calendar days prior to the opening of the next regular and any extraordinary sessions of the Legislature, to prepare the House Chambers, committee rooms, members' offices for use, and to perform other necessary work in connection with the opening of the Legislature, and for such purposes he shall be allowed his regular per diem therefor and may hire with the approval of the Speaker such employees to assist him as may be necessary; and

(12) BE IT FURTHER RESOLVED, That during legislative interims, commencing with the thirty-first calendar day following the adjournment of any of the extraordinary sessions of the Forty-second Legislature, or upon any sooner date upon which they may elect to terminate the receipt of legislative per diem, and exclusive of such periods prior to, during, or directly following the sessions when they are entitled to be paid their regular legislative per diem rate, the Chief Clerk of the House shall receive a salary of \$375 per month and the Assistant Chief Clerk shall receive a salary of \$275 per month, together with their necessary travel expenses in connection therewith at the rate prescribed by RCW 43.03.050, plus mileage at the rate of ten cents per mile, for the purpose of jointly attending to all duties of their respective offices, including the supervision of the preparation of monthly payrolls, preparation of members' expense vouchers, mailing of warrants, and attending to necessary correspondence and all other duties in connection with

the business of the House of Representatives; and to be in attendance for the purpose of providing advice, counsel and information when the Chamber is used for such purposes as the YMCA Youth Legislature and the Governor's Industrial Safety Conference; and

(13) BE IT FURTHER RESOLVED, That during legislative interims, commencing with the thirty-first calendar day following the adjournment of any of the extraordinary sessions of the Forty-second Legislature, or upon any sooner date upon which he may elect to terminate the receipt of legislative per diem, and exclusive of such periods prior to, during, or directly following the sessions when he is entitled to be paid his regular legislative per diem rate, the Sergeant-at-Arms of the House shall receive a salary of \$325 per month, together with necessary travel expenses in connection therewith at the per diem rate prescribed by RCW 43.03.050, plus mileage at the rate of ten cents per mile, to oversee all House facilities and equipment and any repairs thereto, and be in attendance when the House Chamber is being used for such purposes as the YMCA Youth Legislature and the Governor's Industrial Safety Conference; and

(14) BE IT FURTHER RESOLVED, That after the adjournment of the Forty-second Legislature the use of the House Chamber, any of its committee rooms, members' offices, or any of the furniture or furnishings therein, shall not be granted to anyone without the permission of the Speaker and the Chief Clerk of the House of Representatives; and

(15) BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to express the sympathy of the House by sending flowers in the event of a bereavement in a Representative's family; and

(16) BE IT FURTHER RESOLVED, That the Chief Clerk be authorized to make out the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn.

On motion of Mr. Bledsoe, the resolution was adopted.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 44, by Representative Bledsoe:  
Relating to the *sine die* adjournment, forty-second legislature.

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 44 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 44 was placed on final passage and adopted.

#### MOTION

On motion of Mr. Bledsoe, House Concurrent Resolution No. 44 was ordered transmitted immediately to the Senate.

#### APPOINTMENT OF COMMITTEE

Under the provisions of House Concurrent Resolution No. 44, the Speaker appointed as members of the committee to notify the Governor that the legislature was about to adjourn *sine die*, Representatives Wolf, Julin and Polk.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the eighth order of business.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 71-121, by the Committee on Rules and Administration:  
BE IT RESOLVED, That all bills in possession of the Chief Clerk, committees or committee clerks be indefinitely postponed.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 71-122, by the Committee on Rules and Administration:

**BE IT RESOLVED**, By the House of Representatives, That a committee of three be appointed to notify the Senate that the House is about to adjourn *sine die*.

On motion of Mr. Bledsoe, the resolution was adopted.

#### APPOINTMENT OF COMMITTEE

Under the provisions of the resolution, the Speaker appointed Representatives Kopet, Mentor and Smith to notify the Senate that the House of Representatives is about to adjourn *sine die*.

#### REPORT OF SPECIAL COMMITTEE

The House members of the committee appointed to notify the Governor that the legislature was about to adjourn *sine die* appeared before the bar of the House and stated that the committee had so notified the Governor, and that he was willing that the session adjourn *sine die*.

#### MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 18, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 51, and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 188, except the amendment to page 2, line 32, adding new section 5, from which the House receded, and the Senate has passed the bill with the remaining House amendments.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 658, and has passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 915, and passed the bill as amended by the House.

SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 29, and has passed the resolution as amended by the House.

BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE CONCURRENT RESOLUTION NO. 31, and has passed the resolution as amended by the House.

BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted the report of the Conference Committee on HOUSE BILL NO. 684, and has passed the bill as amended by the Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 56,

ENGROSSED HOUSE BILL NO. 277,  
 ENGROSSED HOUSE BILL NO. 543,  
 ENGROSSED HOUSE BILL NO. 636,  
 HOUSE BILL NO. 705,  
 ENGROSSED HOUSE BILL NO. 1072,  
 REENGROSSED HOUSE JOINT RESOLUTION NO. 1,  
 HOUSE CONCURRENT RESOLUTION NO. 12,  
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 19,  
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 35,  
 HOUSE CONCURRENT RESOLUTION NO. 39,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The Senate adheres to its position and refuses to recede from its amendments on ENGROSSED HOUSE BILL NO. 501, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE JOINT RESOLUTION NO. 47, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has passed HOUSE CONCURRENT RESOLUTION NO. 14 with the following amendment:

On page 1, line 25, after "presented to the" strike everything down to the period on line 26 and insert "Joint Committee on Higher Education prior to November 1, 1971 for its review and transmittal along with its recommendations to the Legislature for its consideration in January 1972", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23 with the following amendment:

On page 1, line 15, before "Council" strike "Judicial" and insert "Legislative", and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The Senate has adopted HOUSE CONCURRENT RESOLUTION NO. 44, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The President has signed:  
 SENATE BILL NO. 18,  
 SUBSTITUTE SENATE BILL NO. 51,  
 SENATE BILL NO. 52,  
 SENATE BILL NO. 59,  
 SENATE BILL NO. 68,  
 SENATE BILL NO. 82,  
 SUBSTITUTE SENATE BILL NO. 90,  
 SENATE BILL NO. 98,  
 SENATE BILL NO. 108,  
 SENATE BILL NO. 164,  
 SENATE BILL NO. 176,  
 SENATE BILL NO. 185,  
 SENATE BILL NO. 188,  
 SENATE BILL NO. 209,  
 SENATE BILL NO. 214,  
 SUBSTITUTE SENATE BILL NO. 216,  
 SENATE BILL NO. 269,  
 SENATE BILL NO. 273,  
 SENATE BILL NO. 288,  
 SENATE BILL NO. 295,  
 SENATE BILL NO. 298,  
 SENATE BILL NO. 335,  
 SENATE BILL NO. 391,  
 SUBSTITUTE SENATE BILL NO. 401,  
 SENATE BILL NO. 408,  
 SENATE BILL NO. 428,  
 SENATE BILL NO. 449,  
 SENATE BILL NO. 450,  
 SENATE BILL NO. 467,  
 SENATE BILL NO. 485,  
 SENATE BILL NO. 522,  
 SENATE BILL NO. 525,

SUBSTITUTE SENATE BILL NO. 542,  
 SENATE BILL NO. 545,  
 SENATE BILL NO. 594,  
 SENATE BILL NO. 605,  
 SENATE BILL NO. 606,  
 SENATE BILL NO. 612,  
 SENATE BILL NO. 658,  
 SUBSTITUTE SENATE BILL NO. 678,  
 SENATE BILL NO. 720,  
 SUBSTITUTE SENATE BILL NO. 796,  
 SENATE BILL NO. 861,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The President has signed:  
 SENATE BILL NO. 863,  
 SENATE BILL NO. 865,  
 SUBSTITUTE SENATE BILL NO. 866,  
 SENATE BILL NO. 883,  
 SUBSTITUTE SENATE BILL NO. 897,  
 SENATE BILL NO. 903,  
 SUBSTITUTE SENATE BILL NO. 915,  
 SUBSTITUTE SENATE BILL NO. 926,  
 SENATE JOINT RESOLUTION NO. 38,  
 SENATE CONCURRENT RESOLUTION NO. 4,  
 SENATE CONCURRENT RESOLUTION NO. 23,  
 SENATE CONCURRENT RESOLUTION NO. 28,  
 SENATE CONCURRENT RESOLUTION NO. 29,  
 SENATE CONCURRENT RESOLUTION NO. 31,  
 SENATE CONCURRENT RESOLUTION NO. 32,  
 SENATE JOINT MEMORIAL NO. 5,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 113,  
 HOUSE BILL NO. 225,  
 HOUSE BILL NO. 451,  
 SUBSTITUTE HOUSE BILL NO. 510,  
 HOUSE BILL NO. 659,  
 HOUSE BILL NO. 672,  
 HOUSE BILL NO. 676,  
 HOUSE BILL NO. 686,  
 HOUSE BILL NO. 743.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 56,  
 SUBSTITUTE HOUSE BILL NO. 69,  
 HOUSE BILL NO. 88,  
 SUBSTITUTE HOUSE BILL NO. 151,  
 SUBSTITUTE HOUSE BILL NO. 152,  
 HOUSE BILL NO. 200,  
 SUBSTITUTE HOUSE BILL NO. 214,  
 HOUSE BILL NO. 277,  
 SUBSTITUTE HOUSE BILL NO. 283,  
 HOUSE BILL NO. 291,  
 SUBSTITUTE HOUSE BILL NO. 309,  
 HOUSE BILL NO. 311,  
 HOUSE BILL NO. 313,  
 HOUSE BILL NO. 346,  
 HOUSE BILL NO. 372,  
 HOUSE BILL NO. 411,

SUBSTITUTE HOUSE BILL NO. 417,  
HOUSE BILL NO. 429,  
HOUSE BILL NO. 464,  
HOUSE BILL NO. 540,  
HOUSE BILL NO. 543,  
SUBSTITUTE HOUSE BILL NO. 553,  
SUBSTITUTE HOUSE BILL NO. 595,  
HOUSE BILL NO. 636,  
HOUSE BILL NO. 684,  
HOUSE BILL NO. 705,  
HOUSE BILL NO. 735,  
HOUSE BILL NO. 739,  
HOUSE BILL NO. 759,  
HOUSE BILL NO. 863,  
HOUSE BILL NO. 865,  
HOUSE BILL NO. 892,  
HOUSE BILL NO. 992,  
HOUSE BILL NO. 1072,  
HOUSE JOINT RESOLUTION NO. 1,  
HOUSE JOINT RESOLUTION NO. 21,  
HOUSE JOINT RESOLUTION NO. 47,  
HOUSE CONCURRENT RESOLUTION NO. 12,  
HOUSE CONCURRENT RESOLUTION NO. 19,  
HOUSE CONCURRENT RESOLUTION NO. 35,  
HOUSE CONCURRENT RESOLUTION NO. 39,  
HOUSE CONCURRENT RESOLUTION NO. 41,  
HOUSE CONCURRENT RESOLUTION NO. 42,  
HOUSE CONCURRENT RESOLUTION NO. 44.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 18,  
SUBSTITUTE SENATE BILL NO. 51,  
SENATE BILL NO. 52,  
SENATE BILL NO. 59,  
SENATE BILL NO. 68,  
SENATE BILL NO. 82,  
SUBSTITUTE SENATE BILL NO. 90,  
SENATE BILL NO. 98,  
SENATE BILL NO. 108,  
SENATE BILL NO. 164,  
SENATE BILL NO. 176,  
SENATE BILL NO. 185,  
SENATE BILL NO. 188,  
SENATE BILL NO. 209,  
SENATE BILL NO. 214,  
SUBSTITUTE SENATE BILL NO. 216,  
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SENATE BILL NO. 295,  
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SENATE BILL NO. 335,  
SENATE BILL NO. 391,  
SUBSTITUTE SENATE BILL NO. 401,  
SENATE BILL NO. 408,

SENATE BILL NO. 428,  
 SENATE BILL NO. 449,  
 SENATE BILL NO. 450,  
 SENATE BILL NO. 467,  
 SENATE BILL NO. 485,  
 SENATE BILL NO. 522,  
 SENATE BILL NO. 525,  
 SUBSTITUTE SENATE BILL NO. 542,  
 SENATE BILL NO. 545,  
 SENATE BILL NO. 594,  
 SENATE BILL NO. 605,  
 SENATE BILL NO. 606,  
 SENATE BILL NO. 612,  
 SENATE BILL NO. 658,  
 SUBSTITUTE SENATE BILL NO. 678,  
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 SENATE CONCURRENT RESOLUTION NO. 23,  
 SENATE CONCURRENT RESOLUTION NO. 28,  
 SENATE CONCURRENT RESOLUTION NO. 29,  
 SENATE CONCURRENT RESOLUTION NO. 31,  
 SENATE CONCURRENT RESOLUTION NO. 32,  
 SENATE JOINT MEMORIAL NO. 5.

## MESSAGES FROM THE SENATE

May 10, 1971.

Mr. Speaker: The President has signed:

HOUSE BILL NO. 113,  
 HOUSE BILL NO. 225,  
 HOUSE BILL NO. 451,  
 SUBSTITUTE HOUSE BILL NO. 510,  
 HOUSE BILL NO. 659,  
 HOUSE BILL NO. 672,  
 HOUSE BILL NO. 676,  
 HOUSE BILL NO. 686,  
 HOUSE BILL NO. 743,

and the same are herewith transmitted. BILL GLEASON, Assistant Secretary.

May 10, 1971.

Mr. Speaker: The President has signed:

HOUSE BILL NO. 56,  
 SUBSTITUTE HOUSE BILL NO. 69,  
 HOUSE BILL NO. 88,  
 SUBSTITUTE HOUSE BILL NO. 151,  
 SUBSTITUTE HOUSE BILL NO. 152,  
 HOUSE BILL NO. 200,  
 SUBSTITUTE HOUSE BILL NO. 214,  
 HOUSE BILL NO. 277,  
 SUBSTITUTE HOUSE BILL NO. 283,  
 HOUSE BILL NO. 291,  
 SUBSTITUTE HOUSE BILL NO. 309,  
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 HOUSE BILL NO. 313,  
 HOUSE BILL NO. 346,

HOUSE BILL NO. 372,  
 HOUSE BILL NO. 411,  
 SUBSTITUTE HOUSE BILL NO. 417,  
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 HOUSE JOINT RESOLUTION NO. 1,  
 HOUSE JOINT RESOLUTION NO. 21,  
 HOUSE CONCURRENT RESOLUTION NO. 12,  
 HOUSE CONCURRENT RESOLUTION NO. 19,  
 HOUSE CONCURRENT RESOLUTION NO. 35,  
 HOUSE CONCURRENT RESOLUTION NO. 39,  
 HOUSE CONCURRENT RESOLUTION NO. 41,  
 HOUSE CONCURRENT RESOLUTION NO. 42,  
 HOUSE CONCURRENT RESOLUTION NO. 44,

and the same are herewith transmitted. SIDNEY R. SNYDER, Secretary.

May 10, 1971.

Mr. Speaker: The President has signed HOUSE JOINT RESOLUTION NO. 47, and the same is herewith transmitted. SIDNEY R. SNYDER, Secretary.

#### COMMITTEE FROM THE SENATE

A committee from the Senate comprised of Senators Fleming, Dore and Woodall appeared before the bar of the House to notify the House that the Senate was about to adjourn *sine die*.

The report was received and the committee retired.

#### REPORT OF SPECIAL COMMITTEE

The committee appointed to notify the Senate that the House was about to adjourn *sine die* appeared before the bar of the House and reported the committee had performed its mission.

The report was received and the committee was discharged.

Reading of the Journal of the sixtieth day of the first extraordinary session of the forty-second legislature was dispensed with and it was ordered to stand approved.

#### MOTION

On motion of Mr. Bledsoe, the House of Representatives of the first extraordinary session of the forty-second legislature adjourned *sine die*.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## APPENDIX

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## HOUSE LEGISLATIVE LEADERS — 1971

Speaker	Thomas A. Swayze, Jr.
Speaker Pro Tempore	Thomas L. Copeland
Majority Floor Leader	Stewart Bledsoe
Majority Whip	Hal Wolf
Majority Caucus Chairman	Irving Newhouse
Assistant Majority Floor Leader	Sid Morrison
Majority Caucus Secretary	Lois North
Majority Caucus Coordinator	A. J. "Bud" Pardini
Minority Floor Leader	Leonard A. Sawyer
Democratic Organization Leader	Gary Grant
Democratic Caucus Chairman	William "Bill" Chatalas
Democratic Caucus Secretary	Margaret Hurley
Chairman, Executive Committee	John L. O'Brien
Democratic Caucus Chairman Pro Tem	Charles Moon
Democratic Campaign Coordinator	Robert A. Perry
Assistant Minority Floor Leader	Richard A. King
Assistant Minority Floor Leader	John M. Rosellini
Assistant Minority Floor Leader	Dave Ceccarelli
Assistant Minority Floor Leader	R. Ted Bottiger
Assistant Minority Floor Leader	Robert L. Charette

**APPENDIX**  
**HOUSE ROSTER, 1971**  
**FORTY-SECOND SESSION**

THOMAS A. SWAYZE, JR., Speaker

MALCOLM "DUTCH" McBEATH, Chief Clerk

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Adams, A. A.....	3418 Shorecliff Dr. N.E. Tacoma 98422	70	Washington	Chiropractor	26	D	Pierce, part	1969-69 Ex.-70 Ex.
Amen, Otto .....	Rt. 1, Box 48, Ritzville 99169	58	Washington	Farmer, Pharma- cist	9B	R	Lincoln, Adams	1967-67 Ex.-69-69 Ex.-70 Ex.
Anderson, Eric O.....	627 Grand Ave., Hoquiam 98550	68	New Zealand	Retired	19	D	Pacific, Grays Harbor, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Backstrom, Henry .....	516 Olympic, Arlington 98223	73	Connecticut	Insurance and Investments	39	D	Snohomish, part	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Bagnariol, John .....	10450 61st Ave. South, Seattle 98178	38	Washington	Insurance	35	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Barden, Paul .....	1112 S. 168th St., Seattle 98148	34	Washington	Banker	30	R	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Bauer, Albert .....	13611 N.E. 20th, Vancouver 98664	42	Montana	Teacher	17	D	Klickitat, Skamania, Clark, part	None
Beck, C. W. "Red".....	2400 Beach Dr. Port Orchard 98366	62	Indiana	Property Manager	23	D	Kitsap, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Benitz, Max E.....	Rt. 2, Box 181, Prosser 99350	54	Kansas	Agriculture	8B	R	Benton, part	1989-69 Ex.-70 Ex.
Berentson, Duane L.....	P.O. Box 426, Burlington 98233	42	Washington	Broker, Dealer in Securities	40	R	San Juan, Skagit	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Blair, Scott .....	8712 25th N.E., Seattle 98115	40	Washington	Mechanical Engineer	46	R	King, part	None
Bledsoe, Stewart .....	Rt. 3, Box 60-B, Ellensburg 98926	48	California	Cattle Rancher	13	R	Grant, Kittitas	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

**HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued**

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Bluechel, Alan	12524 68th Ave. N.E., Kirkland 98033	46	Alberta, Canada	President, Loctwall Corporation	1	R	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Bottiger, R. Ted	8849 Pacific Ave., Tacoma 98444	38	Washington	Attorney	29	D	Pierce, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Bozarth, Horace W.	Mansfield 98830	76	Washington	Farmer	12	D	Chelan, Douglas	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67- 67 Ex.-69-69 Ex.-70 Ex.
Bradley, H. Stan	8114 7th Ave. S.W., Seattle 98106	49	Washington	Auto Repair	31	D	King, part	None
Brouillet, Frank B.	519 7th Ave. S.W., Puyallup 98371	42	Washington	Director of Personnel Highline Community College	25	D	Pierce, part	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69- 69 Ex.-70 Ex.
Brown, Arthur C.	16020 Densmore Ave. N., Seattle 98133	49	Georgia	Systems Analyst	1	R	King, part	1969-69 Ex.-70 Ex.
Ceccarelli, Dave	3823 42nd S.W., Seattle 98116	37	Washington	District Manager, Libby, McNeill & Libby	34	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Charette, Robert L.	P.O. Box 63, Aberdeen 98520	47	Washington	Attorney	19	D	Pacific, Grays Harbor, part	Senate 1963-63 Ex.-65-65 Ex. House 1967-67 Ex.-69-69 Ex.- 70 Ex.
Charnley, Donn	19344 11th Ave. N.W., Seattle 98177	42	Michigan	Professor	44	D	King, part	None
Chatalas, William "Bill"	4803 42nd Ave. So., Seattle 98118	63	Turkey	Real Estate Broker and Business Consultant	33	D	King, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Conner, Paul H.	Rt. 3, Box 472, Sequim 98382	45	Washington	Real Estate, Logger	24	D	Clallam, Mason, Jefferson	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Conway, Floyd	Route 11, Box 340, Olympia 98501	41	Washington	Teacher	22	R	Thurston	1969-69 Ex.-70 Ex.
Copeland, Thomas L.	Route 3, Walla Walla 99362	46	Oregon	Farmer	11B	R	Walla Walla, part	1957-59-59 Ex.-61-61 Ex.-63- 63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Costanti, D. James	1215 Doser St., Edison 98246	60	Washington	School Administra- tor, Commercial Fisherman	40	R	San Juan Skagit	1970 Ex.
Cunningham, Norwood	750 Alvord Ave., Kent 98031	54	Washington	Educator	30	R	King, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Curtis, Robert "Bob"	P.O. Box 0188, East Wenatchee 98801	37	Washington	Partner/Mgr. Curtis Thriftway Super- market	12	R	Chelan, Douglas	1969-69 Ex.-70 Ex.
Douthwaite, Jeff	5518 31st N.E., Seattle 98105	41	Canada	Professor	32A	D	King, part	None
Eikenberry, Kenneth O.	Suite 500, 3rd & Lenora Bldg., Seattle 98121	38	Washington	Attorney	36	R	King, part	None
Farr, Dr. Caswell J.	1800 C St., Bellingham 98225	49	Washington	Dentist	42	R	Whatcom	1967-67 Ex.-69-69 Ex.-70 Ex.
Flanagan, S. E. "Sid"	Rt. 1, Box 205, Quincy 98348	61	Washington	Farmer, Cattle- man	13	R	Grant, Kittitas	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Gallagher, P. J. "Jim"	125 S. 72nd, Tacoma 98408	55	Washington	Public Relations Officer, Auto Transport Co.	29	D	Pierce, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Gilleland, James E.	10503 N.E. 4th St., Bellevue 98004	52	Washington	Owner-Pres., Gille- land Oil Co.	48	R	King, part Snohomish, 1 precinct	None
Gladder, Carlton A.	W. 2211 Sharp Ave. Spokane 99201	61	Minnesota	Life Insurance Executive	7	R	Spokane, part	1967-67 Ex.-69-69 Ex.-70 Ex.

**HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued**

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Goldsworthy, Robert F.	Rt. 2, Rosalia 99170	53	Washington	Farmer	9A	R	Whitman	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Grant, Gary	12835 S.E. 160th, Renton 98055	36	Wisconsin	Labor Relations	47	D	King, part	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Hansey, Donald G.	1551 Lakewood Lane Bellingham 98225	41	Washington	Poultry, Hatchery- man	42	R	Whatcom	None
Harris, Edward F.	716 Old National Bank Bldg., Spokane 99201	61	Idaho	Attorney at Law	7	R	Spokane, part	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Hatfield, Chet	220 E. Yakima Ave., Yakima 98901	59	Washington	Retail Merchant	14	R	Yakima, part	1969-69 Ex.-70 Ex.
Haussler, Joe D.	Box 949, Omak 98841	68	Texas	Banker, Car Dealer, Orchardist	2A	D	Okanogan	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Hoggins, Dale E.	21826 95th Ave. W., Edmonds 98020	38	Washington	Elementary Princi- pal and Teacher	21	R	Snohomish, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Hubbard, Vaughn	Box 126, Waitsburg 99361	48	Washington	Lawyer	11A	R	Asotin, Columbia, Garfield, Walla Walla, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Hurley, Margaret	730 E. Boone Ave., Spokane 99202		Minnesota	School Teacher	3	D	Spokane, part	1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Jastad, Elmer	Box 38, Morton 98356	64	Washington	Pharmacist	20	D	Lewis, Grays Harbor, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Johnson, Doris J.	727 Tacoma Pl., Kennewick 99336	47	Washington	Educator	16A	D	Benton, part	1965-65 Ex.-67-67 Ex.
Jones, John D.	18 Bridlewood Circle, Kirkland 98033	47	Wales	Pacific N.W. Bell	48	R	King, part Snohomish, 1 precinct	None

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Jueling, Helmut L.....	5215 South Tacoma Way, Tacoma 98409	57	Nebraska	Owner, White Hand Linen Supply	28	R	Pierce, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Julin, Axel C.....	4615 Lake Washington Blvd., S.E., Bellevue 98004	52	Idaho	Lawyer	41	R	King, part	1969-69 Ex.-70 Ex.
Kilbury, Charles D. ....	Box 2482, Pasco 99302	51	Washington	Insurance Broker	16B	D	Franklin	None
King, Richard A.....	309 77th Pl. S.W., Everett 98202	36	Washington	College Teacher	38	D	Snohomish, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Kirk, Gladys .....	1236 Bigelow N., Seattle 98109	67	Colorado	Homemaker	36	R	King, part	1957-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Kiskaddon, Bill .....	4404 242nd S.W., Mount- lake Terrace 98043	40	California	Research Engineer	21	R	Snohomish, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Knowles, Walt O. ....	925 W. Sprague, Spokane 99204	54	Washington	Attorney	4	D	Spokane, part	None
Kopet, Jerry C.....	1728 S. Lincoln St., Spokane 99203	59	Oregon	Pharmacist	6	R	Spokane, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Kraabel, Paul B. ....	5221 18th N.E., Seattle 98105	37	Washington	Electronic Engineer	46	R	King, part	None
Kuehnle, James P.....	S. 1122 Skvline Pl., Spokane 99206	46	Iowa	President, Holiday Pools, Inc.	4	R	Spokane, part	1969-69 Ex.-70 Ex.
Litchman, Mark .....	1604 IBM Bldg., Seattle 98101	45	Washington	Attorney	45	D	King, part	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

**HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued**

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Luders, Edward T. ....	N. 5620 Moore, Spokane 99208	42	Washington	Teacher	5B	D	Spokane, part	None
Lynch, Marjorie W.....	5901 Barge St. No. 30 Yakima 98902	50	England	Housewife	14	R	Yakima, part	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Lysen, King .....	P.O. Box 66173, Seattle 98166	28	Minnesota	Program Coordinator Seattle Youth Div.	31	D	King, part	None
Marsh, Daniel G.....	1111 Broadway, P.O. Box 1086, Vancouver 98660	33	Oregon	Attorney at Law	49	D	Clark, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Martinis, John .....	2304 8th St., Everett 98201	40	Washington	Retail Merchant	38	D	Snohomish, part	1969-69 Ex.-70 Ex.
Marzano, Frank .....	2501 S. Melrose St., Tacoma 98405	48	Washington	Driver—Salesman	27	D	Pierce, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Maxie, Peggy Joan .....	3302 E. Pine, Seattle 98122	34	Texas	Student/Family Counselor	37	D	King, part	None
May, William J. S. "Bill"	W. 711 Waverly Place, Spokane 99205	68	England	Executive Secretary, Labor Council	3	D	Spokane, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
McCormick, Geraldine ..	3909 W. Lyons, Spokane 99208		Washington	Homemaker	5A	D	Spokane, part	1969-69 Ex.-70 Ex.
McDermott, James A. ..	1650 22nd E., Seattle 98102	33	Illinois	Child Psychiatrist	43	D	King, part	None
Mentor, Joe .....	Rt. 4, Box 2350, Bremerton 98310	37	Louisiana	Building Contractor	10	R	Island, Kitsap, part	1969-69 Ex.-70 Ex.
Merrill, John .....	9259 57th Ave. So., Seattle 98118	55	Washington	Real Estate and Insurance	35	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Moon, Charles .....	Rt. 2, Box 427A, Snohomish 98290	47	Wyoming	Veterinarian	39	D	Snohomish, part	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Morrison, Sid W.....	Rt. 1, Box 220AA, Zillah 98953	37	Washington	Fruit Grower	15	R	Yakima, part	1967-67 Ex.-69-69 Ex.-70 Ex.

HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Newhouse, Irving .....	Rt. 1, Box 130, Mabton 98935	50	Washington	Farming, Cattle Feeding	8A	R	Yakima, part	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
North, Lois .....	353 N.W. Elford Dr., Seattle 98177		California	Housewife	44	R	King, part	1969-69 Ex.-70 Ex.
O'Brien, John L.....	1305 Joseph Vance Bldg., Seattle 98101	59	Washington	Certified Public Accountant	33	D	King, part	1941-43-44 Ex.-45-49-50 Ex.-51- 51 Ex.-51 2nd Ex.-53-53 Ex.- 55-55 Ex.-57-59-59 Ex.-61-61 Ex.-62-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Pardini, A. J.....	E. 1625 20th Ave., Spokane 99203	38	Pennsylvania	Bank Executive	6	R	Spokane, part	1969-69 Ex.-70 Ex.
Paris, William .....	620 Oregon Way, Longview 98632	43	Oklahoma	Minister	18	R	Cowlitz, Wahkiakum	None
Perry, Robert A.....	1154 N. 92nd St., Seattle 98103	49	New York	Electrical Con- struction	45	D	King, part	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Polk, William M. ....	7220 92nd Ave. S.E., Mercer Island 98040	35	Texas	Architect	41	R	King, part	None
Rabel, John B. ....	5308 N.E. 43rd, Seattle 98105	29	Washington	Machinery Distribu- tion	43	R	King, part	None
Randall, Dr. Robert W...	3040 Marine Dr., Bremerton 98513	49	Illinois	Optometrist	23	D	Kitsap, part	1969-69 Ex.-70 Ex.
Rosellini, John M.....	1213 4th So., Seattle 98134	31	Washington	I.B.M. Marketing Representative	34	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Ross, Michael K. ....	620 21st Ave., Seattle 98122	29	Iowa	Contractor	37	R	King, part	None
Savage, Charles R.....	2011 King St., Shelton 98584	64	Wisconsin	Logging	24	D	Clallam, Mason, Jefferson	1939-41-43-44 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.- 57-63-63 Ex.-65-65 Ex.-69-69 Ex.-70 Ex.
Sawyer, Leonard A.....	2821 E. Main, Puyallup 98371	45	Washington	Attorney	25	D	Pierce, part	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Legislative Sessions Served
Schumaker, William "Bill" .....	208 West 5th., Colville 99114	55	Washington	Gunsmith, Outdoor Writer, Photographer	2B	R	Pend Oreille, Stevens, Ferry	1969-69 Ex.-70 Ex.
Shera, Ned .....	8516-130th S.W., Tacoma 98498	39	Washington	Executive Vice President, Insurance Brokerage Firm	28	R	Pierce, part	1969-69 Ex.-70 Ex.
Shinpoch, A. N. "Bud" ..	361 Maple Ave. N.W., Renton 98055	46	Oklahoma	Industrial Engineer	47	D	King, part	1970 Ex.
Smith, Warren .....	P.O. Box 245, Centralia 98531	49	Ohio	Insurance	20	R	Lewis, Grays Harbor, part	None
Smythe, Richard L. ....	5204 DuBois Drive, Vancouver 98661	44	Washington	Manager, Pacific N.W. Bell	49	R	Clark, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Spanton, Keith J. ....	3803 4th St., Union Gap 98903	46	Washington	Real Estate	15	R	Yakima, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Swayze, Jr., Thomas A. .	Legislative Bldg., Olympia 98504	39	Washington	Attorney	26	R	Pierce, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Thompson, Alan .....	303 Estey Drive, Castle Rock 98611	43	Iowa	Publisher	18	D	Cowlitz, Wahkiakum	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Van Dyk, Dan .....	7585 Noon Rd., Lynden 98264	27	Washington	Owner/Operator Vandy Farm	42	D	Whatcom	None
Wanamaker, F. Pat. ....	Rt. 1, Box 193A, Coupeville 98239	60	Washington	Retired Farmer, Real Estate Developer	10	R	Island, Kitsap, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Williams, Alvin C. ....	2515 N. 40th, Seattle 98103	40	North Dakota	Architect	32B	D	King, part	1970 Ex.
Wojahn, Lorraine .....	3592 E. Kay St., Tacoma 98404		Washington	Public Relations	27	D	Pierce, part	1969-69 Ex.-70 Ex.
Wolf, Hal .....	Clark Road, Yelm 98597	44	Washington	Supermarket Owner	22	R	Thurston	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Zimmerman, Harold S. .	1432 N.E. 6th Ave., Camas 98607	47	North Dakota	Newspaper Editor- Publisher	17	R	Klickitat, Skamania, Clark, part	1967-67 Ex.-69-69 Ex.-70 Ex.

HOUSE ROSTER FORTY-SECOND SESSION, 1971

**HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued**

NAME OF ELECTED OFFICER	Title	Residence	County	Birthplace	Age	Occupation	Previous Legislative Sessions Served
McBeath, Malcolm "Dutch" .....	Chief Clerk	2622 G. Street, Bellingham 98225	Whatcom	Bellingham	55	Retired-Owner, Operator, Glass and Paint Business	1953-53 Ex. 55-55 Ex. (as member), 1967-67 Ex.-69-69 Ex.-70 Ex.
Wilson, Donald R.....	Assistant Chief Clerk	Rt. 13, Box 271, Olympia 98501	Thurston	Washington	48	Locomotive Engineer	Senate—1959-59 Ex.-61-61 Ex.- 63-63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.—House-70 Ex.
Prince, Eugene A.....	Sergeant at Arms	Thornton 99176	Whitman	Thornton	38	Farmer	1959-59 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

## STANDING COMMITTEES OF THE HOUSE OF REPRESENTATIVES, 1971

THOMAS A. SWAYZE, JR., Speaker  
MALCOLM McBEATH, Chief Clerk

**Agriculture (11)**—Amen, Chairman; Schumaker, Vice Chairman; Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Morrison, Van Dyk.

**Appropriations (38)**—Goldsworthy, Chairman; Kopet, Vice Chairman; Backstrom, Barden, Bottiger, Brouillet, Charette, Chatalas, Costanti, Curtis, Farr, Hoggins, Juelling, Kirk, Luders, Lynch, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, North, Paris, Polk, Rosellini, Ross, Savage, Shera, Shipoch, Smith, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman.

**Business and Professions (17)**—Curtis, Chairman; Kuehnle, Vice Chairman; Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, O'Brien, Pardini, Perry, Polk, Wojahn, Wolf.

**Education and Libraries (17)**—Hoggins, Chairman; Mentor, Vice Chairman; Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.

**Elections and Apportionment (9)**—Brown, Chairman; Morrison, Vice Chairman; Bottiger, Grant, May, Moon, North, Pardini, Smythe.

**Financial Institutions and Insurance (15)**—Shera, Chairman; Pardini, Vice Chairman; Backstrom, Bagnariol, Barden, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.

**Higher Education (15)**—Lynch, Chairman; Benitz, Vice Chairman; Anderson, Bottiger, Bluechel, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel, Shera, Shipoch.

**Judiciary (11)**—Julin, Chairman; Harris, Vice Chairman; Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shipoch, Spanton.

**Labor and Employment Security (13)**—Hubbard, Chairman; Hatfield, Vice Chairman; Charette, Charnley, Curtis, Flanagan, Grant, Johnson, Morrison, Newhouse, Randall, Savage, Wanamaker.

**Local Government (25)**—Smythe, Chairman; Barden, Vice Chairman; Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Litchman, Lysen, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

**Natural Resources and Ecology (31)**—Zimmerman, Chairman; Newhouse, Vice Chairman; Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Harris, Hurley, Julin, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

**Revenue and Taxation (19)**—Flanagan, Chairman; Kiskaddon, Vice Chairman; Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall, Sawyer.

**Rules and Administration (16)**—Swayze, Chairman; Copeland, Vice Chairman; Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Juelling, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer, Wolf.

**Social and Health Services (19)**—Farr, Chairman; Gladder, Vice Chairman; Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Eikenberry, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

**State Government (16)**—Bluechel, Chairman; Conway, Vice Chairman; Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

**Transportation (33)**—Berentson, Chairman; Spanton, Vice Chairman (E); Wanamaker, Vice Chairman (W); Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley,

Charnley, Conner, Conway, Copeland, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Newhouse, Perry, Rabel, Schumaker, Williams.

**INDIVIDUAL COMMITTEE ASSIGNMENTS,  
HOUSE OF REPRESENTATIVES, 1971**

- ADAMS, A. A.—Local Government; Social and Health Services; Transportation.
- AMEN, OTTO—Agriculture, Chairman; Local Government; Transportation.
- ANDERSON, ERIC—Higher Education; Natural Resources; Transportation.
- BACKSTROM, HENRY G.—Appropriations; Financial Institutions and Insurance; Business and Professions.
- BAGNARIOL, JOHN—Business and Professions; Financial Institutions and Insurance; Revenue and Taxation.
- BARDEN, PAUL—Local Government, Vice Chairman; Appropriations; Financial Institutions and Insurance.
- BAUER, ALBERT—Agriculture; Local Government; Transportation.
- BECK, C. W. "RED"—Natural Resources and Ecology; Social and Health Services; Transportation.
- BENITZ, MAX E.—Higher Education, Vice Chairman; Agriculture; Revenue and Taxation.
- BERENTSON, DUANE L.—Transportation, Chairman; Financial Institutions and Insurance; Natural Resources and Ecology.
- BLAIR, SCOTT—Financial Institutions and Insurance; Local Government; Transportation.
- BLEDSON, STEWART—Revenue and Taxation; Rules and Administration; State Government.
- BLUECHEL, ALAN—State Government, Chairman; Higher Education; Revenue and Taxation.
- BOTTIGER, R. TED—Appropriations; Elections and Apportionment; Higher Education; Judiciary.
- BOZARTH, HORACE W.—Agriculture; Local Government; Transportation.
- BRADLEY, H. STAN—Local Government; Natural Resources and Ecology; Transportation.
- BROUILLET, FRANK B.—Appropriations; Education and Libraries; Rules and Administration.
- BROWN, ARTHUR C.—Elections and Apportionment, Chairman; Education and Libraries; Local Government.
- CECCARELLI, DAVE—Business and Professions; Social and Health Services; Revenue and Taxation.
- CHARETTE, ROBERT L.—Appropriations; Education and Libraries; Labor and Employment Security.
- CHARNLEY, DONN—Labor and Employment Security; Natural Resources and Ecology; Transportation.
- CHATALAS, WILLIAM "BILL"—Appropriations; Rules and Administration; Social and Health Services.
- CONNER, PAUL H.—Natural Resources and Ecology; Social and Health Services; Transportation.
- CONWAY, FLOYD—State Government, Vice Chairman; Education and Libraries; Social and Health Services; Transportation.
- COPELAND, THOMAS L.—Rules and Administration, Vice Chairman; Transportation.
- COSTANTI, D. JAMES—Agriculture; Appropriations; Education and Libraries.
- CUNNINGHAM, NORWOOD—Natural Resources and Ecology; Rules and Administration; State Government; Transportation.
- CURTIS, ROBERT "BOB"—Business and Professions, Chairman; Appropriations; Labor and Employment Security.
- DOUTHWAITE, JEFF—Higher Education; Local Government; Transportation.
- EIKENBERRY, KENNETH O.—Judiciary; Revenue and Taxation; Social and Health Services.
- FARR, CASWELL J.—Social and Health Services, Chairman; Appropriations; Business and Professions.
- FLANAGAN, S. E. "SID"—Revenue and Taxation, Chairman; Labor and Employment Security; Natural Resources and Ecology.

- GALLAGHER, P. J. "JIM"—Business and Professions; Natural Resources and Ecology; Transportation.
- GILLELAND, JAMES E.—Local Government; Natural Resources and Ecology; Transportation.
- GLADDER, CARLTON A.—Social and Health Services, Vice Chairman; Business and Professions; Higher Education; Transportation.
- GOLDSWORTHY, ROBERT F.—Appropriations, Chairman; Higher Education.
- GRANT, GARY—Elections and Apportionment; Labor and Employment Security; Rules and Administration.
- HANSEY, DONALD G.—Agriculture; Natural Resources and Ecology; Transportation.
- HARRIS, EDWARD F.—Judiciary, Vice Chairman; Natural Resources and Ecology; Rules and Administration.
- HATFIELD, CHET—Labor and Employment Security, Vice Chairman; Business and Professions; Education and Libraries; Revenue and Taxation.
- HAUSSLER, JOE D.—Agriculture; Local Government; Revenue and Taxation.
- HOGGINS, DALE E.—Education and Libraries, Chairman; Appropriations; Financial Institutions and Insurance; State Government.
- HUBBARD, VAUGHN—Labor and Employment Security, Chairman; Financial Institutions and Insurance; Judiciary; Transportation.
- HURLEY, MARGARET—Natural Resources and Ecology; Revenue and Taxation; State Government.
- JASTAD, ELMER—Business and Professions; Social and Health Services; Transportation.
- JOHNSON, DORIS J.—Education and Libraries; Labor and Employment Security; Transportation.
- JONES, JOHN D.—Education and Libraries; Local Government; Transportation.
- JUELING, HELMUT L.—Appropriations; Business and Professions; Rules and Administration.
- JULIN, AXEL C.—Judiciary, Chairman; Natural Resources and Ecology; Revenue and Taxation.
- KILBURY, CHARLES D.—Agriculture; Natural Resources and Ecology; Revenue and Taxation.
- KING, RICHARD A.—Financial Institutions and Insurance; Higher Education; Revenue and Taxation.
- KIRK, GLADYS—Appropriations; Rules and Administration; Social and Health Services.
- KISKADDON, WILLIAM—Revenue and Taxation, Vice Chairman; Higher Education; Social and Health Services.
- KNOWLES, WALT O.—Higher Education; Judiciary; State Government.
- KOPET, JERRY C.—Appropriations, Vice Chairman; Local Government; Social and Health Services.
- KRAABEL, PAUL—Natural Resources and Ecology; State Government; Transportation.
- KUEHNLE, JAMES P.—Business and Professions, Vice Chairman; Local Government; Revenue and Taxation.
- LITCHMAN, MARK—Financial Institutions and Insurance; Local Government; Rules and Administration.
- LUDERS, EDWARD T.—Appropriations; Financial Institutions and Insurance; Natural Resources and Ecology.
- LYNCH, MARJORIE W.—Higher Education, Chairman; Appropriations; Social and Health Services.
- LYSEN, KING—Appropriations; Education and Libraries; Local Government.
- MARSH, DANIEL—Appropriations; Judiciary; Social and Health Services.
- MARTINIS, JOHN—Local Government; Natural Resources and Ecology; Transportation.
- MARZANO, FRANK—Revenue and Taxation; Social and Health Services; State Government.
- MAXIE, PEGGY JOAN—Appropriations; Higher Education; Local Government.
- MAY, WILLIAM J. S. "BILL"—Education and Libraries; Elections and Apportionment; Rules and Administration.
- MCCORMICK, GERALDINE—Natural Resources and Ecology; State Government; Transportation.

- McDERMOTT, JAMES A.**—Appropriations; Education and Libraries; Social and Health Services.
- MENTOR, JOE**—Education and Libraries, Vice Chairman; Appropriations; Local Government.
- MERRILL, JOHN**—Appropriations; Financial Institutions and Insurance; Local Government.
- MOON, CHARLES**—Appropriations; Elections and Apportionment; State Government.
- MORRISON, SID W.**—Elections and Apportionment, Vice Chairman; Agriculture; Appropriations; Labor and Employment Security.
- NEWHOUSE, IRVING**—Natural Resources and Ecology, Vice Chairman; Labor and Employment Security; Rules and Administration; Transportation.
- NORTH, LOIS**—Appropriations; Elections and Apportionment; Local Government; Natural Resources and Ecology.
- O'BRIEN, JOHN L.**—Business and Professions; Financial Institutions and Insurance; Rules and Administration.
- PARDINI, A. J. "BUD"**—Financial Institutions and Insurance, Vice Chairman; Business and Professions; Elections and Apportionment; Revenue and Taxation.
- PARIS, WILLIAM**—Appropriations; Social and Health Services; State Government.
- PERRY, ROBERT A.**—Business and Professions; State Government; Transportation.
- POLK, WILLIAM M.**—Appropriations; Business and Professions; Education and Libraries.
- RABEL, JOHN B.**—Higher Education; Local Government; Transportation.
- RANDALL, ROBERT W.**—Education and Libraries; Labor and Employment Security; Revenue and Taxation.
- ROSELLINI, JOHN M.**—Appropriations; Judiciary.
- ROSS, MICHAEL K.**—Appropriations; Financial Institutions and Insurance; Judiciary.
- SAVAGE, CHARLES R.**—Appropriations; Education and Libraries; Labor and Employment Security.
- SAWYER, LEONARD A.**—Revenue and Taxation; Rules and Administration.
- SCHUMAKER, WILLIAM "BILL"**—Agriculture, Vice Chairman; Natural Resources and Ecology; Transportation.
- SHERA, NED**—Financial Institutions and Insurance, Chairman; Appropriations; Higher Education.
- SHINPOCH, A. N. "BUD"**—Appropriations; Higher Education; Judiciary.
- SMITH, WARREN**—Appropriations; Local Government; Natural Resources and Ecology.
- SMYTHE, RICHARD L.**—Local Government, Chairman; Education and Libraries; Elections and Apportionment.
- SPANTON, KEITH J.**—Transportation, Vice Chairman (East); Judiciary; Natural Resources and Ecology; State Government.
- SWAYZE, JR., THOMAS A.**—Rules and Administration, Chairman; State Government.
- THOMPSON, ALAN**—Appropriations; Local Government; Natural Resources and Ecology.
- VAN DYK, DAN**—Agriculture; Appropriations; Natural Resources and Ecology.
- WANAMAKER, F. PAT**—Transportation, Vice Chairman (West); Labor and Employment Security; Natural Resources and Ecology.
- WILLIAMS, ALVIN C.**—Natural Resources and Ecology; State Government; Transportation.
- WOJAHN, LORRAINE**—Appropriations; Business and Professions; Natural Resources and Ecology.
- WOLF, HAL**—Appropriations; Business and Professions; Natural Resources and Ecology; Rules and Administration.
- ZIMMERMAN, HAROLD S.**—Natural Resources and Ecology, Chairman; Appropriations; Social and Health Services.

**LEGISLATIVE INTERIM COMMITTEES 1971-72**  
**(and other Councils, Commissions and Committees**  
**made up in part by legislative appointees)**

**WASHINGTON STATE ARTS COMMISSION**

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**SENATOR**  
 Fred H. Dore

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 Kenneth Callahan  
 Howard O. Deming  
 Paul Friedlander  
 Mrs. Thomas Givan  
 Mrs. Paul G. Harper  
 Sherman Huffine  
 Barbara Ireland  
 Alan Liddle  
 Miss Irene Malbin

Jack I. Mayer  
 Delbert McBride  
 Mrs. Marjorie Phillips  
 Mrs. Stuart Semon  
 Mrs. David E. Skinner  
 Mrs. Bruce Stevenson  
 Dr. Alfred J. Stojowski  
 John Tenold  
 Mrs. Thomas O. Williams

**INTERIM COMMITTEE ON BANKING, INSURANCE AND  
 UTILITY REGULATION**

**REPRESENTATIVES**  
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 Leonard A. Sawyer, Secretary  
 John Bagnariol  
 John D. Jones  
 Mark Litchman  
 Warren Smith  
 Chet Hatfield—Liaison  
 William "Bill" Chatalas—Liaison

**SENATORS**  
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 Robert W. Twigg, Exec. Committee  
 George W. Clarke  
 William S. Day  
 Gordon Herr  
 Charles E. Newschwander  
 George Fleming—Liaison  
 Harry B. Lewis—Liaison

**DATA PROCESSING ADVISORY COMMITTEE**

**REPRESENTATIVES**  
 A. N. "Bud" Shinpoch  
 Thomas A. Swayze, Jr.

**SENATORS**  
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 Elmer C. Huntley

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 Walter Howe, Executive Secretary

George Andrews  
 Louis Bruno  
 Bert Cole  
 Slade Gorton  
 Robert V. Graham  
 George Kinnear

John S. Lamb  
 Joseph L. McGavick  
 Justice Marshall A. Neill  
 Robert S. O'Brien  
 James F. Ryan  
 William E. Schneider  
 Richard O. White

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**SENATOR**  
 Gordon Sandison

**OTHER APPOINTEES**

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 Mrs. Jerome Freiberg

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 Gary M. Odegaard  
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 Geraldine McCormick  
 A. J. "Bud" Pardini

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 Neal Fosseen  
 J. H. Leuthold

Clair Jones  
 James P. McGoldrick  
 Mayor David H. Rodgers  
 Thomas A. Swayze, Jr., Speaker

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 P. J. "Jim" Gallagher, Exec. Committee  
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## SENATORS

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Leon Bridges  
Goodwin Chase  
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John Mundt  
Very Rev. Richard E. Twohy  
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Bruce A. Wilson

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## REPRESENTATIVES

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John L. O'Brien, Ex Officio  
Thomas A. Swayze, Jr., Ex Officio  
William "Bill" Chatalas  
Gary Grant  
Irving Newhouse  
Leonard A. Sawyer  
Ned Shera  
Hal Wolf

## INTERSTATE COMPACT COMMISSION (COLUMBIA)

## REPRESENTATIVES

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Irving Newhouse

## SENATORS

John L. Cooney  
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## REPRESENTATIVES

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Axel C. Julin  
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## SENATORS

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Francis E. Holman

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Luvern V. Rieke, Exec. Secretary  
Richard S. L. Roddis  
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Waldo F. Stone  
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## LEGISLATIVE BUDGET COMMITTEE

## REPRESENTATIVES

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 Robert F. Goldsworthy, Exec. Committee  
 Henry Backstrom  
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 Daniel G. Marsh  
 Ned Shera  
 Alan Thompson  
 Paul Barden—Liaison  
 A. N. "Bud" Shinpoch—Liaison

## SENATORS

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 R. Frank Atwood, Assistant Secretary  
 Fred H. Dore, Exec. Committee  
 James A. Andersen  
 Damon R. Canfield  
 Martin J. Durkan  
 August P. Mardesich  
 Charles E. Newschwander  
 Booth Gardner—Liaison

## LEGISLATIVE COUNCIL

## REPRESENTATIVES

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 Helmut L. Juelling, Exec. Committee  
 Charles Moon, Exec. Committee  
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 Robert L. Charette  
 Thomas L. Copeland  
 Norwood Cunningham  
 Gary Grant  
 Joe D. Haussler  
 William J. S. "Bill" May  
 Sid W. Morrison  
 Irving Newhouse  
 Lois North  
 John L. O'Brien  
 Richard Smythe  
 Hal Wolf  
 Jeff Douthwaite—Liaison  
 Caswell J. Farr—Liaison  
 Walt O. Knowles—Liaison  
 James P. Kuehnle—Liaison  
 Dan Van Dyk—Liaison  
 Harold S. Zimmerman—Liaison

## SENATORS

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 John L. Cooney, Exec. Committee  
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 William S. Day  
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 R. R. Bob Greive  
 James E. Keefe  
 Reuben A. Knoblauch  
 Jim Matson  
 John S. Murray  
 Ted G. Peterson  
 John H. Stender  
 Don L. Talley  
 Perry B. Woodall  
 Gordon Herr—Liaison  
 Jonathan Whetzel—Liaison  
 Bruce A. Wilson—Liaison

## JOINT BOARD OF LEGISLATIVE ETHICS

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 Margaret Hurley  
 William "Bill" Paris  
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## SENATORS

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 Ray Olsen  
 Robert M. Schaefer

Herbert M. Hamblen  
 Bruce Helberg  
 Charles Howard Perry  
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## LEGISLATIVE TRANSPORTATION COMMITTEE

## REPRESENTATIVES

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 Donald G. Hansey  
 Keith J. Spanton  
 Albert Bauer—Liaison  
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 Elmer C. Huntley, Exec. Committee  
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 Charles W. Elicker  
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 Lowell Peterson  
 Joe Stortini  
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 Dan Jolly—Liaison

MUNICIPAL COMMITTEE

REPRESENTATIVES

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E. Scott Blair  
John M. Rosellini  
Michael K. Ross

SENATORS

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Robert W. Twigg, Vice Chairman  
Booth Gardner  
Bob McDougall

OTHER APPOINTEES

Austin Clark  
Avery Garrett  
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Stewart Bledsoe, Exec. Committee  
Max E. Benitz  
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Pete Francis  
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OCEANOGRAPHIC COMMISSION OF WASHINGTON

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Vaughn Hubbard  
Joe Mentor

SENATORS

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Dr. Stanley R. Murphy, Vice Chairman  
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Dr. Dixy Lee Ray  
Daniel B. Ward  
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PROPERTY TAX COMMITTEE

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Axel C. Julin  
Alvin C. Williams

SENATORS

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INTERIM COMMITTEE ON PUBLIC EMPLOYEES COLLECTIVE BARGAINING

REPRESENTATIVES

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Vaughn Hubbard, Exec. Committee

SENATORS

Joe Stortini, Exec. Committee  
George W. Clarke

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William O. Allen  
Robert C. Anderson  
Ralph Henning

Larry McKibben  
Chester Ramage  
Clyde V. Wakeman

SENATE FACILITIES AND OPERATIONS COMMITTEE

SENATORS

Gordon Sandison, Chairman  
R. Frank Atwood  
Robert C. Bailey  
R. R. Bob Greive  
Harry B. Lewis

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REPRESENTATIVE  
Ned Shera

SENATOR  
Gary M. Odegaard

OTHER APPOINTEES

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Ernest W. Lahn  
John W. McCurry

William E. Schneider  
Norm Schut

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Alvin C. Williams  
Harold S. Zimmerman

SENATORS

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Booth Gardner, Secretary  
William A. Gissberg  
Jonathan Whetzel

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James S. Black  
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Dr. Robert S. Hunt  
Mrs. David Lee  
Kenneth Rystrom

Francis J. Schadegg  
Langdon Simons, Jr.  
Harry Wegner, Exec. Committee  
Gerald A. Williams  
Robert N. Witter, Exec. Committee

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REPRESENTATIVES

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John D. Jones  
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SENATORS

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George Fleming, Vice Chairman  
Pete Francis  
Charles E. Newschwander  
George W. Scott

OTHER APPOINTEES

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REPRESENTATIVES

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Axel C. Julin  
Walt O. Knowles

SENATORS

George W. Clarke  
Gordon L. Walgren

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Raymond W. Haman, Vice Chairman  
Bernard J. Gallagher  
Charles P. Moriarty, Jr.

Justice Marshall A. Neill  
Charles R. Olson  
Daniel J. Riviera

**HOUSE BILLS PASSED BY BOTH HOUSE AND SENATE  
SHOWING THE ACTION BY THE GOVERNOR THEREON**

**FORTY-SECOND LEGISLATURE—1971  
REGULAR AND EXTRAORDINARY SESSIONS**

House Bill No.	Relating to:	Chapter Number	Effective Date
10	High School Equivalency Certificate.....	43	6/10/71
12	Truant Schools, Provisions Repealed.....	44	6/10/71
15	Common Schools, Violence Prohibited.....	45	6/10/71
16	School Year Emergency, Provision Repealed.....	46	6/10/71
17	Orphans, School Attendance, Fund Credits.....	47	6/10/71
18	Intermediate School Districts, References.....	48	1/ 1/72
27	State Treasurer's Performance Bond.....	14	6/10/71
28	Asst., Deputy State Treasurers Bond Provision.....	15	6/10/71
29	State Funds, Federal Bank Investment.....	16	3/ 1/71
30	Motor Fund, Penalty Moneys, Allocation.....	17	6/10/71
38	Nonprofit Sectarian Organizations, Tax Exempt.....	64 Ex.	8/ 9/71
40	Tidelands, State Sale, Lease Provisions.....	217 Ex.	8/ 9/71
41	Bacon, Packaging Standards.....	49	6/10/71
44	County Warrants, 1 Year Cancellation.....	120 Ex.	8/ 9/71
S- 47	Inactive Port Districts, Dissolution.....	162 Ex.	8/ 9/71
50	Ike Kinswa State Park.....	50	6/10/71
52	Milk, Production, Marketing.....	230 Ex.	5/21/71
53	Drivers, Qualified, Union Dispatch.....	126 Ex.	8/ 9/71
54	Vehicle Registration, Proportional.....	51	6/10/71
55	Driver Licenses, Administrative Procedure Act.....	21	3/22/71
56	Vehicle Fuel, Tax Revisions.....	156 Ex.	8/ 9/71
57	Licenses, Renewal Period Extended.....	52	6/10/71
66	Property Rights, Trust Principal, Income.....	74	1/ 1/72
S- 69	Mobile Homes, Taxation.....	231 Ex.	1/ 1/72
			and 1/ 1/73
71	State Volunteer Workers, Medical Aid Coverage.....	20	6/10/71
75	School Bus Leasing.....	24	3/22/71
77	Motor Vehicle Dealers, Regulation.....	74 Ex.	8/ 9/71
82	Steam Plants, in Lieu Taxes.....	75 Ex.	5/17/71
84	Charitable Trusts, Reports, Regulation.....	226 Ex.	8/ 9/71
* 86	Intermediate School Dists., Reorganized.....P.V.	282 Ex.	5/21/71
88	Port Districts, Less Than County Size.....	157 Ex.	5/ 1/72
90	Handicapped Children, Education.....	66 Ex.	7/ 1/73
92	Garnishment, Error Corrected.....	6	2/27/71
93	Probate Code, Error Corrected.....	7	2/27/71
94	Education Code, Error Corrected.....	8	2/27/71
95	Counties, Error Corrected.....	9	2/27/71
96	Taxing Districts, Error Corrected.....	10	2/27/71
97	State Government, Error Corrected.....	11	2/27/71
98	PUD's, Error Corrected.....	12	2/27/71
99	Rev. and Taxation, Error Corrected.....	13	2/27/71
106	Fish, Wildlife, Endangered Species.....	166 Ex.	8/ 9/71
108	School Districts, Vacancies, Quorum.....	53	6/10/71
109	School District Numbering.....	54	6/10/71
113	Game Protectors, Powers.....	173 Ex.	8/ 9/71
115	Liquor Agent Licenses.....	138 Ex.	8/ 9/71
118	New School District Directors.....	67	6/10/71
125	Retired Faculty, Pension Increase.....	76 Ex.	8/ 9/71
130	State Treasurer, Cash Certain Checks.....	5	6/10/71
133	Boundary Review, Certain Municipal Actions.....	127 Ex.	8/ 9/71
134	Fire Commissioners, Merged Districts.....	55	6/10/71
140	Auto Insurance, Discriminatory Cancellation.....	174 Ex.	8/ 9/71

\* Indicates action by the Governor.

House Bill No.	Relating to:	Chapter Number	Effective Date
S-142	Sewer, Water Dists., County Approval.....	139 Ex.	8/ 9/71
143	Professional Service Corps., Officers.....	57	6/10/71
* 144	Computer Services, B&O Tax Deduction.....	Vetoed	
* S-151	State Agencies Operating Budget.....	P.V. 275 Ex.	5/21/71
* S-152	Capital Improvements Budget.....	P.V. 276 Ex.	5/21/71
157	Blood Transfusions, Implied Warranty.....	56	6/10/71
158	State-wide City Employees' Retirement.....	75	6/10/71
* 166	Assessors, Examinations, Licensing.....	P.V. 27 Ex.	8/ 9/71
171	Wildlife Agent, Defined.....	121 Ex.	8/ 9/71
* 172	Tax Statutes, Pre-HJR 42 Status.....	P.V. 281 Ex.	5/21/71
175	Criminal Investigations, Grand Juries.....	67 Ex.	5/10/71
181	Statute of Limitations, Toll Commencement.....	131 Ex.	8/ 9/71
199	Unemp. Comp., Federal Conformity.....	3	1/28/71
200	Kalama, Everett Harbor Lines Relocated.....	158 Ex.	8/ 9/71
206	Bulk Sales Act, Asset Transfers.....	23	6/10/71
209	Fiscal Agency, Duties, Cremating Procedure.....	163 Ex.	5/20/71
210	Police, Firemen Retirement Admin. Costs.....	216 Ex.	1/ 1/72
211	Local Govt., Obsolete Material Repealed.....	76	6/10/71
212	Marine Fuels, Certain, 40% Tax Limit Removed.....	140 Ex.	8/ 9/71
213	Inheritance Taxes, Payment Period.....	132 Ex.	9/ 1/71
S-214	Recalls, Time Limitation.....	205 Ex.	5/21/71
215	Voting Machines, All Elections.....	6 Ex.	3/29/71
216	Private Foundation Trusts.....	58	6/10/71
217	Private Foundation Nonprofit Corps.....	59	6/10/71
218	Regional Law Libraries Authorized.....	141 Ex.	5/19/71
220	Foreign Corps, Document Requirements.....	22	6/10/71
221	Secty. of State Revolving Fund Created.....	122 Ex.	8/ 9/71
222	Nonprofit Corp. Agent Change Notice.....	128 Ex.	8/ 9/71
225	Corporations, License Fee Notice.....	142 Ex.	8/ 9/71
228	Outdoor Rec. Interagency Comm., Ecology Dir.....	60	6/10/71
229	Public Service Companies, General Revisions.....	143 Ex.	8/ 9/71
			and 10/31/71
234	Secured, Leased Property, Nonreturn.....	61	6/10/71
237	Natural Resources Dept. Small Sales.....	123 Ex.	8/ 9/71
242	Voting Devices Use; Elections Employees' Wage.....	124 Ex.	8/ 9/71
245	Precinct Committeeman, Name on Ballot Twice.....	18	6/10/71
S-247	Special Fuel Tax.....	175 Ex.	1/ 1/72
248	County Road Millage Funds, Use.....	25 Ex.	8/ 9/71
250	School Property, Annexation to City.....	69	3/23/71
251	Tax Payment Receipt, Mailed Notice.....	35 Ex.	8/ 9/71
254	Search & Copy Corporate Filings.....	133 Ex.	8/ 9/71
S-257	Child Support Payments, Liens Permitted.....	164 Ex.	5/20/71
266	Liquor Board Regs. Filing.....	62	6/10/71
267	Liquor License Transfers.....	70	7/ 1/71
270	Liquor Agency Vendors, Non-civil Service.....	59 Ex.	8/ 9/71
273	Highways, Environmental Impact.....	24 Ex.	8/ 9/71
277	Community Health Programs, Revisions.....	204 Ex.	8/ 9/71
* S-283	Property Tax Relief.....	P.V. 288 Ex.	5/21/71
* 291	Gambling, Charitable Organizations.....	P.V. 280 Ex.	8/ 9/71
298	Tire Standards.....	77	6/10/71
			and 1/ 1/72
300	Right of Entry, Natural Resources Employees.....	49 Ex.	5/ 5/71
303	Fire Protection, Natural Resources Dept.....	134 Ex.	8/ 9/71
305	Child Abuse, Health, Social Services.....	167 Ex.	8/ 9/71
* S-309	Legal Age, Lowered to 18.....	P.V. 292 Ex.	8/ 9/71
311	Suspended Sentences, Procedures.....	188 Ex.	8/ 9/71
* 313	County Infirmaries, Income.....	P.V. 277 Ex.	8/ 9/71
320	Elevator Inspection, Division of Safety.....	66	6/10/71
* S-321	Intoxicated Drivers, Suspended Sentence.....	P.V. 284 Ex.	8/ 9/71
322	School Bus Leases, Retarded Children Use.....	78	6/10/71
335	Private Schools.....	215 Ex.	8/ 9/71

\* Indicates action by the Governor.

<i>House Bill No.</i>	<i>Relating to:</i>	<i>Chapter Number</i>	<i>Effective Date</i>
337	Irrigation Dist. Land Sale Notice.....	125 Ex.	8/ 9/71
346	Schools, Employee Leaves.....	203 Ex.	8/ 9/71
351	Medical Professionals, Charges.....	144 Ex.	8/ 9/71
353	Fuel, Nonhighway Use, Tax Refunds.....	36 Ex.	8/ 9/71
357	Blind Law, Revisions.....	77 Ex.	8/ 9/71
362	Trusts, Perpetuities Rule.....	299 Ex.	8/ 9/71
364	Voters' Pamphlets.....	145 Ex.	8/ 9/71
372	Voter Registration Records.....	202 Ex.	8/ 9/71
* 373	State Patrol Retirement Pensions..... P.V.	278 Ex.	7/ 1/71
S-379	Osteopaths, Chiropractors, Licensing, Exams.....	227 Ex.	5/21/71
391	W.S.U., Skagit County Property Sale.....	228 Ex.	5/21/71
394	Water Resources Management Plan.....	225 Ex.	8/ 9/71
397	Small Construction, Maintenance Contracts.....	78 Ex.	8/ 9/71
403	Municipal Airports, Warrants.....	176 Ex.	8/ 9/71
405	Practical Nurses.....	68	6/10/71
411	Pharmacist, Pharmacy Fees Increased.....	201 Ex.	5/21/71
414	Child Placement, Interstate Compact.....	168 Ex.	8/ 9/71
415	Pesticide Poisoning, Invest., Control.....	41 Ex.	8/ 9/71
416	Pub. Assist., General Revisions.....	169 Ex.	8/ 9/71
S-417	Social, Health Services Advisory Committees.....	189 Ex.	8/ 9/71
429	State Agency Facilities, Services, Charges.....	159 Ex.	8/ 9/71
430	OEO, State, Local Participation.....	177 Ex.	5/20/71
S-433	18-Year-Old Vote.....	178 Ex.	8/ 9/71
434	Teachers' Retirement, Insurance Deductions.....	63	6/10/71
437	Municipalities, Fiscal Agency.....	79 Ex.	8/ 9/71
438	Counties, Salaries, Claims Funds.....	214 Ex.	8/ 9/71
451	Child Support, Extended Enforcement Authority.....	213 Ex.	8/ 9/71
S-461	Excise Taxes, Due Dates, Penalties.....	179 Ex.	5/20/71
464	State Lands, School Use, Rental.....	200 Ex.	8/ 9/71
477	Natural Resources, Water Management, Funds.....	224 Ex.	8/ 9/71
486	Excise Tax, Apportionment, Crediting.....	80 Ex.	5/17/71
* 491	Voc. Ed. Programs, Implementation..... P.V.	285 Ex.	8/ 9/71
493	Leasehold Estates, Assessments.....	43 Ex.	4/30/71
495	Water Well Construction Regulation.....	212 Ex.	7/ 1/71
509	Beef Commission, Assessments.....	64	6/10/71
* S-510	Highways Budget..... P.V.	290 Ex.	5/21/71 and 8/ 9/71
523	County Employee Safety Awards.....	79	6/10/71
540	Pesticides Control Board Established.....	190 Ex.	8/ 9/71
543	Motor Vehicle Excise, County Distribution.....	199 Ex.	8/ 9/71
S-545	Management Surveys, Legislative Budget.....	170 Ex.	8/ 9/71
S-553	Comprehensive Health Planning.....	198 Ex.	8/ 9/71
558	Public Warehouse, Open Air Enclosures.....	65	6/10/71
S-561	Prisoners, Released, Monetary Grants.....	171 Ex.	8/ 9/71
S-562	Safe Wiring Labels, Inspection Fees.....	129 Ex.	12/ 1/71
567	Sewer, Water District Mergers.....	146 Ex.	8/ 9/71
575	County Probation Program, Base Rate.....	165 Ex.	5/20/71
* S-584	Shoreline Areas Management..... P.V.	286 Ex.	6/ 1/71
S-594	Discrimination, Sex.....	81 Ex.	7/ 1/71
S-595	Pollution Disclosure Act.....	160 Ex.	8/ 9/71
597	Mobile Home & Recreation Veh. Adv. Bd.....	82 Ex.	8/ 9/71
620	Grant Co. Justices, Number Reduced.....	147 Ex.	8/ 9/71
622	Municipal Bonds, General Revisions.....	223 Ex.	8/ 9/71
636	Pesticides, Application.....	191 Ex.	8/ 9/71
642	Mutual Savings Banks.....	222 Ex.	8/ 9/71
643	Superior Ct. Judicial Dists. Altered.....	83 Ex.	8/ 9/71
644	Vehicle Overloading, Responsibility.....	148 Ex.	8/ 9/71
645	Motor Veh. Penalty Assessments, Allocation.....	26 Ex.	8/ 9/71
S-655	Oil Discharge, Spillage, Prevention, Control.....	180 Ex.	5/20/71
659	Cross Sound Transportation, Plans.....	149 Ex.	5/18/71

\* Indicates action by the Governor.

House Bill No.	Relating to:	Chapter Number	Effective Date
660	Credit Cards, Small Loan Regs. Exempt.....	37 Ex.	8/ 9/71
672	Eye Protection, Motorcyclists.....	150 Ex.	8/ 9/71
675	Agric. Commodity Boards, Producer-handlers.....	25	6/10/71
676	Commercial Feed Lots.....	181 Ex.	8/ 9/71
684	Disability Insurance, Psychological Services.....	197 Ex.	8/ 9/71
686	Judgment Debtors, Written Interrogatories.....	211 Ex.	8/ 9/71
* 687	Commercial Salmon Fishing License Fees..... P.V.	283 Ex.	5/21/71 and 1/ 1/72
688	Forest Fire Suppression, Supp. Approp.....	50 Ex.	8/ 9/71
694	Family Courts, Special Aid, Recommendation.....	151 Ex.	8/ 9/71
697	Criminal Property Damage, Penalties Increased.....	152 Ex.	8/ 9/71
705	Public Livestock Markets.....	192 Ex.	8/ 9/71
706	Commission Merchants.....	182 Ex.	8/ 9/71 and 9/ 1/72
707	Mental Health Funds, Federal Matching.....	84 Ex.	8/ 9/71
720	Medical Malpractice, Limitations Statute.....	80	6/10/71
721	State Trust Lands, Sale, Parks Purposes.....	210 Ex.	8/ 9/71
727	Livestock Brand Inspection.....	135 Ex.	8/ 9/71
728	Public Property, Transfer, Tax.....	44 Ex.	4/30/71
* 735	Workmen's Compensation, 3 Way Coverage..... P.V.	289 Ex.	8/ 9/71
738	Washington State Assoc. of Counties.....	85 Ex.	8/ 9/71
739	Comm. Colleges, Employees, Negotiations.....	196 Ex.	8/ 9/71
* S-740	Colleges, Univs., Tuition, Fees..... P.V.	279 Ex.	8/ 9/71
743	Exec. Assistants, Civil Service Exempt.....	209 Ex.	8/ 9/71
* 759	Urban Arterial Bd. Reporting, Periods..... P.V.	291 Ex.	8/ 9/71
S-762	Adoptive Parents, Preplacement Studies.....	172 Ex.	8/ 9/71
765	County Budget Hearings, Dates.....	136 Ex.	8/ 9/71
766	Fire Commissioners, Removal Provision.....	153 Ex.	8/ 9/71
S-768	Adoptions, Hard to Place Children.....	63 Ex.	8/ 9/71
S-772	Fire Permits, Pollution Control.....	232 Ex.	8/ 9/71
773	Deer, Elk, Protection.....	183 Ex.	8/ 9/71
798	Identificards, Welfare Recipients.....	65 Ex.	8/ 9/71
800	Cooperatives, Mergers, Incorporation.....	221 Ex.	8/ 9/71
803	State Debt Incurrence Control.....	184 Ex.	Pending HJR 52
813	Electrical Contractors, Prequalification.....	220 Ex.	8/ 9/71
817	State Building Authority, Debt, Bonds.....	154 Ex.	Pending HJR 52
832	Water Pollution Control Appropriation.....	20 Ex.	4/ 1/71
841	Handicapped, Public Accommodations.....	219 Ex.	8/ 9/71
853	Venereal Diseases, Contraceptives.....	185 Ex.	8/ 9/71
860	Hops in Transit, Tax Exemption.....	137 Ex.	7/ 1/71
863	School Day, Defined.....	161 Ex.	8/ 9/71
* 865	State Land Planning Commission Created..... P.V.	287 Ex.	8/ 9/71
876	Civic Centers, Class H Licenses.....	208 Ex.	8/ 9/71
878	Session Laws Publication.....	5 Ex.	3/25/71
888	Nuclear Fuel Assemblies, B&O Tax.....	186 Ex.	7/ 1/71
892	Legislative Transp. Comm., Created, Duties.....	195 Ex.	5/21/71
S-915	Welfare Recipients, Social, Health Services.....	309 Ex.	7/ 1/71
992	Air Pollution Control, Emergency Action.....	194 Ex.	8/ 9/71
1034	Landowner Forest Fire Suppression.....	207 Ex.	5/21/71
1037	Institutional Schools, Student Attendance.....	51 Ex.	8/ 9/71
S-1041	TV Reception Improvement Districts.....	155 Ex.	8/ 9/71
1046	Public Hospital Districts, Taxes, Bonds.....	218 Ex.	8/ 9/71
1060	Trails, Along Highways, Provisions.....	130 Ex.	8/ 9/71
1072	Disabled Vets, Free Auto Licenses.....	193 Ex.	8/ 9/71
1075	Collective Bargaining, Retroactive Wages.....	187 Ex.	8/ 9/71
1123	Nonprofit Blood Banks, Property Tax.....	206 Ex.	5/21/71

\* Indicates action by the Governor.

## HOUSE MEMORIALS AND RESOLUTIONS PASSED BY BOTH THE HOUSE AND SENATE

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### FORTY-SECOND LEGISLATURE REGULAR AND EXTRAORDINARY SESSIONS—1971

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#### HOUSE JOINT MEMORIALS

No.	Subject
3	Railroad Cars, Reflectors
4	Viet Nam Prisoners, Release
15	18-Year-Old Vote, Federal Constitution Ratification

#### HOUSE JOINT RESOLUTIONS

1	Tax Exemptions, Legislative Review
21	City-County Government Provision
47	Special Levies, 40%, 3/5 Majority
52	Debt, State, Contracting Permitted

#### HOUSE CONCURRENT RESOLUTIONS

1	Donald Sampson, Commended
2	Legislature Organized
3	Governor's Budget Message
5	Capen, Richard G., Legislative Address
6	Deceased Legislators Commemorated
7	Posthigh School Education Study
12	Oil Spills, Supertankers, Study
14	Faculty Tenure Study
16	Will Bachofner, Commended
19	Schools, Evening, Weekend Use Study
20	State Regional Library Study
22	Vice-President's Message, Joint Session
23	Landlord-tenant Laws Study
24	Consideration of Bills, Time Extended
25	Adjournment <i>Sine Die</i>
26	Legislature Organized—Extra Session
35	College Credit Transfers Study
39	Optional Model County Charters Study
41	State Pension Funding Alternatives, Study
42	Highway Construction Expedited
44	Adjournment <i>Sine Die</i>

**SENATE BILLS PASSED BY BOTH SENATE AND HOUSE  
SHOWING THE ACTION BY THE GOVERNOR THEREON**

**FORTY-SECOND LEGISLATURE  
REGULAR AND EXTRAORDINARY SESSIONS—1971**

<i>Senate Bill No.</i>	<i>Relating to:</i>	<i>Chapter Number</i>	<i>Effective Date</i>
8	Cemetery Districts, All Counties.....	19	6/10/71
10	Probates, 18-Year-Olds, Provision.....	28	6/10/71
17	Life and Disability Insurance Guaranty Association....	259 Ex.	5/21/71
18	Insurance Guaranty Association.....	265 Ex.	5/21/71
35	EWSC, Nursing, Dental Hygiene Degrees.....	28 Ex.	4/14/71
37	Real Property, Segregation, Tax Payment.....	48 Ex.	8/ 9/71
40	Personal Representatives, Records.....	29	6/10/71
42	Waste Forest Products, Burning.....	233 Ex.	8/ 9/71
47	Motor Vehicle Records.....	22 Ex.	4/ 9/71
49	Vehicle Wreckers, Regulations.....	7 Ex.	8/ 9/71
S- 51	Business, Professional Licenses, Fees.....	266 Ex.	8/ 9/71
* 52	Solid Waste Collection Districts..... P.V.	293 Ex.	5/21/71
56	Civil Defense, General Revisions.....	8 Ex.	8/ 9/71
58	Unemployment Compensation Law, Federal Conformity	1	1/15/71
59	Judicial Retirement System Established.....	267 Ex.	8/ 9/71
* 68	Industrial Insurance, Voc. Rehab..... Vetoed		
71	Escheat of Postal Savings Act.....	68 Ex.	8/ 9/71
79	Appeals Judges, Retirement System.....	30	6/10/71
82	King County Tidelands, Community College.....	241 Ex.	8/ 9/71
S- 85	Municipalities, Debt Assumption.....	95 Ex.	8/ 9/71
88	State, Land Lease Authority.....	31	6/10/71
S- 90	Legislative Records Preservation.....	102 Ex.	8/ 9/71
91	Auto Longarm Statute, Mail Service, Process.....	69 Ex.	8/ 9/71
* 95	School Buses, Studded Tires..... P.V.	32 Ex.	8/ 9/71
97	County Elected Officials, Bonds.....	71	6/10/71
98	Pupils, Conduct, Rights.....	268 Ex.	8/ 9/71
103	School Health Measures.....	32	6/10/71
107	Indian Tribes, Public Agency.....	33	6/10/71
* 108	Sentencing, Two or More Crimes..... P.V.	295 Ex.	8/ 9/71
S-109	School Building System Provisions.....	238 Ex.	7/ 1/71
122	Appeals Court, Inclusion, Existing Laws.....	81	3/23/71
124	State Patrol Highway Fund Abolished.....	91 Ex.	7/ 1/71
			and 8/ 1/71
125	Work Release Approvals.....	58 Ex.	7/ 1/71
126	Nonprofit Corporations.....	53 Ex.	8/ 9/71
130	Parking, Business Improvement Areas.....	45 Ex.	8/ 9/71
131	Enriched Flour, Use, Requirement.....	27	6/10/71
136	Blue Lights, Emergency Vehicle Use.....	92 Ex.	8/ 9/71
137	Lost Instruments, Public Assistance, Bond.....	54 Ex.	8/ 9/71
S-139	Sewer, Water Facilities, County Planning.....	96 Ex.	5/19/71
141	Firearms, Use By Minors Under 14.....	34	6/10/71
S-142	Fish Farming.....	35	6/10/71
143	Highway Contract Plans Sale.....	36	6/10/71
144	Taxes, Segregation, Government Property Purchases...	260 Ex.	8/ 9/71
S-146	Controlled Substances Act, Drugs.....	308 Ex.	5/21/71
150	Outdoor Recreation Bond Redemption, Deposits.....	37	3/22/71
151	School Plant Facilities Bond Aid.....	4 Ex.	3/23/71
153	Prisoners, Time Served, Credit.....	86 Ex.	8/ 9/71
156	Snowmobiles, Licensing.....	29 Ex.	8/ 9/71
S-157	State Hospital Patients, Personal Funds.....	82	3/23/71
163	ID Cards, Acceptance, Liquor Sales.....	15 Ex.	7/ 1/71
164	Underground Utility Wire.....	103 Ex.	8/ 9/71

\* Indicates action by the Governor.

<i>Senate Bill No.</i>	<i>Relating to:</i>	<i>Chapter Number</i>	<i>Effective Date</i>
168	Tentative School District Budgets.....	93 Ex.	5/19/71
170	Hotels, Motels, Licensing.....	239 Ex.	8/ 9/71
171	Legislature, Appropriation.....	2	1/28/71
172	Highway Relocation, Public Assistance, Payments.....	9 Ex.	8/ 9/71
176	Municipal Officers, Contract Maximums.....	242 Ex.	5/20/71
177	City Open Spaces, Financing, Debt Provisions.....	38	6/10/71
* 179	Public Assistance Recipient Injury Costs, Liens..... P.V.	306 Ex.	8/ 9/71
182	Physicians' Assistants, Licensing.....	30 Ex.	8/ 9/71
183	Mechanics' Liens, Claimant's Address.....	94 Ex.	1/ 1/72
185	Parks, Governmental Property Conveyance.....	243 Ex.	8/ 9/71
* 188	Paramedics, Mobile Intensive Care..... P.V.	305 Ex.	8/ 9/71
195	County Historical Museums, Expenditures.....	39	6/10/71
196	Prisoners, Paroled, Discharged, Aid Programs.....	31 Ex.	8/ 9/71
203	Discrimination Board Hearings, Appeals.....	52 Ex.	8/ 9/71
208	Colleges, Universities, Budgets.....	40 Ex.	8/ 9/71
209	Garbage Trucks, Axle Loads.....	244 Ex.	8/ 9/71
* 214	Alcoholism Facilities, Programs, Approval..... P.V.	104 Ex.	8/ 9/71
S-216	Escrow Agents Registration.....	245 Ex.	8/ 9/71
219	Cities, Park Property Exchanges.....	16 Ex.	4/ 2/71
228	Pets, Communicable Diseases.....	72	6/10/71
231	Dental Hygienists, Duties Expanded.....	235 Ex.	8/ 9/71
233	Dental Assistants, Duties.....	236 Ex.	8/ 9/71
241	Judicial Council, Additional Members.....	40	6/10/71
244	Justice Courts, All Counties, District Court.....	73	6/10/71
249	Accused Persons, Rendition.....	17 Ex.	8/ 9/71
257	Vendor Rates Committee Membership, Duties.....	87 Ex.	8/ 9/71
261	Wage Protection.....	55 Ex.	8/ 9/71
262	Cigarette Tax, Bond Retirement Fund Amount.....	70 Ex.	5/17/71
266	Joint Purchasing, Private Schools.....	26	3/22/71
269	Fire District Levies.....	105 Ex.	8/ 9/71
* 273	Minors, Drug, Alcohol Abuse Care, Consent..... P.V.	304 Ex.	8/ 9/71
277	Superior Court, Noncounty Seat Sessions.....	60 Ex.	8/ 9/71
288	Park Lands, New Bids Call.....	246 Ex.	8/ 9/71
291	State Highway Routes.....	73 Ex.	8/ 9/71
295	Homes, Hospitals, License Expirations.....	247 Ex.	8/ 9/71
298	Educators, Insurance.....	269 Ex.	8/ 9/71
302	Public Records, Noncurrent, Destruction.....	10 Ex.	8/ 9/71
* 311	Housing Projects, Recreational Purposes..... Vetoed		
312	Highways, Emergency Protection.....	4	2/ 5/71
314	State Owned Lands, Multiple Use.....	234 Ex.	8/ 9/71
335	Crawfishing, Commercial.....	106 Ex.	8/ 9/71
S-352	Nonresident Vehicles, Trailers Use Tax Exempt.....	11 Ex.	7/ 1/71
S-354	Police, Firemen Minimum Employment Standards.....	257 Ex.	5/21/71
363	Air Space Corridor.....	39 Ex.	8/ 9/71
368	Colleges, Universities, Retirement Plans.....	261 Ex.	8/ 9/71
369	Warning Device, Red Light Reflector.....	97 Ex.	8/ 9/71
S-372	Recreational Trails; All-terrain Vehicles.....	47 Ex.	8/ 9/71
373	Colleges, Port Districts, Bidding Provisions.....	258 Ex.	8/ 9/71
* 380	Disability Insurance, Chiropractic Services..... P.V.	13 Ex.	8/ 9/71
S-390	Appeals Courts, Decisions, Precedential Value.....	41	6/10/71
* 391	Plats, Subdivisions, Notice Defects..... Vetoed		
394	Mexican-American Affairs Commission.....	34 Ex.	8/ 9/71
S-401	Vehicles, Larger, Highway Use.....	248 Ex.	8/ 9/71
* 408	Vendor's Rates Committee, Duties..... P.V.	298 Ex.	8/ 9/71
* 410	Horticultural Plants, Regulations..... P.V.	33 Ex.	7/ 1/71
419	Private College Students, Tuition Supplement.....	56 Ex.	8/ 9/71
* 428	Litter Control Act..... P.V.	307 Ex.	5/21/71
* S-441	Crimes, Omnibus Bill..... P.V.	302 Ex.	5/21/71
S-446	Custom Meat Facilities Regulation.....	98 Ex.	8/ 9/71
447	Appeals Court Reports Distribution.....	42	6/10/71

\* Indicates action by the Governor.

<i>Senate Bill No.</i>	<i>Relating to:</i>	<i>Chapter Number</i>	<i>Effective Date</i>
449	Appeals Court, Appeals, Procedures.....	107 Ex.	8/ 9/71
450	Gross Load Special Permit Violations.....	249 Ex.	8/ 9/71
454	Prescriptions, Medicine Name, Dosage.....	99 Ex.	8/ 9/71
* 465	Puget Sound Pilotage.....P.V.	297 Ex.	5/21/71
467	Traffic Fatalities, Blood Analysis.....	270 Ex.	8/ 9/71
469	Colleges, Universities Administrative Procedures Act... and 9/ 1/71	57 Ex.	5/ 6/71
472	Accident Prevention Insurance Premium System.....	274 Ex.	8/ 9/71
485	Open Public Meetings Act.....	250 Ex.	8/ 9/71
486	PUD Facilities, Relocation Costs.....	262 Ex.	8/ 9/71
496	Homesteads, Awards.....	12 Ex.	8/ 9/71
512	County Officials, Salaries.....	237 Ex.	8/ 9/71
514	Criminal Extradition, Uniform Act.....	46 Ex.	7/ 1/71
515	Nursery Stock, Property Tax.....	18 Ex.	8/ 9/71
522	Public Employees, Retirement.....	271 Ex.	5/21/71
525	Meat, Poultry Inspection, Federal Regulations.....	108 Ex.	8/ 9/71
531	School Code, Publication, Sale.....	100 Ex.	8/ 9/71
S-542	Sewer District Boundaries, 2 Counties.....	272 Ex.	8/ 9/71
545	Environmental Policy, Established.....	109 Ex.	8/ 9/71
* S-553	Delinquents, Adjudicated, Placement.....Vetoed		
559	Expenditure Reductions, Certain Agencies.....	263 Ex.	8/ 9/71
564	Corporations, Shares.....	38 Ex.	8/ 9/71
567	Puget Island-Westport Ferry.....	254 Ex.	8/ 9/71
579	Municipalities, Tourist Promotion.....	61 Ex.	8/ 9/71
594	College, Resident, Nonresident, Defined.....	273 Ex.	5/21/71
605	Motor Vehicle Demolition; Hulk Haulers.....	110 Ex.	8/ 9/71
606	Abandoned Junk Vehicles, Removal.....	111 Ex.	8/ 9/71
612	Election Days, Liquor Sales.....	112 Ex.	8/ 9/71
619	Public Records, Inspection Provisions.....	255 Ex.	8/ 9/71
626	Depository Interest, Distribution.....	72 Ex.	5/17/71
629	Highways, Emergency Restoration.....	89 Ex.	8/ 9/71
635	Highways, Outdoor Advertising Signs.....	62 Ex.	5/10/71
648	Legal Services Revolving Fund.....	71 Ex.	7/ 1/71
658	Manufactured Goods, Maker Identification.....	113 Ex.	8/ 9/71
659	Public Employees, Tax Deferred Annuities.....	264 Ex.	5/21/71
S-678	Optional Municipal Code, General Revisions.....	251 Ex.	5/20/71
* 690	Metro Municipal Corps., General Revisions.....P.V.	303 Ex.	5/21/71
* 691	Public Transportation System, Tax Support.....P.V.	296 Ex.	8/ 9/71
710	Fire District Employees, Residency.....	256 Ex.	5/21/71
720	Historic Cars, Special License Plates.....	114 Ex.	8/ 9/71
735	Junkyards, Adjacent to Highways.....	101 Ex.	8/ 9/71
737	Expo. '74 Commission.....	1 Ex.	3/19/71
738	Business Corporations.....	2 Ex.	3/19/71
739	Spokane, State Building.....	3 Ex.	3/19/71
755	Franchise Investment Protection Act.....	252 Ex.	5/ 1/72
S-770	Uniform Relocation Program.....	240 Ex.	7/ 1/71
S-796	Collection Agencies Act.....	253 Ex.	1/ 1/72
* S-849	Timber, Forest Lands, Taxation.....P.V.	294 Ex.	5/21/71
857	Veteran's, Seniority Credit Allowance.....	19 Ex.	4/ 2/71
858	Sequest Park, Land Exchange, Addition.....	90 Ex.	8/ 9/71
861	Highway Employees, Personnel Jurisdiction.....	115 Ex.	8/ 9/71
862	State Warrants, Issuance.....	88 Ex.	5/19/71
863	LID's, Liens, Bonds.....	116 Ex.	8/ 9/71
865	Legislative Authorities, Charter Counties.....	117 Ex.	8/ 9/71
S-866	State School Residents, Financial Responsibility.....	118 Ex.	5/19/71
879	Legislature, Appropriation, Extra Session.....	14 Ex.	3/31/71
883	Weed District Assessments, Highway Lands.....	119 Ex.	8/ 9/71
* 884	Housing Authorities, Supplemental Projects.....P.V.	300 Ex.	8/ 9/71

\* Indicates action by the Governor.

<i>Senate Bill No.</i>	<i>Relating to:</i>	<i>Chapter Number</i>	<i>Effective Date</i>
* S-897	Reforestation Lands, Tax.....P.V.	299 Ex.	6/ 1/71 and 7/ 1/71 and 1/ 1/72 and 1/ 1/73
* 903	Fish Feed, Purchasing, 5% Differential.....Vetoed		
906	Ferries, In-state Construction.....	21 Ex.	4/ 7/71
* S-915	Ferry System Support, Gas Tax.....Vetoed		
918	State Leases, Time Period Error Correction.....	23 Ex.	4/ 9/71
925	Property Taxes, Payment Under Protest.....	42 Ex.	4/30/71
* S-926	Supplemental Budget Appropriation.....P.V.	301 Ex.	5/21/71

\* Indicates action by the Governor.

## SENATE MEMORIALS AND RESOLUTIONS PASSED BY BOTH THE HOUSE AND SENATE

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### FORTY-SECOND LEGISLATURE REGULAR AND EXTRAORDINARY SESSIONS—1971

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#### SENATE JOINT MEMORIALS

No.	Subject
1	Coastline Fisheries Jurisdiction
5	Welfare Programs, Federal Obligation
15	Outdoor Advertising Control, Federal Fund Claim
16	Driver Licensing, National Regulation
17	Natural Gas Company Mergers
19	Employment Supplement Program Added Funds

#### SENATE JOINT RESOLUTIONS

1	Property Tax, 25% Assessed Value
5	Lottery Permitted
22	State Credit, Loaning for Public Purpose
36	18-Year-Old Vote, Federal Constitution Ratification
38	County Officials, Salaries

#### SENATE CONCURRENT RESOLUTIONS

2	School Funds, Single Distribution Method
3	Community College Funds, Study
4	Handicapped Children, Education
5	Community College Program Costs
8	Viet Nam POW's, Candlelight Service
9	Forest Tax Committee Continued
12	Ecology Curricula Study
13	Joint Rules, 42nd Legislature, Adopted
17	Consideration of Bills
18	Peterson, Nancy Kay, Honorary Hostess
19	Reintroduced Bill; Adopting Rules
23	Vocational Education Needs Study
24	Bill Consideration, Error Correction
28	Governmental Cooperation, Joint Committee Reestablished
29	Interim Municipal Committee Established
31	Fisheries, Game, Game Fish Committee Created
32	Banking, Insurance, Utility Committee Established

## GOVERNOR'S MESSAGES ON HOUSE BILLS VETOED AND PARTIALLY VETOED

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one item, ENGROSSED HOUSE BILL NO. 86 entitled:

"An Act relating to education."

I am vetoing the proviso to section 2 of this bill which would require the consent of an intermediate school district prior to its elimination through consolidation by action of the State Board of Education. The intermediate school district concept is new with the adoption of the common School Code and the State Board of Education should have the power to adjust and vary school boundaries to maximize the effectiveness of our secondary school system. The proviso would hinder this needed flexibility and would detract from the ability of the State Board of Education to make necessary organizational changes as the districts gain experience through operating under the new law.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House at the next session of the Legislature, without my approval, HOUSE BILL NO. 144, entitled:

"An Act relating to revenue and taxation."

The inequities of the business and occupation tax are well understood. Because it is imposed at each stage of production and distribution, it has a pyramiding or doubling effect. This is the very essence of a gross receipts turnover tax. I have long advocated broad tax reform for this state in order to reduce or eliminate this inequitable tax. However, to provide one company an exemption from taxes commonly paid by many other businesses, would not be equitable or fair. The Department of Revenue records indicate that there are many parent and subsidiary companies which are subject to double business and occupation taxes. Although the secrecy provision in the Revenue Act prohibits the release of information on specific firms, the following are some of the typical examples in which subsidiaries are paying Washington business and occupation taxes for work performed for their parent corporations.

- (1) A subsidiary of a large computer manufacturer performs services for the parent company and pays business and occupation tax at the 1 percent rate on these activities.
- (2) A computer service subsidiary of a steel fabricating company performs computer services exclusively for the parent company and pays business and occupation tax at the 1 percent rate.
- (3) A subsidiary which leases equipment to its parent company, a large construction firm, pays business and occupation tax at the 0.44 percent rate.

- (4) A large construction company has a subsidiary firm which performs management services for the parent and is taxable at the 1 percent rate under the business and occupation tax.
- (5) A large forest product firm has a subsidiary company perform certain management and accounting services, the income from which is subject to the 1 percent business and occupation tax.

In addition to the parent subsidiary situation, the present law, under its wholesaling function classification, imposes a double tax on all companies in the state that distribute to two or more of their own retail outlets. This is most common in the case of large retailers in the general merchandise and grocery industry. These firms pay taxes in lieu of the wholesaling business and occupation tax, as well as a retailing business and occupation tax on the same commodities. To provide a special exemption in the case of a parent-subsiary relationship and to continue to impose a double tax on these other single ownership companies would be highly inequitable. To exempt all of the cases of tax pyramiding without providing alternative sources of revenue, would seriously impair the state's ability to provide the necessary services. What is needed is a broad tax reform of all taxes levied on business.

It may very well be that the impact of a 1 percent business and occupation tax on computer services is excessive under circumstances existing today in Washington State.

I suggest that alternative methods of resolving these tax problems be studied and that these alternatives be presented to the 1972 Session of the Legislature.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the House at the next session of the Legislature, without my approval as to certain items ENGROSSED SUBSTITUTE HOUSE BILL NO. 151, entitled:

"An Act relating to expenditures by state agencies for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; designating effective dates for certain appropriations; and declaring an emergency."

In my Budget Message to the Washington State Legislature 130 days ago, I acknowledged the difficult decisions which were included in the Budget and asked that we set aside partisan differences in order so that we might meet the fiscal crisis which is affecting all of the people of this state. In my Budget Message, I asked the legislature to avoid the fiscal extremes of placing an untimely additional burden on the taxpayers of this state or of unmindfully reducing the budgets to the point where the agencies could not properly carry out their basic responsibilities. We now have before us the record of the 41st Session of the Legislature and the record is clear that the Washington State Legislature has proposed a Budget which is out of balance by \$22 million, does not adequately support some programs, is wasteful in other instances, and in other areas is drafted in such a faulty manner that the intent of the Legislature cannot be carried out by the language included in the bill.

To some extent, it is possible to repair the Budget through the use of the executive veto power and I intend to use it on 33 occasions in this appropriations bill, as a means of removing some of the more onerous and faulty sections of the bill. I would like to make it clear that it is with a good deal of reluctance that I use the executive veto power on this or any piece of legislation. However, the legislative budget process clearly did not function adequately or in the best interests of the state. In reviewing various requests to veto sections

of this bill, I have attempted to be responsive to the citizens of this state, both from the standpoint of what I have selected to veto and by rejecting other veto proposals.

I believe it is also appropriate to comment in this veto message upon those areas in the Budget which are faulty, yet cannot be repaired through the use of executive veto power. I cannot, for example, restore an adequate level of funding to the Department of Ecology. I requested a Budget for the Department which I considered to be the minimum level necessary to maintain the state's current position with respect to environmental protection. I am convinced that the severely reduced Budget proposed by the legislature will reduce the department's ability to review and approve in a timely manner the plans and designs of waste treatment plants for existing and new industries coming into this state. There is, further, the very real and potential problem that backlogging of plans for review or reduced pollution control efforts on the part of the state may cause the federal environmental protection agency to pre-empt some of the state programs and remove the reasonable buffer of an informed and concerned state agency between local governments and state industries and replace them with a governmental unit which is less sensitive to local issues and problems. I am sure neither of these results is desired by those who have slashed unknowingly at the department Budget. In addition, the Legislature enacted eight bills placing new burdens of substantial impact on the department, with *no* additional appropriation, representing a questionable approach to the environmental protection of the state's resources.

The Governor's Budget for the Treatment Center for Women at Purdy amounted to \$3,285,769 for the two-year period, of which \$250,000 would be federal L.E.A.A. funds for excellence in treatment and \$761,246 would be revenue received from the federal government and other states for the housing of individuals not capable of being placed within their own treatment system.

The appropriation bill contains only enough funds to staff administration, food services, janitorial services and custody positions; thus, precluding the provision of such treatment personnel as counselors, teachers, nursing staff, recreation leaders, staffing of the work and training release facility and similar services which are necessary to provide a treatment rather than a custodial program.

It should be further pointed out that the staff reduction included in the appropriation bill will not only reduce the program to the level of a caretaker operation but could eliminate the transfer of prisoners from federal and other states and jurisdictions to this facility and reduce to some extent the \$761,246 in anticipated revenue. Initial negotiations with other states and the federal government indicated that the primary reason they were interested in transferring female prisoners to this state was the availability of a treatment program for women which is simply not available in their jurisdiction. In addition, the probability of acquiring the federal L.E.A.A. grant of \$250,000 for excellence in treatment could be lost given the lack of treatment personnel. Thus, the reduction in funding may be more than offset by loss of anticipated revenue.

The \$10 million reduction from the austere level of state aid to higher education which I proposed may well result in a deterioration in the quality of higher education in this state which has taken years to develop. It is equally unfortunate that the legislature did not accept, as I had proposed, the amount of tuition and fees which could be waived for needy students, particularly when they accepted the proposed increase in student tuition and fees. The result of legislative action in this area can be measured by the number of needy students from families who cannot afford to pay the higher costs and are effectively precluded from receiving a higher education in this state.

For the second consecutive biennium, certain members of the legislature in a Conference Committee have taken it upon themselves to make arbitrary changes in the Budget for the Department of Fisheries, and by placing them in line item appropriations, thereby prevented use of adequate funding in Fisheries management activities, which have resulted in the large increases in fish yields.

Refusal of the legislature to act responsibly on the proposal to close several state institutions also deserves comment.

At the beginning of the legislative session, I sent each legislator a detailed position paper which concluded, based on the current and future downward trends in average daily population at the three mental hospitals, that substantial savings could be made through the

closure of Northern State Hospital. The arguments presented at that time are still valid. In response to this proposal, the legislature has included an amount of funds which are inadequate to match the provision that the Hospital is to remain in operation for the entire biennium, and has made a vague suggestion in the Budget for study of alternative uses for the facility. Such action is hardly a responsible counterproposal to such a clear issue and I intend to seek additional funding or some other course of action from the 1972 Special Session of the Legislature.

With respect to Fort Worden, the \$2,500,000 Budget proposed for the continued operation of this facility is not only unnecessary, the Budget is such that it would be necessary to operate this facility with so few treatment staff that it would become a warehouse operation with little or no treatment program for the 75 youths unfortunate enough to be assigned to the facility. More importantly, Fort Worden is not needed in the juvenile rehabilitation program given the ample capacity in our other institutions and any attempt to keep it open simply means that we are reducing our efficiency at a time when our economy demands cost effectiveness in our programs. The annual cost per resident of \$16,666 at Fort Worden as proposed by the legislature is a shockingly high amount and exceeds by eight times the cost of caring for these juveniles in the juvenile probation subsidy program. Because the treatment program and economic issues are so clearly evident in the case of Fort Worden, I have vetoed the provision requiring operation of the facility for two years.

Finally, I would like to comment on one of the most serious and deficient areas in the Budget—the inadequate amount of funds provided to allow the state to maintain a \$365 per pupil guarantee. The legislature failed to provide the additional state funds necessary to allow the state to maintain a \$365 per pupil guarantee. Primarily because of enactment of property tax relief and failure to enact other proposed legislation used to balance the Budget, the legislature should have provided approximately \$15.3 million in additional state general fund appropriation to the Superintendent of Public Instruction. Unless this additional amount is added to the Budget by the 1972 Legislature for distribution to local school districts, it will be necessary to reduce the per pupil guarantee from \$365 to approximately \$350 during the 1972-73 fiscal year.

Of the \$22 million by which the Budget is out of balance, \$15 million is a result of the problem of inadequate funding to maintain support to local school districts. The only method by which I can attempt to assure that funds necessary to adequately finance the schools will be available is by vetoing the \$20 million General Fund appropriation to the Teachers' Retirement System. I am making this veto with the full assurance that it will not in any way hinder the payment of pensions to retired teachers.

No one can be sure whether revenue will exceed or fall below revenue estimates made for the 1971 Legislative Session. Should sufficient revenue in excess of present estimates appear to be available when the 1972 Session convenes, they will have the option to utilize it to resolve the K-12 shortage and solve other problems in the Budget, and eliminate the impact of this veto. Should revenue be below estimates, the problem of further reduction or tax increase will be more manageable because of this veto.

The specific items which I have vetoed are as follows:

### *1. Higher Education*

I have vetoed a specific limitation on sabbatical leaves at our colleges and universities.

The one percent of faculty restriction contained in section 1 is simply a punitive measure which ignores the constructive benefits a properly administered sabbatical leave program contributes to the education process. The remaining language in the bill provides that expenditures for sabbatical leaves must be incurred on a "break even" basis in that the replacement cost and the percentage of salary awarded to the recipient of a sabbatical leave cannot exceed the annual contracted salary of the recipient of the leave. Consequently, the further limitation to one percent of professional staff produces no real monetary savings. In addition, the Council on Higher Education has recently developed through guidelines which have been reviewed by the Legislative Budget Committee which will insure that the operation of the sabbatical or professional leave program is properly supervised in institutions of higher education in the State of Washington. Prior to any further restrictions, those guidelines should have an opportunity to be used and reviewed for adequacy after some experience has been gained.

## 2. *Secretary of State*

On page 3, line 23, I have vetoed the following proviso:

"PROVIDED, That expenditures should only be used for the purpose of carrying out his statutory or constitutional duties." The provision is a gratuitous insult applied to no other elected official and was included solely to limit the discretionary powers of a separately elected official who has, through his dedication, contributed efforts beyond those required by statute, particularly in identifying problems of youth, racial minorities and urban areas. The citizens of the State of Washington are fortunate to have concerned elected officials willing to personally devote additional time and energy to public service rather than sit back and do no more than is statutorily required. Unless such a provision is included for all officials, which would represent a step backward from responsive government, I will not approve it for a single elected official.

## 3. *Attorney General*

On page 4, I have vetoed the appropriation on lines 12 and 13, as follows:

"General Fund—Appropriation for Washington Organized Crime

Intelligence System

-0--"

The effect of a zero appropriation for the Organized Crime Intelligence System is to forfeit the continuation beyond July 1, 1971, of the Washington Organized Crime Intelligence System for which the Attorney General has received \$99,925 in federal funds and which are matched by "in kind" contributions by his office.

The project is designed to provide the state's governmental and criminal justice agencies information necessary to combat organized crime. Its policies are governed by a committee of eleven members, the chairman of which is the prosecuting attorney of Snohomish County, two of the members of which are from professions outside of law enforcement, while the other nine members, including the Attorney General, are either directly or indirectly connected with law enforcement as a profession.

Organized crime, as the very name implies, is a form of criminal activity which transcends normal jurisdictional boundaries, both those which separate the multitude of local governments within the state and those which separate the various criminal justice disciplines. It is systematic, continuous, based on corruption and thrives in the jurisdictional maze caused by fragmented, localized criminal justice agencies. Some central point of reference is obviously necessary to successfully prevent it. The Organized Crime Intelligence System hopes to supply just such a point. It consists of a central index file, a program of training conferences, and a small staff to provide investigatory and technical assistance to local criminal justice agencies.

In the short life of the system, a great deal has been accomplished with these rather minimal tools at no loss to local autonomy or interference with individual rights of privacy. Carefully drafted rules, debated over a number of months, safeguard against possible abuses with regard to the use of any information which may be obtained by the system. In addition, the three staff investigators, two hired directly as a result of the program, have provided vital assistance to the staff of both the federal and county grand juries now in session in Seattle in connection with their investigations of organized crime. Training sessions, attended by more than 70 personnel from local law enforcement agencies throughout the state, have had a marked impact on cooperation between those various agencies in dealing with organized crime. We hope that the success of the project will result in a control of organized crime without infringing upon the rights and responsibilities of local law enforcement agencies; in fact, it was representatives of those agencies who initially requested the creation of the system.

In order that this provision not interfere with the improvement of law enforcement capabilities in the war against crime in the State of Washington, I have vetoed this restrictive appropriation.

## 4. *Attorney General*

On page 4, I have vetoed the proviso on lines 21-26 as follows:

"PROVIDED FURTHER, That in no event shall the billings for legal services made to agencies, departments and institutions of higher learning during 1971-73 exceed a total of \$5,912,936."

The effect of the second proviso is to render ineffective Section 5 of Senate Bill No.

648, which established a revolving fund for legal services. That section gives a needed degree of flexibility to state agencies which have unforeseen demands for legal services, allowing them to reallocate additional funds for legal services with the approval of the Office of Program Planning and Fiscal Management. The proviso would specify only the amount of funds which would be spent for legal services and no other service, thus, prohibiting either the agency of the Office of Program Planning and Fiscal Management from making transfers in budgeted items for additional legal services which are necessary and which were not foreseen at the time the Budget was prepared. The proviso will not result in any savings and could cause the state to provide inadequate legal services thereby endangering state funds. Consequently, I have vetoed this proviso.

#### 5. *Tax Appeals Board*

On page 5, line 28, I have vetoed the following proviso:

"PROVIDED, That the operation of the board is to be considered full time, except that no salary will be paid to board members except each member will receive \$75 per day while sitting at the Appeals Board."

The workload of the Tax Appeals Board has increased to the point that the Board must begin full time operations or risk serious delays in reviewing property tax appeals. To meet the massive backlog, and also to insure that taxpayers will be granted timely hearings, the Board was placed on a full time basis beginning April 1, 1971.

At the same time that the Board began full time operations, the members were placed on a salary rather than a per diem basis. This was done for several reasons including:

1. At the present time, RCW 82.03.050 permits the Governor to determine whether or not the Board should be operated on a full time basis. The section, however, limits compensation to \$10,000 per fiscal year if the Board members are paid on a per diem basis. The proviso in the Appropriations Act requires the continuation of the payment on a per diem basis, which has the net effect of limiting payment to Board members to \$10,000 per year which would place the Board back on a part-time operational basis.
2. Because of the extremely heavy workload, the members are required to meet on a full time basis. At the present per diem rate of \$75 per day plus expenses of \$15, the members would be paid \$23,400 if they met 260 days per year. Little or no savings would be achieved if Board members were paid on a per diem basis for full time operation.
3. Board members paid on a per diem basis do have the option of becoming members of the retirement system but they do not earn annual or sick leave. If the Board is working full time, yet being compensated on a part time basis, members would be treated quite differently from other boards such as the Liquor Control Board and Utility and Transportation Commission members.

In summary, the principal objections to paying members on a per diem basis, as set forth in the proviso are: (1) regardless of the method of payment, the workload requires full time operation of the Board; (2) no monetary savings will result from compensation for a full time Board on a per diem basis; (3) payment on a per diem basis subjects members to inequitable treatment because they cannot earn annual or sick leave as other officers and employees can; and, (4) in view of the compensation limitations in RCW 82.03.050, it would be impossible to operate the Board on a full time basis.

#### 6. *Department of General Administration*

On page 6, line 2, I have vetoed the following proviso:

"PROVIDED, That \$707,000 shall be allocated to the Division of Banking."

Under the state's Budget and Accounting Act, RCW 43.88, the Governor is responsible for reducing agency expenditures so as not to exceed revenues available in a fiscal period. It is clear that if this proviso were allowed to remain and if it were necessary to reduce expenditures commensurate with a decline in forecasted revenues, it would be necessary for other divisions within the Department of General Administration to absorb the additional savings which would have otherwise been assigned to this division. The potential opportunity for such preferential treatment as presented in the proviso is simply inconsistent with sound administrative procedures.

7. *The Cemetery Board*

Veto on page 11, line 4, the words "General Fund for."

The funds for operating the Cemetery Board are provided from a special account entitled Cemetery Account. The removal of the words "General Fund for" is intended to correct a drafting error in the bill and to clarify the source of funding for this agency.

8. *Department of Social and Health Services—Division of Institutions*

On page 13, beginning on line 13, I have vetoed the proviso which states:

"PROVIDED, That it is the intent that the facilities at Fort Worden shall continue to serve it[s] residents to June 30, 1973."

As I indicated in my earlier comments, given the surplus capacity in other state juvenile institutions, the strong need to restore at a future legislative session the proper funding level of the Juvenile Probation Subsidy Program so as to continue to adequately support this innovative treatment program and the shockingly high cost per resident if Fort Worden were continued in operation, I am vetoing the proviso which would require the state to continue operation of the Fort Worden facility and I have instructed the Secretary of the Department of Social and Health Services to prepare a plan for the orderly phase-out of this facility. In addition, and in order to assist the community of Port Townsend to attract new business to replace the lost state jobs, I have instructed the Director of the Department of Commerce and Economic Development to take positive steps to assist the community to provide other employment opportunities for residents of that community.

9. *Department of Social and Health Services—Division of Institutions*

On page 13, beginning on line 21, I have vetoed the proviso dealing with Northern State Hospital.

The legislature has provided \$9.8 million to continue operation of Northern State Hospital for the entire 1971-73 biennium. Based upon a fiscal analysis, it has been determined that the \$9.8 million appropriation is inadequate to fund the operation of Northern State Hospital and provide the proper level of care for patients in that facility. I therefore, am vetoing the provisos which allocate \$9.8 million to operate Northern State Hospital and require the Department of Social and Health Services to study alternative uses of the facility and submit its findings to the 43rd Session of the Legislature and am directing the Secretary of the Department of Social and Health Services to continue to operate Northern State Hospital at a level of expenditure which will insure proper patient care and to further submit to the 1972 Special Session of the Legislature, alternative plans for the use of the Northern State Hospital facilities and for providing the necessary mental health care to residents of that area together with a supplemental budget request which would provide the funds necessary to properly operate the Hospital for the entire 1971-73 biennium.

10. *Department of Social and Health Services—Public Assistance*

On page 15, line 8, I have vetoed that portion of the language of a proviso designating internal agency management structure. The Department and I share the desire that fraud investigations be centralized in a single administrative unit. While that portion of the proviso is unnecessary, I have not vetoed it. However, the additional requirement that it "shall be directly responsible to an Assistant Secretary of the Department" imposes unnecessary constraints on the Department at a time when they are in the process of organizing to provide optimum services in all the areas of their responsibility. To direct this organizational assignment, out of context, is undesirable. Therefore, a veto of that language, "which shall be directly responsible to an Assistant Secretary of the Department of Social and Health Services:" will retain the legislative intent to centralize the fraud investigation and referral activities but allow the Secretary to place this activity in its appropriate organizational setting.

11. *Department of Social and Health Services—Public Assistance*

On page 16, line 12, I have vetoed a proviso restricting the use of certain appropriated funds.

The proviso appropriating \$2,836,778 for state funds to finance the "medical-only" program if the United States Department of Health, Education and Welfare does not provide a waiver to the State must be eliminated so that these funds can be utilized to achieve the flexibility necessary to correct other program deficiencies that are inherent in this Budget.

We believe that the United States Department of Health, Education and Welfare should

eventually grant the waiver. However, if this is not the case, there are several options for financing the revised medical plan open to the state while this proviso is directed toward only one of those options.

*12. Department of Social and Health Services—Public Assistance*

On page 16, line 18, I have vetoed a proviso limiting the use of certain appropriated funds.

The appropriation of \$14,058,000 restricted to the purpose of supplying money grants to certain categories of assistance recipients creates several very difficult problems for the Department. Provision for State Office exceptions on individual cases, aside from being a serious administrative problem, violates State Law under RCW 74.08.040 and violates HEW program regulation 20-7, Title 45, Chapter 11, Part 233.20 (a) (2) (V). Difference in standards within programs as proposed for AFDC-Regular versus AFDC-Employable cases is prohibited unless it can be demonstrated that bona fide differences in requirements actually exist (HEW Handbook IV 4324.28).

Additionally, the kinds of exceptions envisioned by this proviso would negate much of our efforts toward simplified program standards. Again, simplification is an essential part of our plan to reduce error and fraud in the public assistance system and the savings that I have mentioned previously cannot be attained if this proviso were to remain.

The \$16.8 million contained in the immediately preceding section and this one will be held for additional caseload, or other grant problems. Veto of the restrictions will allow the department to provide the best possible response to legislative intent without jeopardizing our ability to simplify or creating problems with federal compliance.

*13. Department of Social and Health Services—Public Assistance*

On page 19, beginning on line 3, I have vetoed a proviso relating to day care service.

The proviso establishing demonstration projects providing 24-hour day care services is proposed at a time when the legislature failed to provide adequate funds for ongoing day care services. However, because I believe that the Department should engage in innovative projects to improve child care services as an adjunct to the goal of providing employment opportunities to all persons who are public assistance recipients, I have instructed the Department to, within means available, engage in selective research projects including a 24-hour day care service project as well as to make improvements in all child care programs.

A veto of the proviso will allow the use of the funds contained in it to help continue ongoing day care services and provide some funds for demonstration projects of the kind intended in the proviso.

*14. Department of Social and Health Services*

On page 19, beginning on line 7, I have vetoed a proviso establishing an advisory group to the State Public Assistance Advisory Commission. It is inconsistent with SHB 417 which abolished the Public Assistance Advisory Commission as well as other advisory groups to the Department of Social and Health Services and allows the Department to appoint new advisory groups as necessary to carry out the realigned responsibilities of the Department. I have been assured by the department that they plan to include recipients in advisory committees that will conform to the reorganized structure of the department and I have directed the Secretary to assure that adequate recipient representation is provided.

*15. Department of Social and Health Services—Public Assistance*

On page 20, beginning on line 28, I have vetoed a proviso prohibiting certain uses of Urban, Racial and Rural Disadvantaged appropriation funds.

In the first instance, I have been advised by a number of legislators that the proviso in question was not in the draft copies of the appropriation nor the explanatory material made available to legislators on May 7 and which most legislators reviewed over the weekend prior to the vote on the Budget on May 10. While I am uncertain as to exactly how the proviso became inserted into the final conference version of the report, I am certain that many legislators were not aware of its existence when they voted on the Budget.

Secondly, the Superintendent of Public Instruction and the State Board of Education, as well as a number of local school district superintendents have urged me to veto the proviso because of its possible impact on the total school transportation system in this state.

One of the reasons the Urban, Racial and Rural Disadvantaged student program was shifted to the Department of Social and Health Services was to allow the state to obtain

federal matching funds as a means of paying for the cost of the program. I am gravely concerned that if the proviso were allowed to remain, it would conflict with the recent United States Supreme Court decision giving school boards the discretion of bussing to desegregate schools and could result in total inability to use the appropriation to obtain federal matching funds. This would result in the need to provide additional state tax resources to make up for those federal resources which would be lost because of the conflict.

Finally, I believe this decision should be left to local school districts who best know their own needs and problems. For these reasons, I have vetoed the proviso.

*16. Planning and Community Affairs Agency*

On page 22, beginning on line 15, I have vetoed the phrase "of law enforcement agencies of municipal governments."

I am vetoing those words of the proviso which would allocate the additional \$100,000 to meet the problems of drug abuse solely to law enforcement agencies.

The need for additional assistance to many drug abuse programs is evident. These funds will be withheld until the second year of the biennium to be utilized as newly required state matching funds for federal law and justice grants. Flexibility should be maintained to assure that they can be used to meet the highest priority local programs, whether they be in the prevention, rehabilitation or enforcement area, and which will satisfy the federal matching requirements. The vetoed language does not assure that flexibility.

*17. Parks and Recreation Commission*

On page 23, beginning on line 32, I have vetoed the proviso requiring reopening of two specific parks.

Because of the decline in revenues below estimates and in order to maintain a balance between revenues and expenditures during 1970, each state agency was requested to reduce expenditures. In order to meet the assigned savings goal, the Parks and Recreation Commission ceased operating five state parks. Given the need for continuing austerity, funds were not included in the budget for the Commission to resume operating these five parks during the 1971-73 biennium. The 1971 Legislature not only reduced the total amount of funds available for operating parks by \$193,898, the Legislature, through the proviso, would divert an additional \$47,000 from operating funds for other parks, to reopen two of the five parks which were closed. Given the critical shortage of funds for park operations, I am vetoing the proviso which would reopen two of the closed parks at the expense of closing or reducing the operations of parks in other parts of the state. In addition, I am requesting the Parks and Recreation Commission to work with other units of government to determine if they could assist in providing needed recreational facilities by reopening, even on a limited basis, parks in their jurisdiction.

*18. Department of Commerce and Economic Development*

On page 24, beginning on line 20, I have vetoed a proviso requiring use of general funds to operate certain tourist information centers.

The 1971 Legislature directed that 50% of the cost of the Tourism Promotion Program be financed from the Motor Vehicle Fund. In addition, the Legislature directed through the proviso that the state continue to operate five tourist information centers in the state. The purpose of this veto is to allow for operation of these tourist information centers, but from the Motor Vehicle Fund appropriation rather than the General Fund appropriation as would be required by the proviso directing the agency to continue operating tourist information centers. Because each of the five tourist information centers is located adjacent to an interstate highway, the majority, if not all, of tourists who stop to seek information at these centers are motorists. It seems more appropriate that the operating costs of these centers, because of their relationship to highway travel, be financed from the Motor Vehicle Fund rather than the General Fund appropriation.

*19. Colleges and Universities*

I have vetoed similar provisos contained in the appropriations act for each of the state colleges and universities, as follows:

- a. University of Washington, page 27, line 28 to page 28, line 15;
- b. Washington State University, page 30, line 20 to page 31, line 7;

- c. Eastern Washington State College, page 33, line 3 to 23;
- d. Central Washington State College, page 35, line 13 to 33;
- e. The Evergreen State College, page 37, line 22 to page 38, line 9;
- f. Western Washington State College, line 27, to page 39, line 14.

Each proviso would set aside a portion of the operating funds for the college to be held in a reserve status until such time as it can be determined whether or not the number of students actually enrolled during fall of 1971 and forecasted to be enrolled during fall of 1972 are consistent with the number of students for which funds were provided for in the Budget. I wish to make it clear that while I am vetoing this proviso, I endorse the concept of reserving funds as expressed by the proviso until a more accurate determination of enrollment can be made. However, I believe the redistribution of funds between schools is a significant decision which should be made by the entire Legislature, unless timing makes that impossible. Inasmuch as the Legislature will meet in special session in January, 1972, only a few days after the date specified in the proviso, we will have an opportunity to bring this and other fiscal matters before the whole Legislature. Consequently, there is no reason for this procedure to remain in effect. Pursuant to the provisions of Senate Bill No. 208 (Ch. 40, Laws of 1971, Ex. Sess.), the legislative intent is clear, I concur with it, and will direct the colleges and universities to place the sums contained in the vetoed provisos into reserve. In the event I am satisfied that the criteria relating to enrollment estimates have been met, the funds will be allocated. Otherwise, the entire Legislature will be requested to redistribute these amounts among the schools, or to other programs.

#### 20. *Colleges and Universities*

The budgets of five of the colleges and universities contain a proviso which states, "That the increase in tuition and fees shall be phased over a two-year period of time or until a degree is granted to those out-of-state students enrolled during spring quarter of the 1970-71 academic year."

The language of these provisos may be somewhat unclear. While I have not vetoed any portion of the language, I wish to clarify it by indicating what I believe to be clear legislative intent, based upon revenue assumptions contained in the Budget, and communications with legislative committees. It is intended that the increase in tuition for out-of-state (non-resident) students be phased in two steps with approximately one-half the increase in the 1971-72 academic year, and the entire increase to the maximum level established by the 1972-73 academic year. The qualifying language "or until a degree is granted" was intended to shorten the period of phasing for a non-resident student who completes a degree program, and chooses to begin another, and was not intended to lengthen the period of phasing for non-resident students who take more than two years to complete a degree program.

#### 21. *Community Colleges*

I have vetoed a proviso contained in the appropriation to the community colleges on page 47, line 8, which limits the allocation of certain funds for the second year of the biennium, based on a study of vocational education weighting formulas.

During the 1971 Legislative Session, information was presented indicating that the weighting which provides 1.5 times the funding for costs of vocational technical enrollment than for academic transfer enrollment did not accurately reflect the actual cost to the community college system. As a result, \$3,129,620 representing the cost of additional weighting was placed into a contingent status for allocation by the Governor, by January 1, 1972, subject to approval of the Legislative Budget Committee, based upon a staff study by the Legislative Budget Committee, utilizing procedures and definitions specified by the Council on Higher Education. Based upon my allotment authority, I will direct the community college system to place this amount into reserve, pending further allocation. My reasons for vetoing this section are similar to the veto of provisions in the budgets of the four-year colleges and universities. I concur with the need for the study, and believe the procedures established by the study are appropriate. If the study shows that the weighting assumed by the Legislature is appropriate, I will allocate the funds. Because the time for allocation is nearly coincident to the 1972 Special Session, if the study indicates that some alteration should be made in the allocation weighting, I will propose a redistribution of funds for the approval of the entire legislature.

## 22. *Community Colleges*

On page 50, beginning on line 29, I have vetoed the words "academic general education and."

The general purpose of the proviso is to establish a higher priority for academic transfer, vocational training courses, and adult basic education, than for lower priority courses in allocating available funds and student spaces. If insufficient spaces are available to serve all students, the proviso requires that "academic general education" and "community service" courses either be discontinued, or continued on a self-supported basis.

The "academic general education" category includes courses which are generally remedial in nature and are not specifically designed for students who will transfer to a four-year institution, for students who want to complete high school, or for adults who want a basic education. These courses do, however, serve to develop the competencies of individuals so that they may effectively participate in future academic transfer courses and perhaps even more importantly assist individuals in gaining the skills necessary so that they may participate in the vocational technical occupational programs of the community colleges. Many of these individuals are referred under such state programs as Vocational Rehabilitation and WIN (Work Incentive, administered by the Department of Employment Security). A listing of the courses shows such titles as elementary algebra, human relations, writing skills development, basic mathematics, fundamentals of business mathematics, patterns of writing, English fundamentals, and effective studies. To eliminate such courses from the community college curriculum or to require that they be supported entirely by the students is to strike at the heart of the program desperately needed by those citizens of the state who have only the community colleges to serve their educational needs; consequently, at the request of both the Council on Higher Education and the State Board for Community Colleges, I am vetoing their inclusion in the category of programs to be either discontinued or made self-supporting. However, I have approved the remainder of the proviso as it relates to "community service" programs.

It is clear that some courses identified as "academic general education" more properly fit within the "community service" designation, and that this designation varies from college to college. While the answer to this is not to immediately require that *all* "academic general education" courses be treated as "community service" courses, I will specifically ask the Community College Board to control any redesignation of courses now categorized as "community service" and to provide necessary recommendations and information to the Council on Higher Education to meet the requirements of HCR 7 and to assure that uniform standards for categorizing courses on a uniform basis at all schools is achieved by the 1972 Legislative Session.

## 23. *Special Appropriations*

On page 53, line 7, I have vetoed the wording which would require me to distribute the funds provided to partially compensate for the employer contributions to the Public Employees' Retirement Fund. While the funds may ultimately be distributed on a pro rata basis, further time is needed to determine whether special problems exist requiring some other method of distribution. My veto of this section is designed to provide flexibility to distribute the funds in the most desirable manner after we have had the opportunity for further analysis.

## 24. *Teachers' Retirement System*

On page 55, beginning on line 25, I have vetoed the entire section appropriating \$20 million for contributions to the Teachers' Retirement System.

The Budget as passed by the 1971 Legislature is in excess of \$22 million out of balance. A preliminary analysis indicates that of this amount, approximately \$15 million is needed to maintain the state \$365 per pupil guarantee for students in kindergarten through the twelfth grade during the 1972-73 fiscal year. It is equally clear that unless the 1972 Special Session of the Legislature adds approximately \$15 million to the Common School Apportionment appropriation, local school districts will either have to reduce the quality of their education programs or increase special levies to supplement the inadequate amount of state funds provided in the Appropriations bill. Because I do not believe it is desirable to reduce the quality of education and because I am opposed to increasing special levies to make up for an inadequate amount of state support, I am vetoing the General Fund

appropriation of \$20 million and will ask the 1972 Special Session of the Legislature to make a supplemental appropriation to the Superintendent of Public Instruction to assure that the \$365 per pupil guarantee can be maintained for both years of the 1971-73 biennium. I would like to point out that by vetoing the appropriation to the Teachers' Retirement Fund, it is with complete assurance that pensions payments to retired teachers will be made.

I recognize that the veto of the appropriation to the Teachers' Retirement System also deletes state funds used to pay one-half of the administrative cost of the system. The appropriation for administration has been left intact. In order to meet the formula for payment of administrative costs contemplated by RCW 41.32.410 and insure that the members of the system will not have to bear an inequitable share of the administrative costs, funds from my emergency fund appropriation will be made available to pay one-half of administrative costs until a supplemental appropriation can be provided by the 1972 Legislature.

#### *24. Unanticipated Receipts*

On page 60, line 26, I have vetoed a portion of the section dealing with unanticipated receipts.

During the 1971-73 biennium, the state will receive into its general and other funds from which the Legislature makes appropriations, over \$900 million in federal matching grants and contracts. These funds represent a major source of support to Public Assistance and other Human Resources programs, public school through education grants, highway construction, and many other programs of state government. Each state agency in their budget request clearly identifies the amount and the purpose of each federal grant that is anticipated to be received by the agency during the biennium. Because the federal appropriations are for only a one-year duration, whereas the state budget is for a two-year period, it is necessary for each agency to estimate the amount of federal funds they will receive. During the course of the biennium as federal appropriations are established, all agencies go through a procedure of reducing or increasing their estimate of federal revenues to reflect final federal grant allocations. Section 109 in its present form would require each state agency to receive the approval of the Legislature, if it is in session, or the Legislative Budget Committee, if the Legislature is not in session, in the event that federal grants are in excess of the amounts anticipated in the budget.

It is clear that the Legislature wants to assure that whenever not specifically precluded by the terms or the nature of the grant the receiving state agency will utilize federal grant funds in excess of amounts estimated in the Budget to support regular state programs, so as to save state tax funds. I am in full agreement with the desirability of using any available federal funds in lieu of state tax resources and have approved that portion of the section which places this requirement on state agencies.

However, the requirement that approval of either the Legislature or the Legislative Budget Committee must be obtained prior to expenditure is unworkable. While I am in agreement with the fundamental principle of government that the Legislature appropriate all funds to be expended, the State of Washington is at a distinct disadvantage compared to those states who have a full time Legislature responding to changes in federal laws, new federal programs or changes in the amount of federal revenues to be allocated to state programs. In order for this state to be able to respond to changing federal conditions, it must have a mechanism whereby federal funds can be utilized in a timely manner. Such a procedure already exists as set forth in RCW 43.79.250-.280 which designates the Governor as the state's agent to receive and deposit in the Treasury, federal funds not anticipated in the Budget and further allows him to authorize the expenditure of these funds. It is, in essence, this procedure which the state has been following since 1945. The process of determining whether a particular grant is in excess of those estimated in the budget, requiring compliance with this provision is a time consuming process and would result in large numbers of small grants or contract charges being processed through the Legislative Budget Committee. Normal federal allocations to the Department of Public Assistance, which may be in excess of earlier estimates, because of frequent changes in federal regulations and, which must be expended immediately to avoid cash flow problems, could be delayed unnecessarily by requiring committee approval. I see no compelling need to

involve a legislative interim committee in the routine bookkeeping task of adjusting revenue estimates to final federal grant allocations and the potential delays and administrative burdens seem highly desirable. Therefore, I have vetoed a portion of Section 98 requiring such prior approval.

I have approved the provision in section 47 which requires quarterly review by the Legislative Budget Committee of allocations of the Law and Justice Committee, which represents the most significant new federal program. I have also directed the Office of Program Planning and Fiscal Management to develop improved information for both the 1972 and 1973 Session of the Legislature on new federal programs, and I believe these two procedures will provide more meaningful information to the Legislature than the controls in Section 98.

#### 26. *Salaries*

On page 63, line 16, I have vetoed section 107 which was intended by the Legislature to preclude those state employees who are not under the jurisdiction of either the State Department of Personnel or the Higher Education Personnel Board from receiving a salary increase as long as they remain in the same job classification. Employees who would presumably be affected by this section include college and university faculty members and employees exempt from Civil Service status in state agencies. Based upon informal advice from the Attorney General, it is clear that the language of the section is so defective as to accomplish the exact opposite of that intended by the Legislature. The essence of the advice from the Attorney General is that the only state employees in a job classification are those employees in the classified service, as classified by the Department of Personnel or the Higher Education Personnel Board and that faculty members and exempt personnel are not in the category which can be construed to be a job classification. If the section were allowed to remain, it would result in the withholding of regular merit salary increases to employees in the classified service, a result specifically rejected by vote in the Senate, while not prohibiting a salary increase for non-classified personnel.

Because this section so clearly has the opposite effect from that intended and because it is so discriminatory in its application to some employees and not others and finally because if implemented, it would create chaos in salary administration for classified employees, I am vetoing the entire section.

#### 27. *Travel*

On page 67, line 29, I have vetoed a portion of the section which establishes procedure dealing with out-of-state travel.

While I concur with the legislative intent of section 109 to reduce the amount of state funds expended for out-of-state travel, I do not concur with the Legislature's intent to apply these restrictions to executive branch agencies or the method expressed in the section for controlling out-of-state travel. I believe it is equally desirable to reduce the out-of-state travel for all agencies of state government and not just those agencies which are part of the executive branch of government. The control procedure set forth in the act would require the Director of the Office of Program Planning and Fiscal Management to become unduly preoccupied in reviewing and approving each request for out-of-state travel to the extent that it will be necessary to sacrifice more important and economically beneficial activities. From another standpoint, it is an absurdity to expect someone from the Budget Office to determine the priority of individual trips related to scholarly and research pursuits in our colleges and universities. I expect each agency head to manage the internal affairs of the agency for which he is responsible, and to take the steps necessary to reduce the amount of out-of-state travel in his agency so that it is unnecessary to establish a centralized approval procedure. I have allowed to remain in this section the requirement that each agency submit a monthly out-of-state travel report to the Office of Program Planning and Fiscal Management which will be forwarded to the 1973 Session of the Legislature and the Legislative Budget Committee. I believe that by making agency heads responsible for the control of out-of-state travel and by allowing the reporting requirements to remain in the section, agency heads will be able to achieve a more effective utilization of out-of-state travel than could possibly be achieved through a centralized control procedure.

### 28. *Internships*

I have vetoed section 112 which prohibits expenditure of state funds for student internships in state government. The Legislature during the past session utilized a large number of student interns. The Conference Committee which dealt with the Budget inserted this proviso which had been in no other version of the Budget, and it was not discussed on the Floor. Apparently, the members of the Conference Committee take the position that what is good for the Legislature is not good for the Executive Branch. I do not agree. Intern programs have played an essential role in the entire educational process, providing relevant experience for the student with substantial return to the state at minimal state cost. Work study programs, which play a growingly important role in educational programs would be eliminated. While emphasis is placed on opportunities which can be funded entirely with non-state funds, in many instances some state participation is essential. For example, the state participates in a program with the American Industrial Development Council and the Economic Development Administration to train an American Indian for subsequent work in industrial development on Indian Reservations. The state is required to pay one-half of the salary of the intern, receives valuable service from him during his period with state government, and will receive substantial long-term benefit from his training. This proviso would require breaching our commitment to the participants in this program without completing it. Additionally, it would require breaching a commitment with other interns already hired, with little financial savings. This proviso represents unwise policy, inserted at the last minute by the Conference Committee, and has therefore been vetoed.

### 29. *Salaries*

I have vetoed section 113, which was intended by the Legislature to preclude the payment of salary increases to those state employees paid from appropriated funds who earn in excess of \$15,000 a year. Based upon informal advice received from the Attorney General, it is clear that this section, like section 107, has some effects which were not anticipated by the Legislature. In essence, this section would not apply uniformly to all state employees. For example, employees paid from such non-appropriated funds as the Central Stores Revolving Fund, the Printing Revolving Fund, Horticultural District Funds, Agricultural Local Funds, Commodity Commission Funds, Farm Revolving Fund, all college and university Local Plant Funds, all college and university grant and contract funds, Washington State Historical Association Local Museum Fund, the Eastern Washington Historical Society Local Museum Fund, the Forest Insect Disease Control Fund, the Clark-McNary Fund, the Forest Assessment Fund, the Log Patrol Revolving Fund, the State Forest Nursery Fund, the Slash Clearance Fund, and the Forest Access Revolving Fund would not be affected because these employees are not paid from funds contained in this bill.

While there are sufficient technical errors alone in the section to warrant its veto, I am equally concerned about the effect that the section would have on the quality of leadership in state government if such a section were allowed to remain. During the past six years, this administration has diligently worked to attract fresh leadership, people with innovative ideas who are willing to make the effort necessary to make state government more responsive to the public. This fresh leadership has resulted in a whole new way of caring for those who are retarded, for those who are affected with mental illness, for those juveniles and adults who have violated the law. It has resulted in increasing relevance in the instructional programs of the state colleges and universities. It has resulted in more vigorous efforts to clean up this state's air and water. I believe the citizens of this state can be justifiably proud of these and the many other changes which this new leadership has accomplished in response to an era marked by unprecedented economic growth and an equally unprecedented decline in employment and by social disorder and unrest. I am simply unwilling to follow the legislative suggestion that we reward the hard work and dedication of these employees by limiting their opportunity to continue to receive any merit adjustments which other employees would continue to receive.

Therefore, I have vetoed section 113 in its entirety.

With the exception of the items described above, the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the House at the next session of the Legislature, without my approval as to certain items, SUBSTITUTE HOUSE BILL NO. 152, entitled:

“An Act adopting the capital budget; making appropriations for capital improvements; authorizing certain projects; and declaring an emergency.”

This capital budget contains only \$6.8 million in new state General Fund appropriations, a sharp reduction from previous biennia. However, at the last minute certain projects were added by the Senate from the General Fund, with no discussion, and totally ignoring higher priority and urgent projects which should be funded if state General Fund money were available. Because of the lack of time, the Capital Budget returned by the Senate was not discussed in the House. This does not represent a responsible method of allocation of state resources, and I have therefore vetoed appropriations for several projects.

The specific items I have vetoed are as follows:

1. *Washington State University*

On page 26, lines 28-30, I have vetoed the following appropriation:

*From the  
General Fund*

Laboratory Animal Resource  
Facility Planning & Design

\$31,020

The Laboratory Animal Resource Facility project consists of a holding facility for livestock under veterinarian care at the University. While it is a project that will eventually have high priority, it has not been accorded a sufficiently high priority by the University this coming biennium to warrant funding it from the state General Fund.

2. *Eastern Washington State College*

On page 30, beginning on line 26 through line 1 on page 31, I have vetoed the following appropriations:

*From the  
General Fund*

Instruction and Computer Center  
Building, Design and Planning  
Plant Services—Phase II and III  
Maintenance Building  
Plant Storage Building

\$91,624

\$20,278

The Instruction and Computer Center Building is basically an instructional classroom and faculty office space facility with a small area set aside for housing the computer operations. Given the slowdown in enrollment growth at the college, it will be several years before enrollments reach a level where additional space of this type will be required, according to the college's own space utilization standards.

The Plant Services, Phase II and III, project at Eastern Washington State College is another structure that cannot be justified at this time on the basis of needed space. Currently the college stores supplies and other plant articles in a variety of places, which the college administrators indicate will be adequate now that there is a slowdown in college growth.

While I am sure that both of these projects will materialize in a future biennium, they do not warrant funding at this time from the state General Fund.

3. *For the State Board of Community College Education*

On page 43, lines 15 through 21, I have vetoed the following appropriations:

*From the Community College Capital  
Projects Account*

Language Research Center (correctly identified as Learning Resource Center)	
Phase II—Everett Community College	\$ 728,900
Science Building—Edmonds Community College	\$4,400,554

My capital budget for community colleges was based upon fully utilizing the unused bonding capacity of the Community College System of \$13.9 million. The amendment by the Legislature to the Tuition and Fee Bill (HB 740) which excluded Vietnam veterans from paying the increase in tuition and fees will further reduce this unused bonding capacity by \$2.6 million. As a result of this amendment, there are not sufficient funds available for those projects initially included in the Capital Budget, let alone the two additional projects added by the Legislature.

For the Legislature to add two more projects, for an additional \$5.1 million may be a popular political approach, but not a responsible method of handling community college facility requirements.

I am certain that the Learning Resource Center at Everett Community College and the Science Building at Edmonds Community College will receive additional consideration by the next session of the legislature, at the same time additional financing is considered.

With the exception of the items described above, the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

April 12, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I return herewith without my approval as to one item, ENGROSSED HOUSE BILL NO. 166, entitled:

“An Act relating to revenue and taxation; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.21 RCW.”

This bill adopts qualifications for persons engaged in the assessment of real property for purposes of taxation. The bill as originally drafted granted an exemption from the qualification provisions for persons who had attended and satisfactorily completed an assessor's school operated jointly by the Department of Personnel and the Washington State Assessor's Association. In fact, this school is operated jointly by the Assessor's Association and the Department of Revenue.

I have vetoed from the bill that language relating to the assessor's school in this erroneous fashion. I urge the Legislature to cure this defect in the language of the bill by adopting new legislation which would exempt from the qualification provisions imposed by this bill persons who have completed the assessor's school operated jointly by the Department of Revenue and the Washington State Assessor's Association.

With the exception of the item referred to above, the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 20, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House of Representatives at the next

session of the Legislature without my approval as to four items, ENGROSSED HOUSE BILL NO. 172, entitled:

"An Act relating to revenue and taxation."

The general purpose of this bill is to remove from various provisions of our tax law references to chapter 262, Laws of 1969, ex. sess., the tax reform "package" which did not become effective by reason of the failure of the voters to approve HJR 42 in the 1970 general election.

Sections 13 and 14 of Engrossed House Bill No. 172 remove these references from RCW 84.36.128 and from RCW 84.36.129, respectively, both statutory provisions relating to the present \$50.00 property tax exemption for low income elderly homeowners.

Engrossed Substitute House Bill No. 283, which I have signed today, provides for a new system of property tax relief for low income elderly homeowners, and repeals, in section 27(2) and (3) these very same provisions which are amended by sections 13 and 14 of Engrossed House Bill No. 172. In order to avoid any inconsistency between the provisions mentioned above, and specifically in order to avoid any uncertainties as to the effect of the repealers contained in Engrossed Substitute House Bill No. 283, I have vetoed sections 13 and 14 of Engrossed House Bill No. 172.

Sections 15 and 16 of Engrossed House Bill No. 172 consist of Senate amendments purporting to continue the "2 mill shift" in the state property tax to be levied for support of the common schools in 1971 and 1972. However, section 15 does not raise the aggregate millage limitation to 22 mills for levies made in these two years. Such a raise in the aggregate limitation is necessary in order to continue the 2 mill shift and to continue, at the same time, the present levying authority of other taxing districts.

Sections 24 and 25 of Engrossed Substitute Senate Bill No. 897 are identical to sections 15 and 16 of Engrossed House Bill No. 172, with the exception that section 24 of Engrossed Substitute Senate Bill No. 897 does raise the aggregate millage limitation for 1971 and 1972. Relying upon the corresponding provisions of Engrossed Substitute Senate Bill No. 897, which correct the technical deficiency in these provisions of Engrossed House Bill No. 172, accordingly I have vetoed sections 15 and 16 of Engrossed House Bill No. 172.

With the exception of the four items discussed above, Engrossed House Bill No. 172 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to five items, ENGROSSED SUBSTITUTE HOUSE BILL NO. 283, entitled:

"An Act relating to revenue and taxation."

This bill deals with a number of aspects of the property tax, and stems from various problems which, although existing prior to the present state-wide revaluation program, have been highlighted by reason of that program. It is, in general, a comprehensive and well thought-out bill, and will substantially aid in solving these problems, while allowing the revaluation program to continue. However, there are certain provisions of the bill which will create more problems than they solve, for taxpayers and tax administrators alike.

Section 1 purports to establish a new statutory standard to be used in the determination of true and fair value for property tax purposes. It strikes the old statutory criteria for determining true and fair value. Since, in my opinion, the stricken language does no more than spell out those criteria in determining true and fair value which would be used in accordance with normal appraisal practices, and since the standard of "true and fair value

in money" is still retained, I believe that the elimination of the old statutory language, by itself, makes no substantive change and can therefore stand.

However, in the new statutory language there are both legal and administrative problems. The language in subsection (1)(a) relating to adjustments by appropriate discounts for sale conditions other than for cash is being vetoed because of its legal uncertainty. It is standard appraisal practice, in the use of comparable sales, either to adjust contract sales where the contract price is inflated by a low down payment or an unreasonably low interest rate, or to reject such comparables entirely. It is not clear whether the new language is simply an expression of an intent to continue this practice, or whether it requires in addition a discount based upon discounts taken in selling, for example, a vendor's interest in a real estate contract. If the latter be the intent, this is not in conformity with standard appraisal practices, will cause serious administrative problems, and will result in substantial lack of uniformity in results.

The second item vetoed is the language in the same subsection relating to standards for determining "similar sales." Again, it is not clear whether the intent here is simply to continue present appraisal practices with respect to the use of comparable sales, or is to use some other standard. If the intent is the latter, the effect of this would be to discriminate against that vast majority of property which is appraised on the basis of its actual use, in favor of those properties in which highest and best use is not actual use, i.e., in favor of properties being held primarily for speculative investment, and against the typical residential property. Accordingly, this language is being stricken because it is either useless or it is discriminatory in effect.

With these vetoes the sole change from standard appraisal practices is the requirement of adjustments for direct selling costs. It is clear that the percentage discount or adjustment to be made in accordance with this subsection for direct costs of sale is to be established by the Department of Revenue after appropriate studies, and that the amount of brokerage fees are to be included in this percentage. Since uniform administrative practice in determining that discount is assured, I have allowed this provision to stand.

The successful continuation of the present state-wide revaluation program necessitates, I believe, as much clarity as possible and the least amount of administrative and legal confusion in the standards to be applied in the appraisal of real property for tax purposes. The item vetoes discussed above have been made with full cognizance of these requirements, and after consultation with the Department of Revenue and representatives of the county assessors. With these item vetoes, I believe that subsection (1) is workable.

I have also vetoed the provisions of subsection (2) of section 1. This new section is a radical departure in the United States from standard appraisal practices, in that it allows self-assessment by the taxpayer for property tax purposes. While the proposal may have substantial merit, its risks are such that I do not believe it should be put into effect without further careful consideration. See, for example, the discussion of such a system in "An Evaluation of Self-assessment under a Property Tax" in *The Property Tax and Its Administration*, Lynn, Editor, University of Wisconsin Press, Madison (1969), pages 79-118. I trust that this method of self-assessment is one which will be intensively studied by the committee established under section 18 of the bill.

The last two sentences of section 2(2) substantially parallel a provision which has already been enacted into law as section 3, chapter 42, Laws of 1971, Extraordinary Session. These last sentences of subsection (2) are apparently intended to have exactly the same effect as the provision already enacted into law; but the different language may well cause legal confusion, and for this reason, is vetoed.

I have also vetoed the provisions contained in section 7 of the bill. The reason for this veto is that they appear to be in conflict with the provisions of section 8, the intracounty equalization provisions. The conflict arises on two points. The first proviso states that properties revalued in 1970 pursuant to a cyclical revaluation program approved by the Department of Revenue may be adjusted downward only in order to reflect actual decreases in true and fair values or to reflect new valuation criteria. However, section 8 contemplates that there will be an adjustment downward for such properties simply by reason of the fact that the true and fair values determined for other properties in the county are lower than actual market values.

A second source of conflict would arise even if the first source of conflict were

eliminated. Section 8 contemplates that there will be a percentage reduction for such properties for purposes of 1971 assessments, and that there will also be a reduction for purposes of 1972 assessments, both reductions to be made from the 1970 valuations. However, in all probability the reductions to be made in 1972 will be less than those made in 1971. The provisos in section 7 would appear to prevent what, in effect, would be a raise in 1972 true and fair values from the 1971 true and fair values.

I have been assured by the Department of Revenue that it will not permit assessors, using the multiple regression techniques contemplated by section 7 of this bill, to raise true and fair values, in order to reflect actual increases in market price of properties already revalued under the revaluation program until the whole program is completed.

With the exception of the items discussed above, I have approved Engrossed Substitute House Bill No. 283.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to certain items and sections, HOUSE BILL NO. 291, entitled:

“An Act relating to gambling.”

House Bill No. 291 as originally introduced represented a comprehensive regulatory scheme for all types of gambling activity which distinguished between professional and non-professional gambling in terms of the type of sanction imposed. Professional gambling was penalized through the criminal process while non-professional gambling would incur civil penalties only.

Establishing this distinction recognizes that certain types of gambling are widespread yet relatively harmless from a law enforcement standpoint and receive little or no condemnation from society. Unfortunately, the bill as presented to me by the legislature muddies this distinction, and in the opinion of numerous law enforcement officials dangerously opens the door to professional gambling in Washington.

The genesis of House Bill No. 291 was the recognition that bingo games and raffles and amusement games when conducted by non-profit organizations on an occasional basis were properly classified as relatively harmless and non-professional, not deserving criminal sanction but only civil prohibitions coupled with stringent regulation. The constitutionality of this act under Article II, Section 24 of the State Constitution is dependent on maintenance of this classification scheme with its hierarchy of sanctions free from tampering or inclusion of other forms of gambling not properly categorized as non-professional either because they are profit making or because they are easily subjected to abuse.

My action on this bill restores the distinction between professional and profit seeking activities and those which are social, casual and non-professional.

Therefore, I have vetoed those sections and items conceptually inconsistent with these aims—punchboards, gambling pinballs and cardrooms. I have also vetoed section 26 as I do not believe that the cause of harmless bingo, raffles and amusement games should be tied to the passage of SJR 5.

I have vetoed several other sections of the bill to cure various technical difficulties. Thus, for example, I have vetoed the section dealing with immunity for witnesses in

gambling prosecutions at the suggestion of key law enforcement officials, in light of the new grand jury law.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House at the next session of the Legislature, without my approval as to three sections, ENGROSSED SUBSTITUTE HOUSE BILL NO. 309, entitled:

“An Act relating to age qualifications for certain purposes.”

This bill adopts a comprehensive modification of provisions throughout our law which establish age requirements and qualifications for certain purposes. The effect of this bill is to lower the legal age of majority in most instances from twenty-one to eighteen years of age. In a bill of this scope it is not surprising that certain inconsistencies occur with respect to bills already passed during this session.

Section 40 of this bill purports to lower the age below which service must be made upon guardians of minor owners of real property in certain condemnation actions. This section was repealed by House Bill No. 211 (Chapter 76, Laws of 1971). I am therefore vetoing section 40 to conform to the prior enactment.

Likewise section 59 of ESHB 309 lowers the age below which service must be made on guardians in certain instances. This section was also repealed by House Bill No. 211. I have vetoed section 59 of this bill.

House Bill No. 416 amended RCW 74.16.030 to eliminate any age requirements as a condition to eligibility for Aid to the Blind assistance. Section 67 of ESHB 309 reduces this age requirement from twenty-one to eighteen. Accordingly I have vetoed section 67 of this bill to conform to the specific legislative intent as to eligibility for Aid to the Blind.

With the exception of sections 40, 59 and 67, the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to certain items HOUSE BILL NO. 313 entitled:

“An Act relating to the public health; authorizing the creation of tuberculosis and respiratory disease hospital districts; implementing the law relating to county infirmaries.”

This bill establishes a hospital district in Eastern Washington to operate a tuberculosis hospital for that area and in Western Washington authorizes operation and control of tuberculosis hospitals in the State Department of Social and Health Services. As passed, the bill establishes a major distinction in types of services available between the hospital district and the rest of the state in that the district can treat respiratory disease as well as tuberculosis. In view of the obvious inequities and legal problems created by this distinction

I have vetoed all references to respiratory disease in the bill in order that the concept of establishing necessary and effective treatment of tuberculosis throughout the state may be more equitably implemented.

Section 18 of the bill purports to transfer certain county millage to the state general fund to be used for tuberculosis hospitalization. Because it was the apparent and expressed intent of the drafters of this legislation to have the revenue available to the Department of Social and Health Services without further legislative action, all references to the general fund in section 18 are inappropriate and in fact prevent implementation of the legislation.

For the foregoing reasons, I have vetoed those references in section 18.

Section 26 of the bill is an emergency clause which would bring about implementation of this legislation immediately. Because there is more than sufficient time to do what is necessary to implement this act without an emergency clause, and because immediate implementation would put a strain on the resources of the state, I have vetoed section 26.

Section 12 of the bill, in part provides that the eastern district will be prohibited from receiving any payments from the local county funds after the effective date of the act. Because section 14 provides that the counties will continue to make payments in the eastern district until January 1, 1972, and because these payments are necessary for the operation of the eastern district, I have vetoed the first sentence of section 12. This resolves the conflict between sections 12 and 14 and preserves the fiscal viability of the legislation.

Section 25 provides that certain laws shall not apply to any facilities operated by the Department of Social and Health Services after January 1, 1972. It was the intent of the drafters to create a complete tuberculosis program under the new enactments, including control programs as well as hospitalization. Because the reference to facilities in section 25 may confuse the application of that section, I have vetoed reference to facilities. This veto does not change the substance of the section but clarifies the legislative intent to create a new and complete program and substitute it for the previous one.

In section 18 provision is made for utilization of income to the hospital facility. However, there is non-hospitalization related income for which no provision was made. Because it is necessary to utilize all income available to the facility, and because there is language in section 18 which limits its utilization, I have vetoed that language which is so limiting. This veto allows the facility effectively to utilize all available income, and is in keeping with the intent of the drafters.

Section 23 requiring tuberculosis hospitals to report to the county of the patient's residence his medical condition, is limited to counties outside the eastern district. Since this information is equally important to all counties whether or not within the eastern district, I have vetoed that language limiting the applicability of that section in order that all counties shall receive reports on the condition of patients who are residents of their counties.

In section 18 and section 24 provision is made for counties to levy taxes and language is included which would have the levy commence January 1, 1972. Because this would postpone realization of that income until the first quarter of 1973, I have vetoed that language establishing January 1, 1972 as the commencement date of the levy. This veto allows realization of the levy income in the first quarter of 1972 as was intended by the legislature.

Section 8 of the bill establishes the superintendent of the eastern district hospital as the tuberculosis control officer for the district. I question the wisdom of the provision because tuberculosis control outside of a hospital is appropriately and has successfully been a local county function. However, the legislature, in setting up a program for tuberculosis control and treatment, determined that this structure is appropriate for the eastern district. Therefore, although with some misgivings, I have determined not to veto that language making the superintendent of the eastern district hospital the tuberculosis control officer for the district.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one section, ENGROSSED SUBSTITUTE HOUSE BILL NO. 321 entitled:

"An Act relating to motor vehicles."

Section 15 of the bill permits a driver whose license has been suspended or revoked for offenses involving the use of a motor vehicle to be eligible to receive an occupational driver's license. By its terms persons whose license has been suspended or revoked by the operation of Washington's Implied Consent Law may again obtain the privilege of driving on the highways of our state. RCW 46.20.308 was adopted by an overwhelming vote of the people only a short time ago. I believe that this serious erosion of the people's determination is unwarranted and unwise. I have therefore vetoed this section of the bill.

Except as to this section the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House of Representatives at the next session of the Legislature without my approval as to two items, ENGROSSED HOUSE BILL NO. 373, entitled:

"An Act relating to retirement pensions."

This bill amends the State Patrol Retirement System to increase the prior service annuity for retired state patrolmen from 1½% of the member's average final salary multiplied by the number of years of prior service to 2% of such salary figure.

During consideration of this bill in the legislative process an amendment was added which excluded those persons from the benefits of this increase who are employed by the United States, the state or any agency or instrumentality or political subdivision thereof.

Pensions are earned upon the basis of past service and should not be conditioned upon the category of employment a person eligible for a pension undertakes after termination of his service. Excluding persons employed by a government agency from the benefit increase while granting such increases to persons employed with a private employer is patently discriminatory and there is no justification for this distinction.

I have accordingly vetoed two items in section 1. The remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one section, ENGROSSED HOUSE BILL NO. 491 entitled:

“An Act relating to education.”

I have vetoed section 2 of this bill. Under present law, school directors of districts within each congressional district cast votes to elect members of the State Board of Education which are weighted to reflect the enrollment of the various districts. This section substitutes for that procedure a new system which is weighted in favor of the smaller districts within the congressional boundaries. I believe this system fails to take into account the concept of proportional representation and would seriously weaken the integrity of the State Board of Education as a representative governing body. Its effect is to violate the spirit of the “one man one vote” doctrine which has become an integral part of our law.

I approve of the remainder of this bill.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to certain items, SUBSTITUTE HOUSE BILL NO. 510, entitled:

“An Act relating to highways.”

I have vetoed section 15 and section 16 of the bill for the same reasons that similar sections were vetoed in the general budget bill, Substitute House Bill No. 151. In addition to the reasons set forth in my veto message on Substitute House Bill No. 151, employees of agencies included in this bill would not be treated equally with other state employees if these sections were allowed to remain in the bill.

The remainder of Substitute House Bill No. 510 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one item, ENGROSSED SUBSTITUTE HOUSE BILL NO. 584, entitled:

"An Act relating to shoreline areas."

House Bill No. 584 is one of the most significant pieces of legislation ever passed by the state legislature. It is a clear indication of the commitment of the people of the state, acting through the legislative process to assure the future environmental quality of this state. With the passage of House Bill No. 584 and with what I hope will be the approval of the people at the next general election this state will lead the nation in its care and concern for its waterfront areas.

This bill is the product of extensive legislative hearings, both during the 1970 and 1971 sessions and the interim. It successfully provides for a maximum of input at the local level with appropriate safeguards at the state level to protect the general public interest.

With regard to the general public interest, while the bill should provide for a diversity of participation on the part of local governments in the planning process, the authority at the state level should be confined to a single agency so that a uniform state policy can be developed. Furthermore, as a general principle an agency should not be in the position of both preparing and approving plans for land which it owns or controls.

The proviso in section 3(c) which declares that the Department of Natural Resources "shall have the powers, duties, and obligations as local government has as to other lands covered by the provisions of this chapter" places more than one agency of state government in a policy making position and in effect allows a large landowner both to make and approve its own plans. While I have the highest respect for the Department of Natural Resources and the Commissioner of Public Lands I believe the proviso in section 3(c) is contrary to sound public policy and should be vetoed.

The remainder of House Bill No. 584 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to a section and item, ENGROSSED HOUSE BILL NO. 687 entitled:

"An Act relating to commercial fisheries."

Certain sections of HB 687 are in conflict with the provisions of SHB 152, the capital appropriation act, and should be vetoed in order for the Department of Fisheries to carry out their capital development program.

This act provides for increases in all commercial fishing license fees. These funds would normally go to the General Fund from which the Department's operating and capital appropriations are made. However, section 11 of this act provides for creation of a Department of Fisheries Building Account into which fifty percent of the total license revenue is to be deposited to be used for capital outlays by the Department for salmon propagation facilities. There are no appropriations made from the newly created account and while revenues would be deposited to the account, they could not be used for the purposes for which the account was created.

Further, creation of the account would negate the capital appropriation made to the Department in SHB 152. The capital appropriation in SHB 152 is made from the General Fund and contains a proviso to the effect that the major portion of it is available only to the extent increased revenues are generated to offset the amount.

Because HB 687 would require that fifty percent of all license revenue be deposited to the new account, there would be no increased amount to the General Fund to offset the appropriation; in fact, there would be a reduction. The total effect would be that the Department's capital program would be reduced by not only the \$665,000 tied to the

proviso but also by \$637,000 of Federal matching funds which would be lost because of the lack of state matching. Under these circumstances, there would be no expansion of the Department's production facilities during the 1971-73 biennium.

I have vetoed section 11 and an item in section 16 of the bill to cure this defect. The veto of this item in section 16 serves a dual purpose. It will allow the immediate implementation of section 13 of the bill by the Department of Fisheries in its effort to manage properly what appears to be a massive migration of Sockeye Salmon into lower Puget Sound early this summer.

With these exceptions, the remainder of EHB 687 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to seven items, ENGROSSED HOUSE BILL NO. 735, entitled:

"An Act relating to industrial insurance."

This bill makes major and far-reaching revisions in the industrial insurance program administered by the Department of Labor and Industries. Upon my review of this complex bill, I have found it advisable to veto a number of items.

Section 3 requires that the \$150 earnings requirement to qualify an agricultural laborer for mandatory coverage would expire at the end of 1972. Elimination of this earnings requirement would thus result in no difference between workers who are only temporarily and casually attached to an agricultural employer's work force and those workmen who are regularly a part of such work force. It is important that this minimum qualifying requirement remain in existence because of the uniquely transitory nature of much agricultural labor. Without continuation of this earnings requirement past 1972, an unduly harsh financial burden may be placed on the agricultural industry. Accordingly, I have vetoed the expiration of this qualification.

Section 13 requires, in part, the Department of Labor and Industries to pay, out of the fund contributed to by employers *other than* self-insurers, for traveling expenses of a workman to a medical examination requested by his employer *as a self-insurer*. Since this would be unjust to non-self-insuring employers, I have vetoed this item in section 13.

In the new second paragraph of section 13, the reference to subsection (3) of RCW 51.32.090 was clearly erroneous and should have referred to subsection (4). I have accordingly vetoed a portion of this new paragraph, and the remaining language does not appear to create any conflict with the provisions of any subsections of RCW 51.32.090.

Section 15 appears to require a rather complicated formula which would create administrative difficulties for the Department of Labor and Industries in determining the statewide average wage for purposes of the workmen's compensation laws. There presently exists a requirement that the Employment Security Department determine the statewide average wage under the Unemployment Compensation Law, and in view of the virtual universal workmen's compensation coverage provided by this bill, the statewide average wage of employees under workmen's compensation will be quite similar to the statewide average wage under the Unemployment Compensation Law. I see no substantial reason for two departments of state government to be independently calculating this figure, and have accordingly vetoed a large portion of section 15 so that the Department of Labor and Industries may utilize the calculations made by the Employment Security Department.

In section 21 the imposition of a penalty on an "employee" was not the legislative

intent, because it was meant to impose a penalty on the "employer." Therefore, the entire section has been vetoed.

Section 59 requires the Department to assess self-insurers for their proportionate shares of the Department's administrative costs on the basis of the size of each self-insurer's payroll. This does not appear to be equitable. The director should, pursuant to rule-making authority, develop a formula for fairly apportioning the costs of the Department's administration among self-insurers, instead of simply using a system by which the self-insurer with the largest payroll automatically pays the largest assessment. Accordingly, I have vetoed a portion of section 59 to enable the director to do this.

Section 89, subsection (4) would repeal RCW 51.16.050. Said statute was the subject of a bill, Senate Bill No. 472, which amended RCW 51.16.050 to provide for an industrial insurance dividend and premium program specifically applicable to the building industry. Senate Bill No. 472 passed the House on May 3, 1971, and passed the Senate on May 4, 1971. Presumably it was the legislative intent to establish by that bill a statutory system of premiums and dividends for the building industry, and there does not appear to be any valid reason why Engrossed House Bill No. 735 should contradict that previously expressed legislative intent. Failure to veto this repealer of RCW 51.16.050 would result in confusion as to the status of that particular statute. I have accordingly vetoed subsection (4) of section 89.

With the exception of the items set forth above, Engrossed House Bill No. 735 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one item, ENGROSSED SUBSTITUTE HOUSE BILL NO. 740, entitled:

"An Act relating to institutions of higher education."

Substitute House Bill No. 740, as passed by the Legislature, provided for fee increases for students attending institutions of higher education. Several other provisions relating to education were also contained within the bill.

I have signed Engrossed Substitute House Bill No. 740 with the following exception:

On page 10, section 12, lines 30 through 33, I have vetoed the following item:

*"In addition to the authority above, community college districts may contract with school districts to provide such courses of study. School districts are also authorized to claim such students for attendance purposes."*

Section 12, as initially included within Substitute House Bill No. 740, was an amendatory section changing references to classifications of student fees at community colleges. The above language was added as a House floor amendment to the substitute bill. It allows community colleges to contract with school districts to provide educational opportunities for those individuals who previously did not complete high school. Although the basic purpose of this amendment has merit, it does present several administrative problems for the amendment also allows school districts to claim such students for attendance purposes.

School districts and community colleges presently have authority to perform these educational services. Present statutes also allow intergovernmental agreements between the community colleges and school districts. The amended language does not define clearly the relationships between the K-12 and community college program areas. The budgetary impact is potentially significant, but no fiscal review of the procedure was conducted nor

additional appropriation made. The language allows both community colleges and common schools to count these students for funding purposes.

The Superintendent of Public Instruction has requested that this section be vetoed for the following reasons:

- “1. There are currently adequate procedures available for school districts to enter into such agreements.
2. School districts could enter into interdistrict agreements with other school districts to provide special dropout rehabilitation programs.
3. Leaving this language in ESHB 740 would tend to encourage the fragmentation of the high school program as it now operates.
4. High schools should be challenged to provide programs for their students rather than ‘contracting’ them to a community college.
5. Probably the most important monetary angle of this language would allow such students to be counted as FTE’s for community colleges as well as their attendance being claimed by school districts.”

While the concept may be meritorious, the potential impact, apparently unrecognized by the legislature, is too great to allow this provision to become law without adequate study.

I am forwarding a copy of this veto message to the Superintendent of Public Instruction and to the State Board for Community College Education requesting them to review this matter and make recommendations where appropriate to me and to the next legislative session to insure that adequate educational opportunities exist for students desiring to acquire their high school diploma.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am returning herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one section, HOUSE BILL NO. 759, entitled:

“An Act relating to the urban arterial board and the urban arterial trust account.”

Section 4 of this bill was added as a floor amendment. This section authorizes the use of 1/8 of one cent of motor vehicle fuel taxes to pay debt service on county-city urban arterial bonds. Presently 5/8 of one cent of motor vehicle fuel taxes are available for debt service on up to \$200,000,000 of urban arterial bonds.

As worded, the section authorizes “not to exceed one-eighth of one cent tax from the seven cents excise tax specified by RCW 82.36.020 to be distributed to the state, cities and counties . . .” for bond retirement purposes. This language could be construed as limiting the amount of motor vehicle fuel taxes available for debt service of urban arterial bonds to the original 5/8 of one cent plus the additional 1/8 of one cent or a total of 3/4 of one cent of taxes. As in the case of all motor vehicle fund bonds, the entire motor vehicle fuel taxes are pledged to pay these bonds by existing statute. Conservative bond counsel would be concerned that the section would reduce the tax revenues pledged to pay debt service from that produced by the nine cents of motor vehicle fuel taxes to a mere 3/4 of one cent. Accordingly, I have vetoed section 4.

With the exception of section 4, House Bill No. 759 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

GOVERNOR'S MESSAGES ON HOUSE BILLS APPROVED  
AFTER SINE DIE

2313

May 21, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.  
(Through the Secretary of State)

LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to an item, HOUSE BILL NO. 865 entitled:

"An Act relating to creating a state land planning commission."

In its original version HB 865 provided for a fifteen member commission with four legislators and eleven persons to be appointed by the Governor from the general public. Amendments to the bill increased the number of legislators to eight, while the number of persons to be appointed by the Governor remained at eleven. In increasing the number of legislators, however, the legislature neglected to increase the size of the commission from fifteen to nineteen. I believe the legislature intended to have a committee of nineteen composed of eight legislators and eleven members of the general public. In order to accomplish this purpose, I am vetoing the word "fifteen" and approving the rest of the bill.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

GOVERNOR'S MESSAGES ON HOUSE BILLS APPROVED  
AFTER SINE DIE

Office of the Governor, May 11, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 10 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 38: Extending and expanding real property tax exemption to sectarian organizations.

HOUSE BILL NO. 90: Relating to educational opportunities for all handicapped children.

ENGROSSED HOUSE BILL NO. 175: Providing for grand juries and criminal investigations.

SUBSTITUTE HOUSE BILL NO. 768: Providing for adoption of hard to place children.

ENGROSSED HOUSE BILL NO. 798: Relating to the operation and administration of state government.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

Office of the Governor, May 18, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 17 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 77: Providing certain changes in the regulation of motor vehicle dealers.

ENGROSSED HOUSE BILL NO. 82: Removing the tax exemption on steam plants owned or operated by joint operating agencies and requiring existing facilities to negotiate amounts due.

GOVERNOR'S MESSAGES ON HOUSE BILLS APPROVED  
AFTER SINE DIE

ENGROSSED HOUSE BILL NO. 125: Providing for increased pension benefits for certain retired employees of institutions of higher education.

ENGROSSED HOUSE BILL NO. 357: Amending certain parts of the White Cane Law.

HOUSE BILL NO. 397: Authorizing highway district engineers to award small construction and maintenance contracts.

HOUSE BILL NO. 437: Providing for designation of fiscal agencies by counties, cities, towns and port or school districts.

HOUSE BILL NO. 486: Pertaining to motor vehicle excise tax distributions.

SECOND SUBSTITUTE HOUSE BILL NO. 594: Prohibiting discrimination based on sex, race, creed, color or national origin.

ENGROSSED HOUSE BILL NO. 597: Adding an eighth member to the mobile home and recreation vehicle advisory board.

ENGROSSED HOUSE BILL NO. 643: Altering certain judicial districts of the superior courts.

HOUSE BILL NO. 707: Providing that counties may transfer mental health funds to the state in order to obtain federal matching funds.

HOUSE BILL NO. 738: Changing the name of the Washington State Association of County Commissioners to the Washington State Association of Counties.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

Office of the Governor, May 19, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 18 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 44: Providing for the cancellation of county warrants after one year.

HOUSE BILL NO. 53: Providing changes in the regulation of classified drivers licenses.

ENGROSSED HOUSE BILL NO. 133: Providing for control by the boundary review boards of certain action by cities, towns, or special purpose districts.

HOUSE BILL NO. 171: Defining "wildlife agent."

ENGROSSED HOUSE BILL NO. 181: Establishing when any statute of limitations is tolled.

ENGROSSED HOUSE BILL NO. 222: Deleting the requirement that notice to a nonprofit corporation or association that it shall cease to exist shall be by certified mail.

ENGROSSED HOUSE BILL NO. 225: Deleting the requirement that notice to a corporation failing to pay the annual license fee shall be by certified mail.

HOUSE BILL NO. 237: Increasing the dollar amount of resources that can be sold through the small sale procedure of the department of natural resources.

HOUSE BILL NO. 242: Providing elections officials instruction in use of voting devices and setting minimum pay for election officials.

ENGROSSED HOUSE BILL NO. 254: Raising secretary of state fees for searches and copies of corporate filings.

ENGROSSED HOUSE BILL NO. 303: Providing for forest fire protection.

ENGROSSED HOUSE BILL NO. 337: Requiring notice to owners of adjoining land when real property of an irrigation district is sold.

ENGROSSED HOUSE BILL NO. 351: Granting immunity to medical professionals bringing charges against fellow professionals.

HOUSE BILL NO. 364: Implementing law relating to candidates and voters' pamphlets.

ENGROSSED HOUSE BILL NO. 620: Reducing the number of justices of the peace in Grant county to one.

ENGROSSED HOUSE BILL NO. 644: Extending liability for penalties for overloading to person controlling loading of the vehicle.

ENGROSSED HOUSE BILL NO. 659: Authorizing an evaluation of cross sound transportation and the preparation of a development plan therefor.

HOUSE BILL NO. 672: Providing for eye protection while riding motorcycles or motor-driven cycles.

HOUSE BILL NO. 765: Providing for dates for county budget hearings.

ENGROSSED HOUSE BILL NO. 766: Removing a fire protection district commissioner for failure to attend meetings.

ENGROSSED HOUSE BILL NO. 817: Providing for issuance of general obligation bonds for indebtedness of Washington state building authority.

HOUSE BILL NO. 860: Exempting hops in transit from property taxes.

HOUSE BILL NO. 1060: Providing for trails along the public highways of this state.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

GOVERNOR'S MESSAGES ON HOUSE BILLS APPROVED  
AFTER SINE DIE

2315

Office of the Governor, May 20, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 19 Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 56: Providing certain changes in the tax on motor vehicle fuel.

HOUSE BILL NO. 88: Providing that port districts of less than county size cannot be formed.

HOUSE BILL NO. 115: Regulating persons holding agents licenses issued by the Washington state liquor control board and who represent holders of certificates of approval.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 142: Providing for approval by a county legislative authority of certain action by a sewer or water district.

HOUSE BILL NO. 200: Authorizing the relocation of harbor lines in front of Kalama and Everett.

HOUSE BILL NO. 212: Removing the forty percent limitation from marine fuel taxes used for capital improvements on marine recreation areas.

ENGROSSED HOUSE BILL NO. 213: Pertaining to payment of inheritance taxes.

HOUSE BILL NO. 218: Authorizing regional law libraries.

ENGROSSED HOUSE BILL NO. 221: Creating a secretary of state's revolving fund.

ENGROSSED HOUSE BILL NO. 229: Amending various items concerning public service companies.

HOUSE BILL NO. 429: Providing for the financing of services, facilities, equipment, material, goods and supplies for government and certain other entities.

SUBSTITUTE HOUSE BILL NO. 562: Providing for fees for electrical inspections.

ENGROSSED HOUSE BILL NO. 567: Providing for merger of sewer districts into water districts.

SUBSTITUTE HOUSE BILL NO. 595: Enacting the Pollution Disclosure Act of 1971.

ENGROSSED HOUSE BILL NO. 694: Providing that the aid of specialists may be ordered by family courts.

ENGROSSED HOUSE BILL NO. 697: Increasing penalty for criminal property damage in excess of seventy-five dollars.

ENGROSSED HOUSE BILL NO. 727: Providing for livestock identification.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 772: Requiring permits for certain fires to control air pollution.

ENGROSSED HOUSE BILL NO. 863: Defining school day for common school purposes.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1041: Providing for television reception improvement district.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

Office of the Governor, May 25, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 21, Governor Evans approved the following House Bills, entitled:

ENGROSSED HOUSE BILL NO. 40: Removing mandatory directive to sell first class tide and shore lands and giving abutting owner preference to lease as well as buy.

ENGROSSED HOUSE BILL NO. 52: Regulating the production and marketing of milk.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 69: Providing for the taxation of mobile homes.

ENGROSSED HOUSE BILL NO. 84: Regulating charitable trusts and similar relationships and requiring reports thereof.

ENGROSSED HOUSE BILL NO. 210: Providing that the administrative costs of the law enforcement and firefighters retirement system are borne by the local government employer units.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 214: Placing a time limit on recalls.

ENGROSSED HOUSE BILL NO. 277: Providing certain changes in the law relating to community health programs.

ENGROSSED HOUSE BILL NO. 335: Delineating state agency authority over private schools.

ENGROSSED HOUSE BILL NO. 346: Implementing leave provisions for school district employees.

HOUSE BILL NO. 362: Providing that the rule against perpetuities applies to all trusts.

ENGROSSED HOUSE BILL NO. 372: Revising election laws relating to registration records.

SUBSTITUTE HOUSE BILL NO. 379: Waiving examinations required of applicants to practice certain healing arts.

ENGROSSED HOUSE BILL NO. 391: Authorizing the sale, lease, or exchange of certain properties by Washington State University.

ENGROSSED HOUSE BILL NO. 394: Providing for a state water resources management plan.

ENGROSSED HOUSE BILL NO. 411: Increasing fees payable to state pharmacy board.

HOUSE BILL NO. 438: Permitting counties smaller than first class to establish a salary fund and permitting any county to establish a claims fund.

HOUSE BILL NO. 451: Authorizing the department of social and health services to provide child support services.

ENGROSSED HOUSE BILL NO. 464: Implementing law relating to acquisition of state lands by school districts or institutions of higher education.

HOUSE BILL NO. 477: Providing needed capital for investment in natural resource management on granted lands and second class tide and shore lands.

ENGROSSED HOUSE BILL NO. 495: Providing for the regulation of water well construction.

ENGROSSED HOUSE BILL NO. 543: Changing motor vehicle excise tax collection and distribution provisions.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 553: Providing for comprehensive health planning.

ENGROSSED HOUSE BILL NO. 622: Amending the municipal revenue bond act.

ENGROSSED HOUSE BILL NO. 642: Implementing law relating to mutual savings banks.

HOUSE BILL NO. 684: Requiring that certain insurance contracts include psychological service.

HOUSE BILL NO. 686: Changing the judgment creditors remedies in seeking to enforce a judgment on the judgment debtor.

HOUSE BILL NO. 721: Directing negotiations for sale of certain trust lands to state parks and recreation commission for recreation purposes.

HOUSE BILL NO. 739: Providing for negotiations by community college boards of trustees and their academic employees.

ENGROSSED HOUSE BILL NO. 743: Exempting executive assistants for personnel administration and labor relations from the provisions of the state civil service law.

HOUSE BILL NO. 800: Providing for conversion of cooperative associations into corporations and for mergers between co-ops and corporations.

ENGROSSED HOUSE BILL NO. 813: Requiring prequalification of electrical contractors doing business with electrical utilities.

ENGROSSED HOUSE BILL NO. 841: Requiring that provision be made for handicapped persons in public accommodations.

ENGROSSED HOUSE BILL NO. 876: Pertaining to the licensing of intoxicating liquor for consumption at certain places.

ENGROSSED HOUSE BILL NO. 892: Pertaining to transportation and the welfare of the state and its citizens.

HOUSE BILL NO. 992: Implementing law relating to the prevention of air pollution.

HOUSE BILL NO. 1034: Providing for forest protection.

ENGROSSED HOUSE BILL NO. 1046: Providing changes in the taxing limits and bonding authority of public hospital districts.

ENGROSSED HOUSE BILL NO. 1123: Exempting nonprofit blood banks from property taxes.

Sincerely,  
RICHARD HEMSTAD  
Legal Assistant.

Office of the Governor, May 20, 1971.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 20 Governor Evans approved the following House Bills, entitled:

SUBSTITUTE HOUSE BILL NO. 47: Defining and providing a method for dissolution of inactive port districts.

HOUSE BILL NO. 106: Protecting endangered species of fish and wildlife.

ENGROSSED HOUSE BILL NO. 113: Prescribing powers of game protectors.

ENGROSSED HOUSE BILL NO. 140: Prohibiting cancellation of insurance because of sex and/or marital status.

HOUSE BILL NO. 200: Fiscal agencies, technical change.  
SUBSTITUTE HOUSE BILL NO. 247: Enacting a "Special Fuel Tax Act."  
SUBSTITUTE HOUSE BILL NO. 257: Permitting liens for child support payments.  
ENGROSSED HOUSE BILL NO. 305: Amending the law relating to child abuse.  
ENGROSSED HOUSE BILL NO. 311: Modifying the suspended sentence procedure.  
HOUSE BILL NO. 403: Authorizing the issuance of revenue warrants under the Municipal Airports Act of 1945.  
ENGROSSED HOUSE BILL NO. 414: Placing children in agencies according to interstate compact.  
HOUSE BILL NO. 416: Amending certain public assistance laws.  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 417: Authorizing advisory committees for the department of social and health services.  
ENGROSSED HOUSE BILL NO. 430: Providing for participation under the Economic Opportunity Act of state and local government.  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 433: Implementing laws relating to elections.  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 461: Providing penalties for late payment of excise taxes.  
ENGROSSED HOUSE BILL NO. 540: Regulating pesticides and establishing a control board.  
SUBSTITUTE HOUSE BILL NO. 545: Providing for management surveys by legislative budget committee.  
SUBSTITUTE HOUSE BILL NO. 561: Providing monetary grants on release of prisoners.  
ENGROSSED HOUSE BILL NO. 575: Providing that counties may elect an average base commitment rate for the subsidized probation program.  
ENGROSSED HOUSE BILL NO. 636: Modifying the law on pesticide application.  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 655: Providing measures to prevent and control polluting caused by the discharge of oil.  
HOUSE BILL NO. 676: Licensing of commercial feed lots and identification of cattle therein.  
HOUSE BILL NO. 705: Amending certain regulations of public livestock markets and powers of director of agriculture.  
HOUSE BILL NO. 706: Amending certain regulations of commission merchants.  
SUBSTITUTE HOUSE BILL NO. 762: Providing for preplacement studies of prospective adoptive parents.  
HOUSE BILL NO. 773: Protecting deer and elk during certain periods of the year.  
ENGROSSED HOUSE BILL NO. 803: Providing that state finance committee shall control incurrence of state debt.  
ENGROSSED HOUSE BILL NO. 853: Repealing prohibition on sale of contraceptives.  
ENGROSSED HOUSE BILL NO. 888: Pertaining to application of business and occupation taxes to nuclear fuel assemblies.  
ENGROSSED SUBSTITUTE HOUSE BILL NO. 915: Authorizing special programs to provide social and health services for welfare recipients.  
ENGROSSED HOUSE BILL NO. 1072: Providing for free motor vehicle licenses for certain disabled veterans.  
ENGROSSED HOUSE BILL NO. 1075: Providing that certain collective bargaining agreements contain a provision for retroactive wages.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.



7. Representatives Moon, Adams, Bauer, Brown, Douthwaite, Gallagher, Hurley, Kuehnle, Martinis, McCormick, Savage, Van Dyk and Wojahn: Prohibiting automobile license unless registrant has a valid driver's license or financial responsibility. ....	15	977							
8. Representatives Litchman, Anderson, Bagnariol, Gallagher and Marzano: Providing for a state operated lottery. ....	16								
9. Representatives Litchman, Kilbury and Knowles: Providing for interim county government in class AA counties in case of the invalidation of the "Home Rule" charter. ....	15								
10. Representatives Brouillet, Bauer, Brown and Lunders: Recognizing certain items as evidence of educational competence for public employment...	15	166	231	243- 244, 746	745	773	778	S. 976 Ch. 43	
11. Representatives Haussler, Bozarth, Ceccarelli, Hurley, Martinis and Marzano: Establishing laws relating to the use, sale, control and possession of dangerous drugs. ....	15	92	230	244, 795	782				
12. Representatives Hoggins and Brouillet (by Joint Committee on Education request): Abolishing obsolete authority of certain school districts to establish and maintain certain parental or truant schools. ....	15	111	172	199	712	712	732	976 Ch. 44	
13. Representatives Hoggins, Brouillet and King (by Joint Committee on Education request): Repealing obsolete sections dealing with negotiations by certificated community college employees in school districts. ....	16	111	172	199, 795	782				

## SUBJECT AND HISTORY OF HOUSE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduced, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
14. Representatives Hoggins, Brouillet, Knowles and Luders (by Joint Committee on Education request): Deleting superfluous law relating to school holidays, including programs suitable thereto. ....	16	111	172	200, 796 .....		782 .....			
15. Representatives Hoggins, Brouillet and King (by Joint Committee on Education request): Deleting certain common school provisions from the higher education code and reenacting them in their proper code. ....	16	111	172	200 .....		712	712	732 976 Ch. 45	
16. Representatives Hoggins, Brouillet and Luders (by Joint Committee on Education request): Deleting obsolete authority of superintendent of public instruction. ....	16	111	172	200 .....		712	712	732 976 Ch. 46	
17. Representatives Hoggins and Brouillet (by Joint Committee on Education request): Repealing obsolete law which provides for apportionment of public school funds to certain school districts for pupils from orphan homes. ....	16	112	172	201 .....		712	712	732 976 Ch. 47	

18. Representatives Hoggins, Brouillet, King, Knowles and Luders (by Joint Committee on Education request): Changing "county" and/or "intermediate district" to "intermediate school district" within certain sections of the common school code. ....	16	112	172	201	.....	712	712	732	976	Ch. 48
19. Representatives Litchman, Perry, Bagnariol and Gallagher: Decreasing the delinquent property tax penalty rate. ....	17	.....	.....	.....	.....	.....	.....	.....	.....	.....
20. Representatives Shinpoch, Bagnariol, Bauer, Brown, Douthwaite, Randall and Williams: Extending minimum wage coverage to temporary election day employees. ....	17	.....	.....	.....	.....	.....	.....	.....	.....	.....
21. Representatives Ceccarelli, Bagnariol, Barden, Charnley, Douthwaite, Gallagher, Goldsworthy, Harris, Luders, McCormick, Mentor, Perry, Randall, Rosellini, Williams and Wojahn: Prohibiting the hunting of captive animals. ....	17	.....	.....	.....	.....	.....	.....	.....	.....	.....
22. Representatives Shinpoch, Bagnariol, Charnley and Maxie: Establishing requirements for the packaging of bacon. ....	17	.....	.....	.....	.....	.....	.....	.....	.....	.....
23. Representative Anderson: Providing for continued unemployment benefits when ill and not able to apply for suitable work. ....	17	.....	.....	.....	.....	.....	.....	.....	.....	.....
24. Representatives, May, Hurley, Johnson, Kilbury and Wolf: Regulating hours of employment of railroad employees. ....	18	.....	.....	.....	.....	.....	.....	.....	.....	.....
25. Representatives Moon, Merrill, Adams, Bagnariol, King, Knowles and Martinis: Providing for elimination of tax exemptions. ....	18	.....	.....	.....	.....	.....	.....	.....	.....	.....

## SUBJECT AND HISTORY OF HOUSE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduced, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
26. Representative Conner: Exempting nonprofit or charitable amateur boxing and wrestling matches from state athletic commission controls. ....	19								
27. Representatives Chatalas, Wolf and Kilbury (by State Treasurer request): Increasing the state treasurer's faithful performance bond. ....	19	136	173	203		468	468	508 590	Ch. 14
28. Representatives Chatalas, Wolf and Kilbury (by State Treasurer request): Placing assistant and deputy state treasurers under state's blanket performance bond. ....	19	136	174	203		468	468	508 590	Ch. 15
29. Representatives Chatalas, Wolf, Kilbury and King (by State Treasurer request): Allowing investment of state treasury surplus moneys in certain government sponsored corporations. ....	19	136	174	204		468	468	508 612	Ch. 16
30. Representatives Chatalas and Wolf (by State Treasurer request): Changing from monthly to annually the frequency for distribution of overload fines to counties, cities and towns. ....	19	136	174	204		468	468	508 612	Ch. 17
31. Representatives Marzano, Backstrom, Anderson, Adams, Gallagher, Bagnariol, Ceccarelli, Johnson, Kilbury, Knowles, Litchman, Martinis, McCormick, Savage and Wojahn: Providing for the payment of a bonus to certain veterans of the armed forces. ....	20				1599-1600				

32. Representatives Berentson, Moon, Costanti, Charnley, Douthwaite and Kilbury (by Legislative Council request): Creating a natural reserve area in the central San Juan Islands. ....	20	589	.....	.....	.....	.....	.....	.....	.....
33. Representatives Pardini, Moon and Kilbury: Enabling county treasurer to collect property taxes from persons having a beneficial interest in personal property on which property tax is owed. ...	20	.....	.....	149	.....	.....	.....	.....	.....
34. Representatives Litchman, Bagnariol, Adams, Ceccarelli, Copeland, Luders, Martinis, Merrill, Randall, Shera and Spanton: Dedicating the University of Washington football stadium to general public use. ....	20	.....	.....	.....	.....	.....	.....	.....	.....
35. Representatives Gallagher, Berentson, Backstrom and Martinis: Prohibiting the off-reservation taking of steelhead trout with nets. ....	20	374	562	.....	.....	.....	.....	.....	.....
36. Representatives Mentor, Wanamaker, Randall, Barden, Charnley, Douthwaite, Hoggins, North and Shinpoch: Regulating vehicular traffic on the beaches of the Pacific Ocean and Puget Sound...	20	.....	.....	.....	.....	.....	.....	.....	.....
37. Representatives Mentor, Wanamaker and Randall: Authorizing a study of the Olympic Peninsula as a location for a four year state college. ....	20	.....	.....	.....	.....	.....	.....	.....	.....
38. Representatives Mentor, Wanamaker and Randall: Extending and expanding real property tax exemption to sectarian organizations. ....	21	628	775-776	875, 1705	1655, 1675, 1704	1654	1748	1782	S. 5/10 Ch. 64, '71 Ex
39. Representatives Wojahn, Brown, Bauer, Charnley, Gallagher, King, McCormick, Savage and Van Dyk: Meeting federal requirements by specifically earmarking state funds for participation in the national school lunch program. ....	21	.....	.....	.....	362	.....	.....	.....	.....

**SUBJECT AND HISTORY OF HOUSE BILLS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
40. <b>Representatives Newhouse, Moon, Berentson and Litchman</b> (by Legislative Council request): Removing mandatory directive to sell first class tide and shore lands and giving abutting owner preference to lease as well as buy. ....	21	142	230	245, 796, 1918	.....	782, 1918	2023	2025	S. 5/21 Ch. 217, '71 Ex
41. <b>Representatives Wojahn, Kirk, Sawyer, Kiskaddon, Adams, Charnley, Gallagher, Kilbury, King, Marsh, Martinis, McCormick, Van Dyk and Wolf:</b> Requiring that bacon be packaged so that the quality and degree of leanness may be ascertained. ....	21	136	198	232, 736	.....	735	745	782	976 Ch. 49
42. <b>Representatives Grant, Douthwaite and Wojahn:</b> Providing that school employee accumulated sick leave may be collected as severance pay upon leaving employment within the public schools....	21	.....	.....	.....	.....	.....	.....	.....	.....
43. <b>Representatives Grant and Litchman:</b> Relating to unemployment compensation. ....	21	.....	.....	.....	.....	.....	.....	.....	.....
44. <b>Representative Benitz:</b> Providing for the cancellation of county warrants after one year. ....	21	234	296	319, 796	.....	782, 1627	1654	1704	S. 5/18 Ch. 120, '71 Ex
45. <b>Representative Copeland:</b> Relating to seals of notaries public. ....	21	.....	.....	.....	.....	.....	.....	.....	.....

46. Representatives Marzano, Grant, Adams and Martinis: Requiring proof of financial responsibility for the licensing and registration of motor vehicles. ....	21												
47. Representatives Berentson, Wolf and Newhouse (by Legislative Council request): Defining and providing a method for the dissolution of inactive port districts. ....	21	1050	1202										
47. (Substitute) By Committee on Local Government: Defining and providing a method for dissolution of inactive port districts. ....			1202	1202		1627	1654	1704	S. 5/20				Ch. 162, '71 Ex
48. Representatives Thompson, Newhouse, Berentson and King (by Legislative Council request): Authorizing department of natural resources to condemn access to public lands suitable for recreation. ....	21	188	240, 241	255, 797		782							
49. Representatives Kiskaddon, Wojahn, North, Barden, Charnley, Gallagher and Savage: Providing for public school day care centers. ....	22	473											
50. Representative Jastad: Renaming the Mayfield Lake State Park as the Mary Kiona State Park. ....	22	374	454	454		712	712	732	976				Ch. 50
51. Representatives Smythe, Bottlger and Morrison: Providing for a professional practice commission relating to the certification of teachers. ....	22	899											
52. Representatives Van Dyk, Berentson, Haussler, Bauer and Hansey (by Legislative Council request): Regulating the production and marketing of milk. ....	22	411-415	555	558, 797, 1606	556-557	782, 1606	1625	1663	S. 5/21				Ch. 230, '71 Ex
53. Representatives Cunningham, Berentson and Conner (by Departmental request): Providing changes in the regulation of classified drivers' licenses. ....	22	261	369	384, 798		782, 1672	1672	1747	S. 5/18				Ch. 126, '71 Ex

**SUBJECT AND HISTORY OF HOUSE BILLS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
54. Representatives Beck, Berentson and Wanamaker (by Departmental request): Providing for reciprocal or proportional registration of vehicles. ....	22	339	410	447	.....	712	713	732 976	Ch. 51
55. Representatives Berentson, Conner and Hubbard (by Departmental request): Exempting denial, suspension, or revocation of a driver's license from the administrative procedure act. ....	22	210	294	363	.....	712	713	732 976	Ch. 21
56. Representatives Beck, Wanamaker and Wolf (by Departmental request): Providing certain changes in the tax on motor vehicle fuel. ....	22	261	407-408	448, 798	.....	782, 2248	2250	2252	S. 5/19 Ch. 156, '71 Ex
57. Representatives Wolf, Adams and Kopet (by Departmental request): Providing for changes in licensing periods by the director of motor vehicles. ....	23	188	240	255	61	712	713	732 976	Ch. 52
58. Representative Bottiger: Providing a credit for tax on real property. ....	30	.....	.....	.....	.....	.....	.....	.....	.....
59. Representative Bottiger: Providing for county employees' civil service. ....	30	.....	.....	.....	.....	.....	.....	.....	.....
60. Representatives Bottiger, Hurley and Gallagher: Providing for director districts in certain first class school districts. ....	30	.....	.....	.....	.....	.....	.....	.....	.....

61. Representatives Brown, Ceccarelli and Goldsworthy: Exempting from inheritance tax any annuity payments under the federal military retirement act. ....	30	275	410	448, 798	.....	782	.....	.....	.....
62. Representatives Gallagher, Barden and Jastad: Regulating motor vehicle dealers and salesmen...	31	.....	.....	.....	.....	.....	.....	.....	.....
63. Representatives Gallagher, Barden and Jastad: regulating motor vehicle dealers and motor vehicle salesmen. ....	31	.....	.....	.....	.....	.....	.....	.....	.....
64. Representative Conner: Requiring reimbursement to certain state employees for parking fees. ....	31	.....	.....	.....	.....	.....	.....	.....	.....
65. Representatives Bottiger, Harris and Williams (by Legislative Council request): Allowing a presumption of no motor vehicle liability insurance in arbitration proceedings. ....	31	.....	.....	.....	.....	.....	.....	.....	.....
66. Representatives Bottiger, Harris and Knowles (by Legislative Council request): Classifying the property rights of persons having an interest in trust principal and persons having an interest in trust income. ....	31	250	294	319, 747	.....	746	773	778 992	Ch. 74
67. Representatives Bottiger, Harris and Maxie (by Legislative Council request): Regulating installment sales contracts. ....	31	180-181	231	245- 247, 799	.....	782	.....	.....	.....
68. Representatives Bottiger, Harris and Lysen (by Legislative Council request): Regulating the solicitation of funds for charity. ....	31	.....	.....	.....	.....	.....	.....	.....	.....
69. Representatives Newhouse, Bledsoe and Moon (by Legislative Council request): Providing for the taxation of mobile homes. ....	31	628	756	.....	.....	.....	.....	.....	.....

**SUBJECT AND HISTORY OF HOUSE BILLS—Continued**

2328

NUMBER, AUTHOR AND SUBJECT	<i>Introduction, First reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amendments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in House</i>	<i>Reported from Senate</i>	<i>Signed by Speaker</i>	<i>Signed by President of Senate</i>	<i>Action by Governor</i>
69. (Substitute) By Committee on Revenue and Taxation: Providing for the taxation of mobile homes. ....		1997, 2136-2140	756	875, 2140	757, 1685, 1817, 1997	1678- 1685, 1817, 1997, 2136	2250	2252	S. 5/21 Ch. 231, '71 Ex
70. Representatives Bledsoe, Moon and Newhouse (by Legislative Council request): Relating to taxation of retirement homes. ....	32								
71. Representatives Bledsoe, Kiskaddon and Moon (by Legislative Council request): Extending medical aid coverage to state volunteer workers. ....	32	166	230	247		712	713	732	857 Ch. 20
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199. Representatives Wolf, Sawyer, Morrison, Brouillet, Conway, Copeland, Bauer, Beck, Berentson, Blair, Bottiger, Bradley, Conner, Costanti, Douthwaite, Farr, Gallagher, Gladder, Hansey, Jastad, Knowles, Kraabel, Kuehnle, Luders, Marzano, May, McCormick, McDermott, Mentor, North, Rabel, Ross, Savage, Smith, Van Dyk, Wanamaker, Anderson, Backstrom, Bradley, Charnley, Chatalas, Cunningham, Grant, Maxie and Merrill (by Executive request): Conforming Washington unemployment compensation law to federal law generally. ....	89	155-164	164	164	.....	179	179	189	227 Ch. 3
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210. Representatives Kopet and Chatalas (by Legislative Budget Committee request): Providing that the administrative costs of the law enforcement and firefighters retirement system are borne by the local government employer units. ....	95	375	1143	1143, 1922		1921-1922	2023	2025	S. 5/21 Ch. 216, '71 Ex

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224. Representatives Bluechel, Perry and Cunningham (by Secretary of State request): Amending the copyright act. ....	103	357	457	458, 818	.....	783	.....	.....	.....
225. Representatives Bluechel, McCormick and Conway (by Secretary of State request): Deleting the requirement that notice to a corporation failing to pay the annual license fee shall be by certified mail. ....	104	226	272	299, 818	.....	783, 1996	2250	2252	S. 5/18 Ch. 142, '71 Ex
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279. Representatives Conway, Bagnariol, Hatfield and Randall: Providing for exclusion of repairs to property in the valuation thereof. ....	137	.....	.....	.....	.....	.....	.....	.....	.....
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314. (Substitute) By Committee on Social and Health Services: Creating lien against time loss compensation to recipient of public assistance. ....			777	876					
315. Representatives Bottiger, North, Copeland, Chatalas and Litchman (by Legislative Council request): Increasing bonding requirements of elected county officials. ....	146								
316. Representatives Farr, Ceccarelli, Pardini, Hansey and McCormick: Providing changes in the regulations concerning barbers and beauty culture....	146								
317. Representatives Ceccarelli, Rabel, Shinpoch, Merrill, Bottiger and Backstrom: Extending the priority of mechanics' and materialmen's liens...	147								
318. Representatives Bagnariol, Gladder and Rosellini: Requiring mirrors of a certain size on vehicles operating under ICC license. ....	147								
319. Representatives Curtis, Bozarth, Kuehnle and McCormick: Providing increased sentences for rape and the killing of an unborn child. ....	147								
320. Representatives Amen, Bozarth and Goldsworthy: Delegating elevator inspection to the division of safety. ....	147	286	370	405		712	713	732 992	

321. Representatives Marsh, Julin and Ross: Providing for suspended sentences for driving while intoxicated. ....	147	474, 1260	1469	.....	928	.....	.....	.....	.....	.....
321. (Substitute) By Committee on Transportation: Providing for suspended sentences for driving while intoxicated. ....			1469	1469, 1926	1926	1924-1925	2023	2025	P. V. Ch. 284, '71 Ex	
322. Representatives Marsh, Kirk, Chatalas, Backstrom, Ceccarelli, Conner, Litchman, McCormick and Merrill: Authorizing school districts to lease school buses for the use of retarded children.....	147	465	616	616, 771	.....	771	778	779	992 Ch. 78	
323. Representatives Charette, Martinis and Conner: Providing for the conservation of salmon resources by limiting the number of commercial salmon licenses. ....	147	957	1080-1081	1081	.....	.....	.....	.....	.....	.....
324. Representatives Cunningham, Luders, Bluechel and Bauer (by Departmental request): Providing for the licensing of domestic waste treatment plant operators. ....	151	376	488, 510	527, 831	.....	783	.....	.....	.....	.....
325. Representatives Cunningham, Conner and Berentson: Permitting school districts to provide uniforms, costumes and other garments to students for school and public performances. ....	151	.....	.....	.....	.....	.....	.....	.....	.....	.....
326. Representatives Chatalas, Kopet, Thompson, Backstrom and Jastad (by Legislative Budget Committee request): Restricting establishment of community college satellite campuses. ....	151	.....	.....	.....	.....	.....	.....	.....	.....	.....
327. Representatives Kopet, Chatalas, Thompson and Backstrom (by Legislative Budget Committee request): Transferring powers from the boards of trustees of community colleges to the college board. ....	151	.....	.....	.....	.....	.....	.....	.....	.....	.....



335. Representatives Bottiger, Juelling, Sawyer and Gallagher: Delineating state agency authority over private schools. ....	152	1003	1073-1075, 1130	1078-1080, 1130, 1929	1080	1927-1929	2023	2025	S. 5/21 Ch. 215, '71 Ex
336. Representatives Williams, Kraabel, Marsh and Douthwaite: Regulating release of information by the department of motor vehicles. ....	152	.....	.....	.....	198	.....	.....	.....	.....
337. Representatives Kuehnle, Haussler, Pardini and Hatfield: Requiring notice to owners of adjoining land when real property of an irrigation district is sold. ....	152	391	617	617, 831	.....	783, 1627	1654	1704	S. 5/18 Ch. 125, '71 Ex
338. Representatives Lysen, Rabel, Berentson, McDermott, Van Dyk, Charnley and Douthwaite: Providing for replacement of park lands taken for highways. ....	152	550	.....	.....	.....	.....	.....	.....	.....
339. Representatives Kuehnle, Schumaker, Wanamaker, Kilbury, Hurley, Conway, May and Lunders: Enacting a self defense law. ....	152	.....	.....	.....	.....	.....	.....	.....	.....
340. Representatives Kuehnle, Knowles, Kopet and Pardini: Increasing the membership on boards of fire commissioners to five. ....	152	550, 1017	1205	.....	898	.....	.....	.....	.....
340. (Substitute) By Committee on Local Government: Increasing the membership on boards of fire commissioners to five in certain districts. ....	.....	.....	1205	1205	.....	.....	.....	.....	.....
341. Representatives Ross, Maxie and Chatalas: Providing for certain public assistance reforms. ....	152	.....	.....	.....	.....	.....	.....	.....	.....
342. Representatives Kuehnle, Sawyer, Goldsworthy and Knowles: Exempting the civil air patrol from sales and use taxes. ....	153	.....	.....	.....	.....	.....	.....	.....	.....
343. Representatives Pardini, Lysen and Kraabel: Setting out U.S. history and state history requirement for the common schools. ....	153	466	905, 939-940	940	.....	.....	.....	.....	.....

**SUBJECT AND HISTORY OF HOUSE BILLS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduced, First Reading and Committee Rejection	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
344. Representatives Hoggins, Brouillet, Zimmerman, Chatalas and Litchman (by Joint Committee on Education request): Implementing law relating to urban, racial and disadvantaged education programs and requiring programmed budget requests. ....	153	474	997	998					
345. Representatives Mentor, Maxle and Ross: Implementing law relating to weighting factors in state aid to school districts. ....	153	475							
346. Representatives Copeland, Grant and Cunningham: Implementing leave provisions for school district employees. ....	153	707	1028-1029	1188- 973-974, 1189, 1197, 2166, 2240	975, 1189, 1197, 1930	1929, 2165	2250	2252	S. 5/21 Ch. 203, '71 Ex
347. Representatives Sawyer, Bradley, Berentson, Chatalas, Backstrom and Douthwaite: Enacting an automotive repair responsibility act. ....	153								
348. Representatives Julin, Charette, Hubbard, Bottiger and Backstrom: Providing that the doctor-patient privilege does not apply in personal injury cases. ....	153								
349. Representatives Julin, Bottiger and Shera: Permitting investment of certain state funds in the obligations of the Asian development bank. ....	153	263	330	368, 832		783			

350. Representatives Wolf, Grant, Cunningham, Hoggins, Kilbury and Luders: Authorizing increase in amount of insurance premiums school directors and higher educational institutions may pay for personnel. ....	154	475	647	647, 832	.....	783	.....	.....	.....
351. Representatives Julin, Charette, Hubbard and Backstrom: Granting immunity to medical professionals bringing charges against fellow professionals. ....	154	475	777	876, 1893	.....	1893	1917	1987	S. 5/18 Ch. 144, '71 Ex
352. Representatives Kirk, Lynch, Chatalas and Backstrom: Permitting existing mental health facilities to operate as private establishments. ....	154	.....	.....	.....	.....	.....	.....	.....	.....
353. Representatives Gilleland, Perry and Berentson: Pertaining to refunds for nonhighway use of fuel.	154	466	594	595, 833	.....	783, 1357	1358	1423	1535 Ch. 36, '71 Ex
354. Representatives Litchman, Martinis, Sawyer, Marzano, Gallagher, Adams, Perry, Jastad, Bottiger, Anderson, Backstrom, McCormick and Wojahn: Permitting gambling by certain charitable organizations. ....	154	.....	.....	.....	.....	.....	.....	.....	.....
355. Representatives Kiskaddon, Flanagan, Cunningham, Julin and Curtis (by Departmental request): Increasing cigarette excise tax. ....	154	415	516, 951, 1013, 1122	951, 1122 1013, 1124	.....	.....	.....	.....	.....
356. Representatives Paris, Thompson and Anderson: Making an appropriation for the Puget Island-Westport ferry. ....	154	550	777	877	.....	.....	.....	.....	.....
357. Representatives Gallagher, Beck and Hatfield: Amending certain parts of the White Cane Law. ..	155	520, 1157	777, 873, 1470	873, 1470	777, 878, 884-885	1704	1748	1782	S. 5/17 Ch. 77, '71 Ex
358. Representatives O'Brien, Litchman, Hurley, Merrill, Charnley, Douthwaite, Kilbury and Luders: Providing for the regulation of the discharge of sanitary waste from boats. ....	155	.....	.....	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
359. Representatives Van Dyk, Hansey, Moon, Anderson, Backstrom and Knowles: Exempting firemen from requirement of having operators' license in their possession during emergency alarms. ....	155	340							
360. Representatives Hoggins, Brouillet and Cunningham: Providing for a hearing before the urban arterial board. ....	167								
361. Representatives Beck, Berentson and Conner: Relating to evidence of motor vehicle speeds. ....	167	990	1183-1184	1753-1754	1497- 1499, 1755				
362. Representatives Hubbard, Charette, Julin and Bottiger: Providing that the rule against perpetuities applies to all trusts. ....	168	391	513	527, 833		783, 1627	1654	1704	S. 5/21 Ch. 229, '71 Ex
363. Representatives Shinpoch, Grant, Charnley, Williams, Douthwaite, Lysen, Bradley, Knowles and Litchman: Extending minimum wage laws to agricultural workers. ....	168								
364. Representatives Gladder, Copeland, Kopet and Grant (by Secretary of State request): Implementing law relating to candidates and voters' pamphlets. ....	168	392	646, 646	834, 1894		783, 1894	1917	1987	S. 5/18 Ch. 145, '71 Ex



## SUBJECT AND HISTORY OF HOUSE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
374. Representatives Zimmerman, Randall, Julin and Cunningham: Providing expenditures for student activities for certain schools in their initial year of operation. ....	169								
375. Representatives Shera, Bagnariol and Pardini (by Departmental request): Relating to banks and trust companies. ....	170								
376. Representatives Berentson, Beck, Martinis, Charnley and Kuehnle (by Joint Committee on Highways request): Regulating motor vehicle noise. ....	170	263	329	368, 834		783			
377. Representatives Charette, Bagnariol and Kilbury: Allowing savings and loan associations to offer checking accounts and trust services. ....	170								
378. Representatives Flanagan, Conner, Newhouse and Costanti (by Departmental request): Providing for a personal use salmon license. ....	170	498	669-670	670, 835		783			
379. Representatives Ceccarelli, Farr, Rosellini and Bagnariol: Waiving examinations required of applicants to practice certain healing arts. ....	170	607	1031						

<b>379. (Substitute) By Committee on Social and Health Services: Waiving examinations required of applicants to practice certain healing arts.....</b>	1031	1031, 1657	1657	1672	1747	S. 5/21 Ch. 227, '71 Ex
<b>380. Representatives Ceccarelli, Kopet and Bagnariol: Limiting actions brought against hospitals and persons licensed under Title 18 RCW. ....</b>	170					
<b>381. Representatives Ceccarelli, Gladder and Hatfield: Reducing the annual license fee for nursing home administrators. ....</b>	170					
<b>382. Representatives Kilbury, Smythe, Grant and Rabel (by Secretary of State request): Defining residence for voting purposes. ....</b>	170					
<b>383. Representatives Julin, McDermott and Charette: Providing for probation of persons found sane after commitment for criminal insanity. ....</b>	171					
<b>384. Representatives Beck, Wanamaker, Berentson and Amen (by Departmental request): Providing witness fees for state patrol. ....</b>	171	498	907	909		
<b>385. Representatives Ceccarelli, Gladder, Rosellini, Bagnariol and Chatalas: Creating an examining board of osteopathy and surgery. ....</b>	171					
<b>386. Representatives Merrill, Zimmerman, Wolf, Bledsoe and Charnley: Designating a state rock and state gem. ....</b>	171	392	518	528, 835	783	
<b>387. Representatives Ceccarelli, Gladder, Rosellini and Chatalas: Restricting the licensing of osteopaths. ....</b>	171					
<b>388. Representatives King, Eikenberry, Chatalas, Adams, Bagnariol, Ceccarelli, Gallagher, Grant, Kilbury, Litchman, Marzano, Maxie, Merrill, Randall and Smythe: Providing exemption from special levies for senior citizens. ....</b>	182					



396. Representatives Berentson, Wanamaker and Spanton (by Departmental request): Providing that state may elect to move buildings from condemned land. ....	183	466	1119	1119	.....	.....	.....	.....	.....
397. Representatives Spanton, Beck, Cunningham and Bauer (by Departmental request): Authorizing highway district engineers to award small construction and maintenance contracts. ....	183	340	461	461, 836	.....	783, 1704	1748	1782	S. 5/17 Ch. 78, '71 Ex
398. Representatives Charnley, Cunningham and Douthwaite (by Departmental request): Providing for a study of scenic recreational state highways. ..	183	551	910	910	.....	.....	.....	.....	.....
399. Representatives Cunningham, Conner, Bluechel, Amen and Williams: Limiting release of information by department of motor vehicles. ....	183	541	.....	.....	255, 541	.....	.....	.....	.....
400. Representatives Berentson, Wojahn and Mentor: Providing for the regulation of persons practicing depilitation. ....	184	.....	.....	.....	.....	.....	.....	.....	.....
401. Representatives North, Thompson, Newhouse, Curtis, Gilleland and Smythe: Requiring charge of fees for use of state parks, and stating legislative intent therefor. ....	184	376	514-516	528, 601, 837	528- 530, 601, 615-616	783	.....	.....	.....
402. Representatives Pardini, Luders and Kopet: Providing authority for first class cities to exchange property for park purposes. ....	184	.....	.....	.....	.....	.....	.....	.....	.....
403. Representatives Kopet, May and Pardini: Authorizing the issuance of revenue warrants under the Municipal Airports Act of 1945. ....	184	773	1082	1082	.....	1843	1854	1987	S. 5/20 Ch. 176, '71 Ex
404. Representatives Maxie, Ross, Grant, Charnley and Shinpoch: Establishing eighteen as the legal age of majority for all purposes except voting. ....	184	.....	.....	198	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Introduction, First reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
405. Representatives Conner, Jastad and Farr: Regulating practical nurses. ....	186	466	554	555	.....	732	732	734	992 Ch. 68
406. Representatives Schumaker, Luders, Kuehne, Benitz, Jones and Costanti: Establishing certain criminal and civil immunities involving justifiable homicide and the lawful use of force. ....	186	.....	.....	.....	.....	.....	.....	.....	.....
407. Representatives Martinis, McCormick and Wojahn: Requiring that mileage be recorded on the certificate of ownership when transferring a vehicle. ....	186	.....	.....	.....	.....	.....	.....	.....	.....
408. Representatives Elkenberry, Bottiger, Julin, Barden, Pardini, Chatalas, Ross, Backstrom, Polk, Gilleland and Jones: Revising the deed of trust statute. ....	186	475	618	618, 837	.....	783	.....	.....	.....
409. Representatives Copeland, Litchman, O'Brien, Conway, Conner, Chatalas and King (by Urban Affairs Council request): Creating the office of ombudsman. ....	186	.....	.....	.....	.....	.....	.....	.....	.....
410. Representatives Wolf, Paris, Smith, Schumaker, Bauer, Adams, Ceccarelli, Chatalas, Kilbury, Knowles, Martinis, Marzano, Randall and Smythe: Providing for free hunting and fishing licenses to disabled veterans. ....	186	.....	.....	.....	.....	.....	.....	.....	.....

411. Representatives Kopet, Chatalas and Farr (by Departmental request): Increasing fees payable to state pharmacy board. ....	186	921	1147	1147, 2239	1770, 1915	1769-1770, 1915, 2239	2250	2252	S. 5/21 Ch. 201, '71 Ex
412. Representatives Merrill and Smythe: Requiring metal dealers to keep certain records. ....	186	392	512	530, 838	.....	783	.....	.....	.....
413. Representatives Kirk, Marsh, Paris and Chatalas: Providing for an appropriation to supplement the public assistance medical care budget for nursing home care. ....	190	.....	.....	.....	.....	.....	.....	.....	.....
414. Representatives Paris, McDermott, Zimmerman and Charette (by Joint Committee on Governmental Cooperation request and by Departmental request): Placing children in agencies according to interstate compact. ....	190	578	910	911	.....	1704	1748	1782	S. 5/20 Ch. 168, '71 Ex
415. Representatives Amen, Haussler and Bledsoe (by Joint Committee on Governmental Cooperation request and by Departmental request): Providing for the investigation and control of pesticide poisoning. ....	190	502	618	619, 838, 1401	1228, 1249, 1369- 1370, 1400	783, 1198, 1228, 1249	1423	1467	1592 Ch. 41, '71 Ex
416. Representatives Farr, Ceccarelli and Kirk (by Departmental request and by Joint Committee on Governmental Cooperation request): Amending certain public assistance laws. ....	190	1003	1118	1118	.....	1782	1783	1810	S. 5/20 Ch. 169, '71 Ex
417. Representatives Chatalas, Kirk, Ceccarelli and Lynch (by Departmental request): Authorizing department of social and health services to establish advisory committees. ....	190	1050	1470, 1608, 1620	.....	1470, 1608	.....	.....	.....	.....
417. (Substitute) By Committee on Social and Health Services: Authorizing advisory committees for the department of social and health services. ....	.....	.....	1620-1622	1622, 2028	.....	2028	2251	2253	S. 5/20 Ch. 189, '71 Ex





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432. Representatives Goldsworthy, Lynch, Marsh, Marzano, Anderson, Beck, Wolf, Kirk, Adams, Backstrom, Bagnariol, Barden, Bauer, Bledsoe, Bozarth, Ceccarelli, Copeland, Farr, Haussler, King, Litchman, Martinis, McCormick and Wojahn: Providing for Viet Nam veterans' bonus.	193								
433. Representatives Brown, Grant, King, Charnley, Copeland, Litchman and Maxie (by Secretary of State request): Providing for the eighteen-year-old vote.	193	341	564						
433. (Substitute) By Committee on Elections and Apportionment: Implementing laws relating to elections.			564	565, 840, 1934		784, 1933	2023	2025	S. 5/20 Ch. 178, '71 Ex
434. Representatives Kirk, King and Hoggins (by Departmental request): Authorizing deductions for certain state procured insurance from teachers' retirement allowances.	194	276	353	405		769	773	779	977 Ch. 63
435. Representatives Lynch, Sawyer, Bledsoe, Ross, Hurley, Wojahn, Bottiger, Litchman, King, Perry and Maxie (by Council on Higher Education request): Authorizing program for law school graduates with private institutions of higher education.	194	444				444			

436. Representatives Julin, Moon and Bledsoe (by Secretary of State request): Revising laws relating to minor party conventions. ....	194	933	.....	.....	.....	.....	.....	.....	.....
437. Representatives Bagnariol, Barden and Kilbury (by State Auditor request): Providing for designation of fiscal agencies by counties, cities, towns and port or school districts. ....	194	921	1205	1205	.....	1747	1761	1811	S. 5/17 Ch. 79, '71 Ex
438. Representatives Kopet, Barden, Amen and Kilbury (by State Auditor request): Permitting counties smaller than first class to establish a salary fund and permitting any county to establish a claims fund. ....	194	921	1206	1206, 1895	.....	1895	1917	1987	S. 5/21 Ch. 214, '71 Ex
439. Representatives Gladder, Randall, Backstrom, Kilbury and Wolf (by Departmental request): Requiring safety lenses in eyeglasses. ....	194	.....	.....	.....	.....	.....	.....	.....	.....
440. Representatives Brown, Randall, Bledsoe, Kraabel and Rabel (by Secretary of State request): Regulating certain activities of political parties. ....	194	541	641, 1147	.....	641, 713	.....	.....	.....	.....
440. (Substitute) By Committee on Elections and Apportionment: Regulating certain activities of political parties. ....	.....	1075-1077	1147-1151	.....	1188	.....	.....	.....	.....
441. Representatives Lynch, Perry, O'Brien, Ross, Hurley, Marsh, King, Juelling, Litchman, Bledsoe, Bottiger, Wojahn, Brouillet, Chatalas and Maxie (by Council on Higher Education request): Enabling council on higher education to create state plan for contracting with certain private institutions of higher education. ....	194	444	560	561, 840	.....	784	.....	.....	.....

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442. Representatives Lynch, King, Kiskaddon, Ross, Bottiger, Litchman, Hurley, Bledsoe, Perry, Wojahn and Maxie (by Council on Higher Education request): Authorizing program for nursing school graduates with private institutions of higher education. ....	195	444	.....	.....	444	.....	.....	.....	.....
443. Representatives Maxie, Ross, Grant, Bledsoe and Chatalas: Establishing the plurality winner as the party nominee. ....	195	.....	.....	.....	.....	.....	.....	.....	.....
444. Representatives North, Wojahn, Kirk, Perry, Backstrom, Barden, Blair, Charnley, Chatalas, Litchman, Maxie and Shinpoch (by Attorney General request): Enacting a "Unit Pricing Act." ....	195	.....	.....	.....	.....	.....	.....	.....	.....
445. Representatives Brouillet, Wolf, Zimmerman, Wojahn, McCormick, Shera, Knowles, Luders, Pardini, Litchman, Randall and Smythe (by Joint Committee on Education request): Providing state-wide system of public and instructional television. ....	195	475	648	648, 841	.....	.....	784	.....	.....
446. Representative Brouillet (by Joint Committee on Education request): Relating to education. ....	195	1310	1471	.....	1471	.....	.....	.....	.....
446. (Substitute) By Committee on Education and Libraries: Relating to education. ....	.....	.....	.....	.....	.....	.....	.....	.....	.....

447. Representative Hoggins (by Joint Committee on Education request): Relating to education. ....	195	957-958	.....	.....	.....	.....	.....	.....	.....
448. Representatives Brown, Brouillet, Smythe, Backstrom, Charnley, Johnson, Randall, Savage and Kraabel (by Joint Committee on Education request): Providing special levy relief for school districts. ....	195	.....	.....	.....	.....	.....	.....	.....	.....
449. Representative Zimmerman (by Joint Committee on Education request): Relating to education. ....	195	.....	.....	.....	.....	.....	.....	.....	.....
450. Representatives Moon, Merrill and Randall: Extending sales tax to advertising. ....	195	.....	.....	.....	.....	.....	.....	.....	.....
451. Representatives Pardini, Bottiger, Kopet, Curtis, Litchman and Lynch (by Departmental request): Authorizing the department of social and health services to provide child support services. ....	195	958	1071	1071	.....	1996	2250	2252	S. 5/21 Ch. 213, '71 Ex
452. Representatives Bagnariol, McCormick and Barden: Providing for the regulation of community antenna television systems. ....	214	.....	.....	.....	.....	.....	.....	.....	.....
453. Representative Grant (by Public Employees Collective Bargaining Committee request): Providing various changes in the law relating to public employees' collective bargaining. ....	214	.....	.....	.....	.....	.....	.....	.....	.....
454. Representatives Cunningham and Hoggins (by Superintendent of Public Instruction request): Implementing law relating to vocational education. ....	214	.....	.....	.....	.....	.....	.....	.....	.....
455. Representatives Charette, Bluechel, Douthwaite, Rabel, Charnley, Kraabel, Williams, McDermott and Litchman (by Urban Affairs Council request): Providing for a population study council. ....	215	520	.....	.....	.....	.....	.....	.....	.....

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456. Representatives Kuehnle, Beck and Newhouse (by Departmental request): Extending use tax exemption for certain motor vehicles and trailers.	215	503-507							
457. Representatives Cunningham, Bottiger and Morrison (by Attorney General request): Providing for registration and regulation of lobbyists.	215	991	1104, 1144		1104				
457. (Substitute) By Committee on State Government: Providing for the registration and regulation of lobbyists.		2072	1144, 1151	1152	1145, 1899, 1895-1899, 1991, 2073	1895-1899, 1990, 2072			
458. Representatives Barden, Ceccarelli, Brown, Bag-nariol and Randall (by Departmental request): Funding tuberculosis facilities.	215								
459. Representatives Cunningham, Hoggins and Litch-man (by Superintendent of Public Instruction request): Providing a vocational education act of 1971.	215								
460. Representatives Flanagan, Beck and Randall (by Department of Revenue request): Increasing li-quer excise tax.	215	416	517, 951, 1013		951, 1013				

461. Representatives Ceccarelli, Kuehnle and Flanagan (by Departmental request): Changing deposit procedures, due date and penalty provision as to excise taxes. ....	216	1085	1294	.....	.....	.....	.....	.....	.....
461. (Substitute) By Committee on Revenue and Taxation: Providing penalties for late payment of excise taxes. ....	.....	.....	1294	1295, 1900	.....	1899	1917	1987	S. 5/20 Ch. 179, '71 Ex
462. Representative Bluechel (by Secretary of State request): Amending the code of ethics for public officials. ....	216	520	1207	1207	.....	.....	.....	.....	.....
463. Representatives Brown, Kilbury and Kiskaddon (by Executive request and by Secretary of State request): Providing for annual general elections and prorating costs thereof between state and governmental subdivisions. ....	216	1017, 1838-1839	1143, 1847-1849	1849	1143, 1228-1229	.....	.....	.....	.....
464. Representatives Hoggins, Brouillet, King, Jones, Cunningham, Knowles and Randall (by Joint Committee on Education request): Implementing law relating to acquisition of state lands by school districts or institutions of higher education. ....	216	476	661	661, 841, 2240	.....	784, 2239	2251	2253	S. 5/21 Ch. 200, '71 Ex
465. Representatives Brouillet, Kirk, Knowles, Luders and Lynch: Authorizing certain payroll deductions for school district employees. ....	216	.....	.....	.....	.....	.....	.....	.....	.....
466. Representatives Kuehnle, Randall, Kopet and Backstrom: Permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property. ....	216	607	911-912	1187-1188	.....	.....	.....	.....	.....
467. Representatives Conway, Rabel, Bledsoe and Grant (by Secretary of State request): Permitting enumerated political activities by certain state employees under state civil service law. ....	216	.....	.....	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Introduction First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
468. Representatives Wolf, Charette, Pardini, Bottiger, Backstrom, Conner and Litchman (by Law Enforcement Officers Training Commission request): Providing for the establishment of a law enforcement officers' training facility. ....									
469. Representatives Bottiger, Sawyer, Gallagher, Wojahn and Marzano: Providing for director districts in certain first class school districts. ....									
470. Representative Grant: Enacting the "Washington State Labor Relations Act." .....									
471. Representatives Wojahn, Smythe, Sawyer, Bottiger, Martinis, Perry, Johnson, McCormick, Adams and Bauer: Repealing the employment agency act. ....									
472. Representatives Maxie, Ross, Rabel and Char-ette: Enacting the mutual housing and environ-mental act of 1971. ....									
473. Representatives Lynch, Bluechel, Backstrom and Beck (by State Board for Community College Education request): Bringing community college personnel within state employees' insurance and health plan. ....									



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482. Representatives Williams, Charnley and Rabel (by Urban Affairs Council request): Requiring comprehensive plan to contain a conservation element. ....	218								
483. Representatives Charnley and Williams (by Urban Affairs Council request): Establishing state policy in regard to urban and rural areas. ....	218	958							
484. Representatives Zimmerman, Thompson, Berentson, Backstrom and Mentor (by Departmental request): Providing for the removal of abandoned structures from tidelands and shorelands. ....	219								
485. Representatives Goldsworthy and Kopet (by Departmental request): Implementing law relating to distribution of state funds to school districts. ...	219								
486. Representatives Kopet, Marsh and Goldsworthy (by Departmental request): Pertaining to motor vehicle excise tax distributions. ....	219	933	1072, 1121	1122	1072	1782	1783	1810	S. 5/17 Ch. 80, '71 Ex
487. Representatives Goldsworthy and Kopet (by Departmental request): Repealing the requirement that one-half of each county prosecutor's salary be paid by the state. ....	219	1715	1778, 1804, 1806-1807	1807	1778, 1804				

488. Representatives North and Merrill (by Municipal Committee request): Establishing procedures for amending charters of first class cities. ....	219																			
489. Representatives Hoggins, Shera, Cunningham and Brouillet (by Superintendent of Public Instruction request): Implementing law relating to vocational-technical education. ....	219																			
490. Representatives Hoggins, Cunningham, Shera and Brouillet (by Superintendent of Public Instruction request): Defining certain terms relating to vocational education. ....	219	477	619, 913, 949	951	913															
491. Representatives Hoggins, Cunningham, Shera, Brouillet, Marsh, Mentor, Sawyer, Backstrom and Bauer (by Superintendent of Public Instruction request): Mandating state board of education to implement, by rule or regulation, vocational education programs in school districts. ....	219	477	639	640, 842, 1901		784, 1900-1901	1917	1987	P. V. 5/21 Ch. 285, '71 Ex											
492. Representatives Bluechel, Charette and Brown (by Departmental request): Providing for abolishment of the administrative board. ....	219	520	913	913																
493. Representatives Bledsoe, Brouillet, Wolf, O'Brien, Charette, Newhouse, Flanagan, Amen, Benitz, Bozarth, Mentor, Pardini and Schumaker: Pertaining to assessment of leasehold estates. ....	220	520	651- 655, 665, 740, 760	760, 842, 1578	655, 740	784, 1578	1584	1590	1593 Ch. 43, '71 Ex											
494. Representatives Bluechel, Charnley and Brown: Providing that interest allocated on delinquent taxes be credited pro rata to the fund which receives the tax payments. ....	220																			
495. Representatives Gallagher, Copeland and King (by Departmental request): Providing for the regulation of water well construction. ....	220	608	914	914, 1902		1902	1917	1987	S. 5/21 Ch. 212, '71 Ex											

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496. Representatives Mentor, Polk and Cunningham (by Superintendent of Public Instruction request): Implementing law relating to education..	220	958							
497. Representatives Hoggins, Marsh, Cunningham, Polk, Sawyer and Bauer (by Superintendent of Public Instruction request): Providing for re-scheduled or extended school years. ....	220	477	669	669, 843		784			
498. Representatives Kuehnle, Hatfield and Wanamaker: Providing for provisional certification of teachers under certain circumstances. ....	220								
499. Representatives Julin, Charette and Harris: Providing for suspension or deferral of sentence in certain criminal cases. ....	220	477	779-781						
500. Representatives Thompson, Paris, Jastad and Smith: Authorizing a study of a proposed highway in Wahkiakum county. ....	220								
501. Representatives Kuehnle, Chatalas, Merrill, Jueling, Jones, Ceccarelli and Litchman: Amending regulation of real estate brokers and salesmen. ...	221	392	553, 593	593, 843	554, 2102	2101, 2249	784,		
502. Representatives Maxie, Wojahn, Chatalas and Ross: Providing identicards to persons receiving benefits under Title 74 RCW. ....	221								





518. Representatives Smythe and Gilleland: Providing for equalization by county equalization boards by appeal only. ....	228	392	1248	1249	.....	.....	.....	.....	.....
519. Representatives Smythe, Thompson and Zimmerman: Providing for the regulation of boating. ....	228	.....	.....	.....	.....	.....	.....	.....	.....
520. Representative Smythe: Relating to local government. ....	228	.....	.....	.....	.....	.....	.....	.....	.....
521. Representatives Eikenberry and Bottiger: Abolishing intermediate school districts. ....	228	.....	.....	.....	.....	.....	.....	.....	.....
522. Representatives Grant, Marzano and Kilbury: Enacting the "Washington State Public Employment Labor Relations Act." ....	228	.....	.....	.....	.....	.....	.....	.....	.....
523. Representatives Marsh, Kopet, Haussler and Bauer: Authorizing safety awards for county employees. ....	228	392	513	580, 748	.....	748	778	779 992	Ch. 79
524. Representatives Hoggins, Chatalas and Zimmerman: Requiring cities and towns to pay for widening and constructing arterial streets. ....	229	.....	.....	.....	.....	.....	.....	.....	.....
525. Representatives Hoggins, May and Kopet: Lapsing zoning variances. ....	229	1158	1508	1585	.....	.....	.....	.....	.....
526. Representatives Grant, McDermott, Charette, Chatalas, Douthwaite, Lysen and Ross: Extending the application of chapter 42.32 RCW (public meetings) to include the legislature. ....	229	.....	.....	.....	279, 280	.....	.....	.....	.....
527. Representatives Backstrom, Martinis, King, Moon, Kirk and Ceccarelli: Reducing the work week of fire fighters. ....	229	.....	.....	.....	.....	.....	.....	.....	.....
528. Representatives McCormick, Shinpoch and Sawyer: Providing for the regulation of motorboats. ...	229	.....	.....	.....	.....	.....	.....	.....	.....

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529. Representatives Grant, Bradley, Randall, Williams, Shinpoch, Anderson, Bagnariol and Kilbury: Increasing workmen's compensation payment. ....	229								
530. Representatives Bottiger, Kirk, Maxie and Ceccarelli: Admitting certain minors to hospitals for the mentally ill and providing for payment of hospital charges. ....	229								
531. Representatives Bottiger and Gallagher: Providing for the classification and accreditation of certain schools. ....	229								
532. Representatives Hansey, Conner and Zimmerman: Controlling introduction of new species of fish into the state. ....	229	959	1207	1207					
533. Representative Conner: Prohibiting commercial fishing in Port Discovery Bay. ....	236								
534. Representatives Wanamaker, Hubbard, Ceccarelli, Mentor, Gilleland, Randall, Kirk, Douthwaite, Knowles, Litchman and Smythe: Providing tax exemption for the elderly and disabled. ....	236								



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542. Representatives Newhouse, Hatfield, Barden, Curtis, Haussler, Jueling and Smith: Providing for probationary period for teachers in the common schools. ....	238								
543. Representatives Wolf, Smythe, Pardini, Lynch, Mentor, Jueling, Conway and Backstrom: Changing motor vehicle excise tax collection and distribution provisions. ....	251	416	517	531, 844	.....	784, 2249	2251	2253	S. 5/21 Ch. 199, '71 Ex
544. Representatives Charnley, Kiskaddon and Williams: Relating to unconventional automobile propulsion systems. ....	251	899	1208	1208	.....				
545. Representatives Backstrom, Marsh, Kopet, Curtis and Pardini: Providing for management surveys by legislative budget committee. ....	252	444	619, 781						
545. (Substitute) By Committee on State Government: Providing for management surveys by legislative budget committee. ....			781	878, 1772	1771	1771	1783	1810	S. 5/20 Ch. 170, '71 Ex

546. Representatives Curtis, Litchman, Adams, Martinis, Bagnariol and Wolf: Regulating persons holding agents' licenses issued by the Washington state liquor control board and who represent holders of certificates of approval. ....	252	392	.....	.....	.....	.....	.....
547. Representatives Grant, Van Dyk and Lysen: Requiring the making of a record of all oral proceedings in justice courts under the Justice Court Act of 1961. ....	252	.....	.....	.....	.....	.....	.....
548. Representatives Beck and Anderson: Establishing a personal use salmon license and providing for a salmon hatchery on the Humptulips river. ....	252	.....	.....	.....	.....	.....	.....
549. Representatives North, Perry and Rabel: Providing four-year terms for school disectors in certain first class districts in class AA counties. ....	252	.....	.....	.....	.....	.....	.....
550. Representatives Newhouse, Haussler, Morrison, Amen, Benitz, Berentson, Bledsoe, Bozarth, Costantl, Curtis, Moon and Van Dyk: Enacting the Washington State Agricultural Labor Relations Act. ....	252	1106	1170, 1677, 1693-1700	1700	1170, 1677	.....	.....
551. Representatives Lynch, Maxie, Pardini, Jones, Ceccarelli, North, Kirk, Blair, Kraabel, Litchman, Paris and Ross (by Executive request): Relating to rights of married women. ....	252	1023	1508	1585	.....	.....	.....
552. Representatives Ross, Maxie, Blair, Smythe, Charnley, Ceccarelli and Douthwaite (by Executive request): Authorizing social and health services to establish housing regulations. ....	252	.....	.....	.....	.....	.....	.....
553. Representatives Farr, Marsh and Lynch (by Executive request): Providing for comprehensive health planning. ....	253	743	952	.....	.....	.....	.....



557. Representatives Bledsoe, Ceccarelli, Kraabel, Amen, Paris, Blair and Mentor (by Executive request): Enacting the "Campaign Expenditure Reporting Act of 1971."	253								
558. Representatives Hubbard, Haussler and Bozarth: Extending the definition of "public warehouse" to include open air enclosures adjacent to a warehouse building.	253	314	406	453	732	732	734	977	Ch. 65
559. Representatives Copeland, Charnley and Costanti: Putting all state institutions of higher education on quarter basis.	253	608	870	870					
560. Representatives Anderson and Charette: Establishing state route number 115.	253								
561. Representatives Kiskaddon, King, Smythe, Cunningham, Wanamaker, Kopet, Ross, McDermott, Zimmerman, Backstrom, Maxie and Mentor (by Executive request): Prescribing monetary grants on release of prisoners.	254	921	1041						
561. (Substitute) By Committee on Social and Health Services: Providing monetary grants on release of prisoners.			1041	1041	1747	1761	1811	S. 5/20	Ch. 171, '71 Ex
562. Representatives Perry, Barden and Sawyer: Increasing fees for safe wiring labels.	263	521	619						
562. (Substitute) By Committee on Labor and Employment Security: Providing for fees for electrical inspections.			619	619, 844, 1658	784, 1658	1672	1747	S. 5/19	Ch. 129, '71 Ex
563. Representatives Gallagher, Sawyer, Brouillet, Bot-tiger and Marzano: Directing construction of a Naches Pass tunnel.	264								





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579. Representatives Conner and Ceccarelli: Removing the bounty on seals and sea lions. ....		266							
580. Representatives Zimmerman, Wolf, Bottiger, Smythe, Marzano, Bledsoe, Conway, Gallagher, Smith, Jastad, Marsh, Bauer, Sawyer, Brouillet, Paris, Adams, Backstrom, Barden, Beck, Benitz, Berentson, Bradley, Cunningham, Curtis, Gladder, Hansey, Hatfield, Hoggins, Hurley, Juelsing, Kilbury, Knowles, Kuehnle, Martinis, Haussler, May, McCormick, Mentor, Newhouse, Pardini, Polk, Randall, Spanton, Wanamaker, Wojahn and Shera: Regulating and setting state-wide standards for outdoor music festivals. ....		266							
581. Representatives Pardini, Thompson, Juelsing and Smythe: Providing for revisions in insurance law.		266	933	1153	1153				
582. Representatives Lynch, Merrill and Smythe: Permitting increased payments to vendors of services for those on public assistance. ....		266							
583. Representatives Lynch, Merrill and Kirk: Defining powers of committee on vendor's rates. ....		266							
584. Representatives Julin, Marsh, Brown, Kiskaddon, Zimmerman and Smythe (by Executive request): Providing for the management of shoreline areas.		266	1131	1167, 1229		1167			

584. (Substitute) By Committee on Natural Resources and Ecology: Providing for the management of shoreline areas. ....	1229-1232, 1234-1240	1241, 1775	1772-1774	1783	1810	P.V. 5/21 Ch. 286, '71 Ex
585. Representatives Conway and Perry: Permitting charter boats to be licensed as commercial fishing vessels. ....	267					
586. Representatives Bluechel, Bottiger, Haussler, Flanagan, North, Cunningham, Kopet, Eikenberry, Hoggins and Shera: Providing for purchases by counties of open space land and development rights termed "conservation futures." .....	267	467	674	675, 846	784	
587. Representatives Bluechel, Ross, Maxie, Mentor and Smythe (by Executive request): Providing for financing and development of housing for low income families. ....	267					
588. Representative Ross: Providing for state control of marijuana. ....	267					
589. Representative Berentson: Relating to highways...	276					
590. Representatives Bluechel, Douthwaite, Hoggins, Charnley, Van Dyk, North, Cunningham, Farr and Kraabel (by Executive request): Controlling highway advertising. ....	276					
591. Representatives Barden, Sawyer, Gladder, McCormick, Kopet, Hatfield, Cunningham, Pardini and Shera (by Executive request): Creating a department of finance and business regulation. ...	277	1131-1135				
592. Representatives Ceccarelli, Gilleland and Charnley (by Executive request): Creating uniform state-wide requirements for equipment, registration and operation of boats. ....	277	959	1708			

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592. (Substitute) By Committee on Natural Resources and Ecology: Creating uniform state-wide requirements for equipment, registration, and operation of boats. ....			1708-1710	1710					
593. Representatives Ross, Maxie and Shinpoch (by Executive request): Enacting a residential landlord tenant act. ....	277								
594. Representatives North, Chatalas, Blair and Lynch (by Executive request): Prohibiting discrimination based on sex, race, creed, color or national origin. ....	277	772, 959	1015		898				
594. (Substitute) By Committee on State Government: Prohibiting discrimination based on sex, race, creed, color or national origin. ....									
594. (Second Substitute) By Committee on State Government: Prohibiting discrimination based on sex, race, creed, color or national origin. ....			1015	1016		1782	1783	1810	S. 5/17 Ch. 81, '71 Ex

595. Representatives Lysen, Marsh, Bluechel, Luders and Charnley (by Executive request): Requiring annual reports and monitoring fees from persons discharging waste into water or air and increasing civil penalties for pollution violations. ....	277	959	1043	.....	.....	.....	.....	.....	.....
595. (Substitute) By Committee on Natural Resources and Ecology: Enacting the Pollution Disclosure Act of 1971. ....	.....	.....	1043, 1046	1046	1044	2041	2251	2253	S. 5/19 Ch. 160, '71 Ex
598. Representatives Polk, Bluechel and Kuehnle: Providing for changes in priority of claims on contractors' bonds. ....	278	899	955	.....	.....	.....	.....	.....	.....
596. (Substitute) By Committee on Business and Professions: Providing for changes in priority of claims on contractors' bonds. ....	.....	.....	955, 1013- 1014, 1027, 1068-1070	1070	955, 1014, 1027	.....	.....	.....	.....
597. Representatives Rosellini, Hatfield and Grant: Adding an eighth member to the mobile home and recreation vehicle advisory board. ....	278	521	648	649, 846	.....	784, 1747	1761	1811	S. 5/17 Ch. 82, '71 Ex
598. Representatives Gilleland, Beck and Cunningham: Providing for acquisition of air space corridors by public agencies. ....	278	.....	.....	.....	.....	.....	.....	.....	.....
599. Representatives Eikenberry, Kirk and Jones: Clarifying ballot titles of initiative and referendum measures. ....	278	781	1143	1143	.....	.....	.....	.....	.....
600. Representatives Bledsoe, Benitz, Kilbury and Johnson: Extending the business and occupation tax to certain persons performing certain work and services for the United States. ....	278	.....	.....	.....	.....	.....	.....	.....	.....
601. Representatives Berentson, Wanamaker and Bozarth: Awarding condemnee reasonable attorney fees in certain instances. ....	278	.....	.....	.....	.....	.....	.....	.....	.....



609. Representative Berentson: Relating to highways. . . . .	279								
610. Representatives Berentson, Beck and Cunningham: Providing for intergovernmental disposition of property. . . . .	279	959							
611. Representative Berentson: Relating to highways. . . . .	279								
612. Representative Curtis: Relating to intoxicating liquor. . . . .	287								
613. Representative Curtis: Relating to intoxicating liquor. . . . .	287								
614. Representative Curtis: Relating to the occupations and professions. . . . .	287								
615. Representative Curtis: Relating to the occupations and professions. . . . .	287								
616. Representative Curtis: Relating to consumer protection. . . . .	287								
617. Representative Curtis: Relating to consumer protection. . . . .	287								
618. Representatives Bagnariol, Kirk, Perry and Caccarelli: Allowing police department employees of first class cities to transfer membership from the city employees' retirement system to the police retirement system. . . . .	287								
619. Representatives King, Lysen, Maxie, Ross, Charnley and Douthwaite: Enacting "The More Effective Elementary Schools Act of Washington State"....	288								
620. Representatives Flanagan, Bledsoe and Julin: Reducing the number of justices of the peace in Grant county to one. . . . .	288	393	563	847, 1904	563, 847, 1904	784, 1903-1904	1917	1987	S. 5/18 Ch. 147, '71 Ex

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621. Representatives Flanagan, Bledsoe, Haussler, Bozarth and Bauer: Providing that interest earned from funds of the department of agriculture shall be credited to the department of agriculture. ....	288	376	462	462, 847	.....	784	.....	.....	.....
622. Representatives Smythe, O'Brien and Bledsoe: Amending the municipal revenue bond act. ....	288	1085	1169	1419	.....	1747	1761	1811	S. 5/21 Ch. 223, '71 Ex
623. Representative Julin: Relating to the control and prevention of crimes. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
624. Representative Julin: Relating to probate. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
625. Representative Julin: Relating to the control and prevention of crimes. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
626. Representative Cunningham: Providing for the deposit of certain public funds into the traffic safety education fund. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
627. Representative Julin: Relating to the control and prevention of crimes. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
628. Representative Julin: Relating to the courts of this state. ....	288	.....	.....	.....	.....	.....	.....	.....	.....
629. Representative Julin: Relating to courts of this state. ....	288	.....	.....	.....	.....	.....	.....	.....	.....

630. Representative Julin: Relating to civil procedure.	289								
631. Representative Julin: Relating to probate.	289								
632. Representative Julin: Relating to civil procedure.	289								
633. Representative Julin: Relating to the courts of this state.	289								
634. Representatives Paris, Conner, Benitz and Adams: Relating to the coordinating council for occupational education.	289	608	915	915					
635. Representatives Beck and Kilbury: Providing minimum salaries for state patrol officers.	289								
636. Representatives Haussler, Kilbury and Amen: Modifying the law on pesticide application.	289	507	620	621, 848	784, 2249	2251	2253	S. 5/20 Ch. 191, '71 Ex	
637. Representatives Kuehnle, Kopet, Pardini and Knowles: Empowering townships to make excess property tax levies.	304	922							
638. Representatives Chatalas, Grant, Ross and Maxie: Abolishing the death penalty.	304								
639. Representatives Ross, McCormick and Williams: Providing for the regulation of manicurists.	304								
640. Representatives Conner and Flanagan: Providing for the regulation of commercial salmon fishing.	304								
641. Representatives Adams, Jastad, Farr and Rosellini: Repealing the laws on midwifery.	304								
642. Representatives Pardini, Bagnariol and Shera: Implementing law relating to mutual savings banks.	305	707	1008	1009	1704	1748	1782	S. 5/21 Ch. 222, '71 Ex	



649. Representatives Hoggins and Mentor: Relating to education. ....	305	.....	.....	.....	.....
650. Representatives Wolf, King, Martinis, Marzano and Gallagher: Authorizing credit for military service within teachers' and state employees' retirement systems. ....	306	.....	.....	.....	.....
651. Representatives Thompson, Flanagan and Bledsoe: Requiring fees for use of state owned recreation facilities. ....	306	.....	.....	.....	.....
652. Representatives Savage, Kiskaddon, Douthwaite, Charnley, Maxie, McDermott, Ross, Bauer, Litchman and Smythe: Exempting community college students from payment of tuition and incidental fees if pursuing a high school diploma or certificate. ....	306	.....	.....	.....	.....
653. Representatives Kirk, Thompson, Zimmerman, Paris and Randall: Establishing a board of park and recreational personnel examiners. ....	306	.....	.....	.....	.....
654. Representatives Wolf, Charette and Brown (by Executive request): Providing additional powers, duties and functions to the department of revenue. ....	306	629	871	.....	.....
654. (Substitute) By Committee on Revenue and Taxation: Providing additional powers, duties, and functions to the department of revenue. ....	.....	.....	871	889	.....
655. Representatives Farr, Kraabel, Hansey, Gilleland, Barden, Hoggins, North, Kirk, Bluechel, Litchman and Van Dyk (by Executive request): Providing measures to prevent and control polluting caused by the discharge of oil. ....	307	1484	1597	.....	.....

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655. (Substitute) By Committee on Natural Resources and Ecology: Providing measures to prevent and control polluting caused by the discharge of oil. . . . .			1597-1599	1599		1843	1854	1987	S. 5/20 Ch. 180, '71 Ex
656. Representatives Brown, Brouillet and Smythe: Providing special levy relief for school districts at the option of the several school districts of the state. . . . .	307								
657. Representatives Amen, Julin and Pardini: Providing a presumption that enactment of a statute was not intended to affect any litigation pending on or before the effective date of such statute. . . .	314	393	564	564, 848		784			
658. Representative Hubbard: Reducing the membership of the supreme court to five judges. . . . .	314								
659. Representatives Mentor, Barden, Cunningham, Costanti, O'Brien, Conner, Berentson, Randall and Adams (by Executive request): Authorizing an evaluation of cross sound transportation and the preparation of a development plan therefor. . . . .	314	978	1116-1117	1118		1996	2250	2252	S. 5/18 Ch. 149, '71 Ex
660. Representatives Sawyer, Bagnariol and Pardini: Exempting credit cards from small loan regulations. . . . .	314	393	513	532, 849, 1368		784, 1368	1400	1426	1535 Ch. 37, '71 Ex

661. Representative Charnley: Regulating motorboat noise. ....	314	.....	.....	.....	.....	.....	.....	.....	.....
662. Representative Berentson: Providing legislation to promote the public welfare in regard to the public highways of this state. ....	314	.....	.....	.....	.....	.....	.....	.....	.....
663. Representative Berentson: Providing legislation to promote the public welfare in regard to the public highways of this state. ....	315	.....	.....	.....	.....	.....	.....	.....	.....
664. Representatives Bottiger, Hansey, Copeland and Randall: Creating a state aircraft pool.....	315	.....	.....	.....	.....	.....	.....	.....	.....
665. Representatives Bottiger, Lynch and Grant: Creating a state public service personnel board. ....	315	.....	.....	.....	.....	.....	.....	.....	.....
666. Representatives Johnson, Jueling, Marzano, Grant and Backstrom: Modifying occupancy requirement for retired persons' tax exemption. ....	315	.....	.....	.....	.....	.....	.....	.....	.....
667. Representatives Johnson, North, Van Dyk, Backstrom, Bauer and Luders: Allowing teachers to retire with twenty-five years service time and including accumulated sick leave as service time. ....	315	.....	.....	.....	.....	.....	.....	.....	.....
668. Representatives Johnson, Benitz and Kilbury: Providing for quarterhorse representation in racing commission. ....	315	964	1107	1108	.....	.....	.....	.....	.....
669. Representatives Beck and Haussler: Clarifying property tax exemption for nursery stock. ....	315	879	1000	.....	1000	.....	.....	.....	.....
670. Representatives Grant and Zimmerman: Authorizing the exercise of powers of initiative and referendum by the electors of noncharter code cities. ....	315	.....	.....	.....	.....	.....	.....	.....	.....
671. Representative Newhouse: Providing for management of the seacoast resources of this state. ....	315	.....	.....	.....	.....	.....	.....	.....	.....

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672. Representatives Wanamaker and Beck: Providing for eye protection while riding motorcycles or motor-driven cycles. ....	315	1086	1185-1186	1750	.....	1996	2250	2252	S. 5/18 Ch. 150, '71 Ex
673. Representatives Johnson, Hatfield and Hubbard: Providing for the construction of shoulders along state route number 240. ....	316	.....	.....	.....	.....	.....	.....	.....	.....
674. Representatives Maxie, Douthwaite and Kilbury: Implementing law relating to school holidays. ....	316	.....	.....	.....	.....	.....	.....	.....	.....
675. Representatives Bauer, Costanti and Kilbury: Providing for producer handlers on commodity boards. ....	316	376	462, 488	526	462	769	773	779	977 Ch. 25
676. Representatives Benitz, Kilbury and Van Dyk: Licensing of commercial feed lots and identification of cattle therein. ....	316	587	916	916	.....	1996	2250	2252	S. 5/20 Ch. 181, '71 Ex
677. Representatives Maxie, Kiskaddon, Charnley, Chatalas, O'Brien and Rosellini: Authorizing the department of social and health services to establish demonstration child care centers. ....	316	.....	.....	.....	.....	.....	.....	.....	.....





692. Representatives Hoggins, Thompson, Cunningham, Pardini, Chatalas and Kirk: Regulating youth camps. ....	333											
693. Representatives Hoggins, Kiskaddon, McCormick and Martinis: Providing restrictions on the leasing of school lands. ....	333											
694. Representatives Paris, Marsh, Kirk and Thompson: Providing that the aid of specialists may be ordered by family courts. ....	334	1023	1209	1209	.....	1916	1917	1987	S. 5/19			Ch. 151, '71 Ex
695. Representatives Rabel, Charnley, Polk and Gilleland (by Executive request): Creating a department of natural resources and recreation. ....	334											
696. Representatives Smythe, Adams, Shera, Backstrom, Brown, King, Wojahn, Zimmerman, Kilbury, Cunningham, Charnley, Hoggins, Curtis, North and Wolf (by Executive request): Providing for a temporary study commission on "no fault" automobile insurance. ....	334	711	888	889	.....							
697. Representatives Benitz, Haussler, Hubbard, Eikenberry and Hatfield: Increasing penalty for criminal property damage in excess of seventy-five dollars. ....	334	965	1209	1210, 1937	.....	1937	2023	2025	S. 5/19			Ch. 152, '71 Ex
698. Representative Maxie: Allowing a woman to keep her maiden name upon marriage. ....	335											
699. Representatives Brown, Hurley and North: Enacting the Beverage Container Control Act of 1971. ....	335											
700. Representative Bledsoe: Relating to revenue and taxation. ....	335											

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
701. Representatives Blair, Grant, Goldsworthy, Brown and Knowles: Changing eligibility requirements for military reserve and national guard members receiving unemployment benefits. ....	335	1106	.....	.....	.....	.....	.....	.....	.....
702. Representatives O'Brien, Merrill and Ceccarelli: Establishing the Puget Sound airport and marine port authority. ....	335	.....	.....	.....	.....	.....	.....	.....	.....
703. Representatives Cunningham, Charnley, Conway, Gilleland, Hoggins, Martinis, Shimpoch, Randall, Bluechel and Bauer: Providing for a state motor pool. ....	335	.....	.....	.....	.....	.....	.....	.....	.....
704. Representatives Charnley, North, Douthwaite and Litchman: Requiring notice to property owners of the nature and amount of special assessments due. ....	335	1135	1711	1711	.....	.....	.....	.....	.....
705. Representatives Amen, Haussler, Copeland, Moon, Bledsoe and Bozarth: Amending certain regulations of public livestock markets and powers of director of agriculture. ....	335	587	916	916	.....	2249	2251	2253	S. 5/20 Ch. 192, '71 Ex

<b>706. Representatives Flanagan, Amen, Haussler, Benitz, Bozarth and Kilbury:</b> Amending certain regulations of commission merchants.....	336	587	917	917, 1939	.....	1938-1939	2023	2025	S. 5/20 Ch. 182, '71 Ex
<b>707. Representatives McDermott, Farr, Sawyer, Curtis and Bauer:</b> Providing that counties may transfer mental health funds to the state in order to obtain federal matching funds. ....	336	522	928	929	.....	1747	1761	1811	S. 5/17 Ch. 84, '71 Ex
<b>708. Representatives Thompson, Smythe and Merrill:</b> Providing that any PUD may sell its water system without voter approval. ....	336	1017	1210	1210	.....	.....	.....	.....	.....
<b>709. Representatives Douthwaite, Lysen, Kraabel, Maxie, Charnley, Bagnariol, Luders, Blair, Williams, McDermott, Hurley and Randall:</b> Extending the sales tax to gasoline and reducing the motor vehicle fuel tax. ....	336	.....	.....	.....	.....	.....	.....	.....	.....
<b>710. Representatives Zimmerman and Thompson:</b> Providing for the regulation and management of seacoast areas. ....	336	.....	.....	.....	.....	.....	.....	.....	.....
<b>711. Representatives Zimmerman and Thompson:</b> Providing for the regulation of boats and boating. ...	336	.....	.....	.....	.....	.....	.....	.....	.....
<b>712. Representatives Thompson and Zimmerman:</b> Providing standards, regulations and procedures to achieve high water quality. ....	337	.....	.....	.....	.....	.....	.....	.....	.....
<b>713. Representatives Thompson and Zimmerman:</b> Providing for shoreline management. ....	337	.....	.....	.....	.....	.....	.....	.....	.....
<b>714. Representatives Thompson and Zimmerman:</b> Providing for recreation. ....	337	.....	.....	.....	.....	.....	.....	.....	.....
<b>715. Representatives Thompson and Zimmerman:</b> Pertaining to timber resources.....	337	.....	.....	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Rejection	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
716. Representatives Zimmerman and Thompson: Creating natural resource districts. ....		337							
717. Representatives Rabel, Charette, Kraabel, Bledsoe, Blair, Douthwaite and Smythe: Providing for the public disclosure of official records. ....		337							
718. Representatives Bledsoe, Marsh, Copeland, Harris, Rosellini, Martinis, Newhouse and Bradley: Increasing the allowable interest on consumer installment sales to fifteen percent. ....		337	871- 872, 874	890-892		872			
719. Representatives Lysen, Grant and Smythe: Establishing a hospital rate commission. ....		341							
720. Representatives Charette, Harris, Rosellini, Hubbard and Curtis: Establishing a statute of limitations for medical malpractice. ....		341	394	598-599	600, 735	735	745	782	992 Ch. 80
721. Representatives Newhouse, Moon, Thompson and Berentson: Directing negotiations for sale of certain trust lands to state parks and recreation commission for recreation purposes. ....		341	894	1038	1038, 1906	1905	1917	1987	S. 5/21 Ch. 210, '71 Ex
722. Representatives Hansey, Conner and Zimmerman: Relating to the preservation of food fish and shellfish. ....		341							



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733. Representatives Bagnariol and SHERA: Regulating insurance holding companies. ....	343	711	.....	.....	.....	.....	.....	.....	.....
734. Representatives Eikenberry, Knowles and Julin: Regarding duties of the personal representative and appraiser in probate. ....	343	522	671	671, 850	.....	784	.....	.....	.....
735. Representatives Morrison, McCormick and Hubbard: Revising the workmen's compensation law. .	343	1017, 2103, 2198-2221	1089-1098	1099, 2221	1466- 1467, 1584	1457- 1465, 1584, 2102, 2198	2251	2253	P. V. 5/21 Ch. 289, '71 Ex
736. Representatives McDermott, Charnley, Williams and Paris: Providing for a health warning on signs advertising cigarettes. ....	358	.....	.....	.....	.....	.....	.....	.....	.....
737. Representative Anderson: Describing when left turns may be made on highways. ....	358	.....	.....	.....	.....	.....	.....	.....	.....
738. Representative Haussler: Changing the name of the Washington State Association of County Commissioners to the Washington State Association of Counties. ....	359	922	1210	1211	.....	1782	1783	1810	S. 5/17 Ch. 85, '71 Ex
739. Representatives Lynch, King and Kiskaddon: Providing for negotiations by community college boards of trustees and their academic employees. .	359	979	1112	1112, 1947, 2073	2030	1942-1946, 2030, 2073	2251	2253	S. 5/21 Ch. 196, '71 Ex

<b>740. Representatives Lynch, Kopet, Goldsworthy and Curtis:</b> Implementing law relating to fees of state's colleges and universities. ....	359	959	1506, 1537	1027, 1027,	1506, 1535	.....	.....	.....	.....	.....
<b>740. (Substitute) By Committee on Higher Education:</b> Implementing law relating to fees of state's colleges and universities. ....	.....	.....	.....	1537- 1539, 1546- 1548, 1551- 1583,	.....	.....	.....	.....	1917	1987 P.V. 5/20 Ch. 279, '71 Ex
<b>741. Representatives Shera, McCormick and Kopet:</b> Providing for the retirement and pensions of the people of this state. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....
<b>742. Representatives Shera, McCormick and Kopet:</b> Providing for the retirement and pensions of the people of this state. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....
<b>743. Representatives Bottiger and Wolf:</b> Exempting executive assistants for personnel administration and labor relations from the provisions of the state civil service law. ....	360	960	1104	1105	.....	1996	2250	2252	.....	S. 5/21 Ch. 209, '71 Ex
<b>744. Representative Amen:</b> Relating to agriculture. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....
<b>745. Representatives Shera, McCormick and Kopet:</b> Providing for the retirement and pensions of the people of this state. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....
<b>746. Representatives Shera, McCormick and Kopet:</b> Providing for the retirement and pensions of the people of this state. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....
<b>747. Representatives Brown and Morrison:</b> Reapportioning and redistricting the legislature. ....	360	1565-1574	1734-1744	1813-1814	1811, 2072	2053-2071	.....	.....	.....	.....
<b>748. Representatives Wojahn, Bottiger, Curtis, Wolf and McCormick:</b> Implementing law relating to gambling. ....	360	.....	.....	.....	.....	.....	.....	.....	.....	.....

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749. Representatives Maxie, Douthwaite, Charnley, Rabel, Williams and Ross: Denying spirituous liquor discount to licensees who discriminate.....	360								
750. Representatives North, Williams and Charnley: Increasing the population requirements for incorporation. ....	360								
751. Representatives Newhouse and Morrison: Amending the law on public service companies. ....	361								
752. Representatives Luders and Charnley (by Executive request): Enacting the environmental protection act of 1971. ....	361	1125	1710, 1809		1710, 1809				
753. Representatives Smythe, Kopet, Kiskaddon, Brown and Gilleland: Requiring that each utility service charge be separately stated on customer bills. ....	361	1018	1211	1211	509				
754. Representatives Smythe, Kopet, Kiskaddon, Brown, Gilleland, Grant, Paris and Zimmerman: Creating a county utilities rate commission in each county. ....	361	1018							
755. Representatives Bradley, Kuehnle and Spanton: Regulating trail bikes. ....	361				713				

<b>756. Representatives Bluechel, Perry, Wolf and Bauer:</b> Providing veterans preference in the retention or reemployment of certain public employees. ....	361	551	872	872					
<b>757. Representatives Brouillet, Sawyer, Perry and Bauer:</b> Exempting improvements to buildings from property taxes for limited periods. ....	361								
<b>758. Representatives Lysen, Kiskaddon and Kopet:</b> Forbidding the expenditure of more than fifty percent of community college current operating expenses for administrative and noninstructional purposes. ....	361								
<b>759. Representatives Wanamaker, Berentson and Bo- zarth:</b> Amending reporting and planning periods of urban arterial board. ....	377	687	929	929, 2031	2030	2251	2253	P. V. 5/21 Ch. 291, '71 Ex	
<b>760. Representatives Wolf, Thompson, Berentson and Beck:</b> Regulating trail bikes. ....	377								
<b>761. Representative Smythe:</b> Relating to higher educa- tion. ....	377								
<b>762. Representatives Lynch, McDermott, Smythe, Ei- kenberry and Bauer:</b> Providing for preplacement studies of prospective adoptive parents. ....	377	960	1212						
<b>762. (Substitute) By Committee on Social and Health Services:</b> Providing for preplacement studies of prospective adoptive parents. ....			1212	1212, 1776	1775	1784	1810	S. 5/20 Ch. 172, '71 Ex	
<b>763. Representative Smythe:</b> Relating to higher educa- tion. ....	377								
<b>764. Representatives Smythe, Thompson, Mentor, Wolf, Kopet, Kuehne, Marsh and Paris:</b> Setting out salaries of county officials. ....	377	1003-1005							

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765. Representatives Smythe, Haussler and Amen: Providing for dates for county budget hearings. . .	377	478	929	929	.....	1704	1748	1782	S. 5/18 Ch. 136, '71 Ex
766. Representatives Thompson and Smythe: Removing a fire protection district commissioner for failure to attend meetings. ....	377	478	930	930, 1940	.....	1939	2023	2023	S. 5/18 Ch. 153, '71 Ex
767. Representative Douthwaite: Relating to higher education. ....	378	.....	.....	.....	.....	.....	.....	.....	.....
768. Representatives Lynch, McDermott, Kiskaddon, Bauer and Curtis: Providing for adoption of hard to place children. ....	378	1005	1114	.....	.....	.....	.....	.....	.....
768. (Substitute) By Committee on Social and Health Services: Providing for adoption of hard to place children. ....	.....	.....	1114	1114, 1613	.....	1612	1625	1663	S. 5/10 Ch. 63, '71 Ex
769. Representatives Kraabel, Perry, Rabel, Hurley, Ross, McDermott and Brown: Providing for a new highway hearing procedure. ....	378	1086	1628	1586	.....	.....	.....	.....	.....
770. Representative Douthwaite: Relating to revenue and taxation. ....	378	.....	.....	.....	.....	.....	.....	.....	.....
771. Representatives Lynch, King, Bluechel and Litchman: Allowing cities, towns and counties to expend funds on tourist promotion. ....	378	773	.....	.....	.....	.....	.....	.....	.....

772. Representatives Thompson and Wolf: Requiring permits for certain fires to control air pollution. . .	378	1023	1212	.....	.....	.....	.....	.....	.....
772. (Substitute) By Committee on Natural Resources and Ecology: Requiring permits for certain fires to control air pollution. ....	.....	.....	1212	1213, 1909	.....	1909	1917	1987	S. 5/19 Ch. 232, '71 Ex
773. Representatives Schumaker, Benitz, Hurley and Gladder: Protecting deer and elk during certain periods of the year. ....	378	630	1119	1119	1837	1837, 1916	1917	1987	S. 5/20 Ch. 183, '71 Ex
774. Representative Bluechel: Relating to the operation and administration of state government. ....	378	587-590	1155	1190, 1196	1191, 1195	.....	.....	.....	.....
775. Representatives Perry, Berentson, Bradley and Smythe: Abolishing the motorcycle helmet law. . .	378	.....	.....	.....	.....	.....	.....	.....	.....
776. Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request): Extending sales and use tax to motor vehicle fuel. ....	378	1086	1859, 1862-1870	1954, 2003, 2096	1859, 1955, 2003, 2096	.....	.....	.....	.....
777. Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request): Making supplemental appropriations for the period ending June 30, 1973. ....	379	1870	1870	.....	.....	.....	.....	.....	.....
777. (Substitute) By Committee on Appropriations: Making supplemental appropriations for the period ending June 30, 1973. ....	.....	.....	1870	1953-1954	.....	.....	.....	.....	.....
778. Representatives Kiskaddon, Blair, Ross, Maxie and Kraabel (by Executive request): Establishing a "Citizens-Legislative Task Force." ....	379	900	1141	1141	.....	.....	.....	.....	.....
779. Representatives North, Chatalas and Goldsworthy: Providing for minimum standard cremation and services. ....	379	.....	.....	.....	.....	.....	.....	.....	.....



785. <b>Representatives Thompson, Morrison, Moon and Kraabel:</b> Providing that public entities in this state shall not apply for federal licenses to operate electric utilities unless they comply with state law. ....	380
786. <b>Representatives Smythe, Rabel, Mentor and North:</b> Abolishing the office of county assessor and establishing an appointed county appraiser. ...	380
787. <b>Representative King:</b> Implementing laws relating to education. ....	380
788. <b>Representatives O'Brien, Beck and Rosellini:</b> Modifying the law regarding motor vehicle certificates of ownership and registration and license plates. ....	380
789. <b>Representatives Randall, Hurley and Haussler:</b> Relating to the taxation of property. ....	395
790. <b>Representatives Brown, Ross, Douthwaite and Charnley:</b> Enacting a bill of student rights. ....	395
791. <b>Representatives Backstrom, Moon and May:</b> Implementing law relating to financing of common school education. ....	395
792. <b>Representative Farr:</b> Relating to the Washington state council on aging. ....	395
793. <b>Representative Curtis:</b> Mandating certain pedestrian safety measures upon construction or improvements of arterial highways in vicinity of schools and in selecting sites for schools. ....	395
794. <b>Representative Conway:</b> Implementing laws relating to education. ....	395

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795. Representatives Bagnariol, Grant and Ceccarelli: Providing mandatory unemployment compensa- tion coverage to employees of political subdivi- sions of this state. ....	395								
796. Representatives Ross, Gladder, Kopet and Con- way: Modifying the law on family support and child support by removing stepchildren there- from. ....	395								
797. Representative Charnley: Relating to air pollu- tion. ....	395								
798. Representative Bluechel: Relating to the opera- tion and administration of state government. ....	396	960	1045	1045	.....	1782	1784	1810	S. 5/10 Ch. 65, '71 Ex
799. Representatives Costanti, Charnley and Hansey: Providing the director of fisheries with increased authority and flexibility in regard to commercial salmon fishing seasons in the Strait of Juan de Fuca and Puget Sound. ....	396								
800. Representatives Sawyer and Charette: Providing for conversion of cooperative associations into corporations and for mergers between co-ops and corporations. ....	396	965	1110	1110	54f	1704	1748	1782	S. 5/21 Ch. 221, '71 Ex





816. Representatives Harris, Charette, Conner, Chatalas, Mentor, Hubbard, Gladder, Zimmerman and Knowles: Providing for insurance and health care programs for state employees and officials. ....	397	922	1114-1115	1116	.....	.....	.....	.....	.....
817. Representatives Flanagan, Perry and Pardini: Providing for issuance of general obligation bonds for indebtedness of Washington state building authority. ....	397	645	1034, 1073	1073	1034	1916	1917	1987	S. 5/18 Ch. 154, '71 Ex
818. Representatives Kirk, Rosellini and Charette: Establishing a Washington Judicial Retirement System Act. ....	397	1005	1156	.....	1156	.....	.....	.....	.....
819. Representatives Randall, Shinpoch, Zimmerman, Mentor, Costanti and Bauer: Requiring warning devices on cable closures of roads. ....	398	.....	.....	.....	.....	.....	.....	.....	.....
820. Representatives Randall, Haussler and Marzano: Relating to revenue and taxation. ....	398	.....	.....	.....	.....	.....	.....	.....	.....
821. Representatives Randall and Haussler: Relating to education. ....	398	.....	.....	.....	.....	.....	.....	.....	.....
822. Representatives Johnson, Douthwaite, Brown and Knowles: Providing a limitation on the time for filing an affidavit alleging wrongful placement of a name upon a ballot. ....	398	.....	.....	.....	.....	.....	.....	.....	.....
823. Representative Savage: Prohibiting concealed speed traps. ....	398	.....	.....	.....	.....	.....	.....	.....	.....
824. Representatives Johnson, Costanti, Grant and Lysen: Providing certain economic relief for unemployed homeowners in economic distress areas. ....	398	.....	.....	.....	.....	.....	.....	.....	.....

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825. Representative Hatfield: Providing for a temporary halt to state employers' contributions to the public employees' retirement system. ....	398								
826. Representatives Zimmerman and Newhouse: Establishing laws pertaining to navigation. ....	398								
827. Representative Randall: Providing tax exempt status for medical service corporations. ....	398								
828. Representative Morrison: Changing the license fees required of farm labor contractors. ....	398	1106							
829. Representative Randall: Relating to health care contractors. ....	398								
830. Representative Hatfield: Providing for changes in the law relating to certain retirement systems and creating reserves to finance such systems. ....	399								
831. Representatives Moon and Jastad: Providing for the licensing and regulation of intoxicating liquor at ballrooms. ....	399								
832. Representatives Johnson, Goldsworthy and Zimmerman: Making an appropriation for water pollution control facilities. ....	399	933-934	1109	1109	546	1193	1193	1224	1269

833. Representatives Randall, Beck, O'Brien, Marzano, Grant, Sawyer, Wojahn, Mentor, Bradley, Gallagher, Merrill, Charnley, Douthwaite, Hansey, Haussler, Ceccarelli, Adams, Anderson, Bauer, Brouillet, Knowles and Maxie: Allowing a retired person with one tenant to qualify for a fifty dollar property tax exemption. ....	399																			
834. Representative Gallagher: Providing for the licensing of bartenders. ....	399																			
835. Representatives Wojahn, Hatfield, Barden, Kilbury and Bottiger: Defining an unfair business practice in regard to sale of articles at reduced prices. ....	399	965																		
836. Representatives Wojahn, Knowles, Barden and Smythe: Providing for answer of defendant in small claims court. ....	399																			
837. Representatives Grant and Kilbury: Relating to consumer protection. ....	416																			
838. Representatives Grant and Kilbury: Providing mandatory unemployment compensation benefits for classified employees of school districts. ....	416																			
839. Representatives Bottiger, Hansey and Bledsoe: Extending aviation fuel excise tax. ....	416																			
840. Representatives Kirk, Chatalas and Lynch: Providing for certain credits in reduction of taxation. ....	417																			
841. Representatives Merrill, Paris, Adams, Lynch, Marzano and O'Brien: Requiring that provision be made for handicapped persons in public accommodations. ....	417	900	1044	1045		1747	1748	1782	S. 5/21											
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860. Representatives Lynch and Hatfield: Exempting hops in transit from property taxes. ....	419	745	1099	1099	.....	1747	1761	1811	S. 5/18 Ch. 137, '71 Ex
861. Representatives Bradley, Van Dyk and Costanti: Providing for personal use razor clam license. ...	419	.....	.....	.....	.....	.....	.....	.....	.....
862. Representatives Blair, Douthwaite, Grant, Ross, Rabel, Merrill and Jones: Ending the prohibition on the sale of liquor on the campus of the University of Washington. ....	419	.....	.....	.....	.....	.....	.....	.....	.....
863. Representatives Jones, Costanti and Gilleland: Defining school day for common school purposes. .	420	1125	1531-1532	1587- 1588, 2076	.....	2076	2251	2253	S. 5/19 Ch. 161, '71 Ex
864. Representatives Kopet, Kirk and Blair: Limiting state reimbursement for transportation costs to fifty percent. ....	420	.....	.....	.....	.....	.....	.....	.....	.....
865. Representative Bluechel: Relating to the operation and administration of state government. ....	420	1434- 1436, 1665	1610, 1785	1786, 2161	1610	2161	2251	2253	P. V. 5/21 Ch. 287, '71 Ex
866. Representatives Kopet, Shera and Bagnariol: Implementing law relating to certain retirement systems. ....	420	.....	.....	.....	.....	.....	.....	.....	.....

867. Representative Berentson: Pertaining to transportation and the welfare of the state and its citizens. ....	420	.....	.....	.....	.....	.....	.....	.....	.....
868. Representative Berentson: Creating a department of transportation. ....	420	.....	.....	.....	.....	.....	.....	.....	.....
869. Representative Gladder: Providing for licensing of hotels and motels. ....	420	895	1214, 1226	1214, 1226	1225	.....	.....	.....	.....
870. Representatives Brown, North and Gilleland: Redistricting and reapportioning the legislature.....	420	1515-1523	.....	.....	.....	.....	.....	.....	.....
871. Representatives Morrison and Brown: Redistricting and reapportioning the state into congressional districts. ....	420	.....	.....	.....	.....	.....	.....	.....	.....
872. Representatives Brown, McDermott and Smythe: Substituting state hearing examiner under state board of education authority for county committees on school district organization. ....	420	1125	.....	.....	.....	.....	.....	.....	.....
873. Representatives Morrison, North and Smythe: Redistricting and reapportioning the state congressional districts. ....	421	987-989	1034, 1038-1040	1040	1034	.....	.....	.....	.....
874. Representatives Brown, Morrison and Smythe: Redistricting and reapportioning the state into congressional districts. ....	421	.....	.....	.....	.....	.....	.....	.....	.....
875. Representatives Ceccarelli, Curtis, Rosellini and Blair: Permitting certain minor employees of class H license holders to serve and sell liquor. ...	421	522	1532	1588	.....	.....	.....	.....	.....
876. Representatives Curtis, Eikenberry, Ross and Maxie: Pertaining to the licensing of intoxicating liquor for consumption at certain places. ....	422	630	1000	1002, 1941	.....	1940	2023	2025	S. 5/21 Ch. 208, '71 Ex

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NUMBER, AUTHOR AND SUBJECT	422	507	622	622, 850	1321-1322	1322	784, 923	923	934	1025	Ch. 5, '71 Ex
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877. Representatives Spera and Bagnariol: Relating to insurance. ....	422										
878. Representatives Charette, Goldsworthy and Knowles: Making an appropriation for publication of the session laws. ....	422	507	622	622, 850		1322	784, 923	923	934	1025	Ch. 5, '71 Ex
879. Representatives Bluechel, Polk and Kopet: Providing changes in the law pertaining to factory built housing. ....	422										
880. Representatives Ceccarelli, North, Rosellini and Adams: Authorizing humane societies. ....	422										
881. Representatives Flanagan, Moon, Haussler and Bledsoe: Providing for the method of assessment of livestock. ....	422	1087	1321-1322		1322						
882. Representatives Bluechel, Charnley, Brown and Randall: Prohibiting the sale of the skin or body of certain wild animals. ....	422										
883. Representative Wanamaker: Pertaining to the general welfare of the people of this state as it is affected by aeronautics. ....	422										



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894. Representatives Kuehnle, Pardini and Hatfield: Clarifying application of business and occupation tax to certain distributors. ....	423								
895. Representatives Kuehnle, Luders, Kopet, Pardini, Knowles and Haussler: Providing for research program to provide alternatives to present field burning by seed grass growers. ....	423	707							
896. Representative Smith: Relating to Indian artifacts. ....	423								
897. Representatives Perry, Barden and Sawyer: Exempting pension benefits to city employees from inheritance tax. ....	424	965	1852	1852					
898. Representatives Newhouse, Bagnariol, North, Grant and Mentor (by Executive request): Enacting the "State Building Code Act." ....	424								
899. Representatives Lynch, King and McDermott: Removing teachers' right to use physical force in discipline of students. ....	424								
900. Representatives Beck, Marzano, Kirk, Backstrom, Adams, Bottiger, Haussler, Knowles, Martinis, Savage, Sawyer and Wojahn: Establishing the department of veterans' affairs. ....	424								

901. Representatives Douthwaite, Kopet and Thompson: Authorizing the department of ecology to preserve artifacts of ancient cultures. ....	424					
902. Representative Kilbury: Creating the Washington state political history commission. ....	424					
903. Representatives Kopet, Douthwaite and Ross: Requiring local governmental sewerage systems to have waste disposal permits from the department of ecology. ....	424	551	671, 1410, 1416	1416	671, 1410	
904. Representatives Chatalas, Charette, Ross, Grant, Thompson, Paris, Bagnariol, Perry, King, Rosellini, Beck, Sawyer, Luders, Marzano, Bradley, Bauer, Merrill, Kilbury, Maxie, Ceccarelli, Martinis, Adams, O'Brien, Jastad, Brouillet, Randall, Marsh, Knowles, Backstrom, Johnson, May, Shimpoch, Douthwaite, Savage, Charnley, McCormick, Gallagher, Anderson, Bottiger, Brown and Litchman: Making various changes in the industrial insurance laws of this state. ....	424					
905. Representatives Copeland, Martinis and Pardini: Providing for the redefinition of "public place" for certain purposes. ....	425	895	997	997		
906. Representatives Gallagher and Hoggins: Providing a method for computing justices' and judges' salaries. ....	425					
907. Representatives Zimmerman, Marsh, Smythe and Bauer: Relating to interstate Columbia River development. ....	425					
908. Representatives Bagnariol, Wolf and Ceccarelli: Providing for licensing and regulation of men's hair stylists. ....	425					

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909. Representative <b>Wojahn</b> : Relating to employment agencies. ....	425	.....	.....	.....	.....	.....	.....	.....	.....
910. Representatives <b>O'Brien, Brown and McDermott</b> : Providing for off-street parking facilities. ....	425	.....	.....	.....	.....	.....	.....	.....	.....
911. Representatives <b>Bagnariol, Gladder, Backstrom, Merrill, Blair, Ceccarelli, Spanton, Barden, Shinpoch, Chatalas, Morrison, Marzano and Litchman</b> : Providing for health care vision services by optometrists. ....	425	.....	.....	.....	.....	.....	.....	.....	.....
912. Representatives <b>Bagnariol, Gladder, Backstrom, Merrill, Blair, Ceccarelli, Spanton, Barden, Morrison, Chatalas, Marzano and Litchman</b> : Establishing freedom of choice for vision health care services. ....	426	.....	.....	.....	.....	.....	.....	.....	.....
913. Representatives <b>Bagnariol, Merrill, Backstrom, Ceccarelli, Spanton, Barden, Shinpoch, Chatalas, Morrison, Marzano and Litchman</b> : Establishing freedom of choice of health care services. ....	426	.....	.....	.....	.....	.....	.....	.....	.....
914. Representatives <b>Polk, May and Rabel</b> : Relating to commercial drivers' training schools and instructors. ....	426	.....	.....	.....	.....	.....	.....	.....	.....

915. Representatives Kopet, O'Brien, Kiskaddon, Lynch and Perry: Authorizing special programs to provide social and health services for welfare recipients. ....	426	922	1120	.....	.....	.....	.....	.....	.....
915. (Substitute) Ey Committee on Social and Health Services: Authorizing special programs to provide social and health services for welfare recipients... ..	.....	.....	1120	1121	.....	1782	1784	1810	S. 5/20 Ch. 309, '71 Ex
916. Representatives Bagnariol, Gladder, Backstrom, Merrill, Blair, Ceccarelli, Spanton, Barden, Shinpoch, Chatalas, Morrison, Marzano and Litchman: Providing vision health care services. ....	426	.....	.....	.....	.....	.....	.....	.....	.....
917. Representatives Flanagan, Benitz, Newhouse, Amen and Bledsoe: Prohibiting interference with family farms. ....	426	.....	.....	.....	.....	.....	.....	.....	.....
918. Representatives Perry and Cunningham: Providing that members of the governing boards of state agencies are within the conflict of interest statute. ....	426	1060	1214	1215	.....	.....	.....	.....	.....
919. Representative Kuehnle: Implementing law relating to the control of tuberculosis. ....	426	.....	.....	.....	.....	.....	.....	.....	.....
920. Representative Kuehnle: Implementing law relating to the control of tuberculosis. ....	427	.....	.....	.....	.....	.....	.....	.....	.....
921. Representative Thompson: Relating to the control of water pollution. ....	427	.....	.....	.....	.....	.....	.....	.....	.....
922. Representatives Hoggins and Brouillet: Implementing laws relating to education. ....	427	.....	.....	.....	.....	.....	.....	.....	.....
923. Representative Backstrom: Extending the power of arrest and detention to merchant patrolmen. ...	427	.....	.....	.....	.....	.....	.....	.....	.....
924. Representative Farr: Pertaining to the designation of certain highways as scenic highways. ....	427	.....	.....	.....	.....	.....	.....	.....	.....



932. Representatives Bagnariol and Merrill: Pertaining to the sale and distribution of wine in this state. .	428	.....	.....	.....	.....	.....	.....
933. Representatives Berentson, Zimmerman, North, Luders, Conner and Chatalas: Relating to environmental noise control. ....	428	.....	.....	.....	.....	.....	.....
934. Representatives Kilbury and Lysen: Authorizing a cause of action against employer. ....	428	.....	.....	.....	.....	.....	.....
935. Representative Randall: Establishing a state land use commission. ....	428	.....	.....	.....	.....	.....	.....
936. Representatives Grant, Johnson, Marzano, Gallagher, Chatalas and Backstrom: Providing for a change in the law relating to the sale and distribution of wine in this state. ....	428	.....	.....	.....	.....	.....	.....
937. Representative Bagnariol: Establishing a system of fire lines. ....	428	.....	.....	.....	.....	.....	.....
938. Representatives Harris, Wojahn and Eikenberry: Enacting the "Franchise Investment Protection Act." ....	429	.....	.....	.....	.....	.....	.....
939. Representatives Bagnariol, Shinpoch, Kilbury and Merrill: Implementing law relating to revoking appointments of certain insurance agents. ....	429	.....	.....	.....	.....	.....	.....
940. Representatives Wojahn, Kirk, Sawyer, McCormick and Litchman: Pertaining to consumer protection class actions. ....	429	.....	.....	.....	.....	.....	.....
941. Representative Pardini: Pertaining to the acquisition of land and the construction and use of a state building in the city of Spokane. ....	429	.....	.....	443	.....	.....	.....

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942. <b>Representatives Barden and Grant:</b> Authorizing school district directors to enter into agreements for arbitration of disputes with professional employees. ....	429								
943. <b>Representative Copeland:</b> Providing for grower-processor mediation service; providing for contractual relationships. ....	429	934							
943. (Substitute) <b>By Committee on Agriculture:</b> Providing a grower-processor mediation service; providing for contractual relationships. ....									
944. <b>Representatives Ross, Douthwaite and Maxie:</b> Authorizing educational service corporations to operate certain schools. ....	429	1126	1167-1169						
945. <b>Representative Williams:</b> Relating to revenue and taxation. ....	429								
946. <b>Representatives Ross, Curtis, Douthwaite, Jones, Kiskaddon, Kraabel, Maxie, Mentor, Smythe and Wolf:</b> Providing for review of hospital construction contracts to prevent discriminatory practices. ....	429	1051	1156						

946. (Substitute) By Committee on Labor and Employment Security: Providing for review of hospital construction contracts to prevent discriminatory practices. ....	1156	1156	.....
947. Representative Bottiger: Relating to the state administrative procedure act. ....	429	.....	.....
948. Representatives Polk, Eikenberry and Kopet: Pertaining to revenue and taxation as it relates to school funding. ....	430	.....	.....
949. Representatives Hubbard, Bottiger, Maxie, Ross, Wojahn and Rabel: Enacting a "Collection Agency Act." .....	430	1224	.....
949. (Substitute) By Committee on Business and Professions: Enacting a "Collection Agency Act." .....	.....	.....	.....
950. Representative Charette: Providing that only decisions of the court of appeals which have precedential value shall be published. ....	430	.....	.....
951. Representative Williams: Relating to cities and towns. ....	430	.....	.....
952. Representatives Zimmerman, Marsh, Smythe, Bauer and Kilbury: Relating to the interstate Columbia River Gorge Development. ....	430	.....	.....
953. Representative North: Relating to the regulation of contractors. ....	430	.....	.....
954. Representatives Bagnariol, Bentz and Schumaker: Repealing requirement of reassessment of building improvements. ....	430	.....	.....
955. Representatives Wolf, Morrison, Hubbard and Savage: Licensing and regulating hotels and motels through the department of labor and industries. ....	430	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Introduced, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
956. Representatives Charette, Marsh, Thompson, Paris and Ross: Pertaining to social security coverage for law enforcement officers and firefighters. ....	430	1158	.....	.....	.....	.....	.....	.....	.....
957. Representatives Kuehnle, Eikenberry, Luders, Wolf, Polk, Van Dyk, Bradley, Randall and Bauer: Providing for a ninety day suspension of driver's privileges upon conviction for certain drug offenses. ....	431	.....	.....	.....	.....	.....	.....	.....	.....
958. Representatives Shera and Bagnariol: Relating to insurance. ....	431	.....	.....	.....	.....	.....	.....	.....	.....
959. Representatives May, Kopet, Smythe, Pardini, Luders, Kuehnle, Harris, Knowles, Gladder, Hurlley and McCormick: Authorizing the county legislative authority to set the salaries of county officers. ....	431	.....	.....	.....	.....	.....	.....	.....	.....
960. Representative Hubbard: Providing for civil damages and criminal penalties in regard to injuries to domestic animals by dogs. ....	431	.....	.....	.....	.....	.....	.....	.....	.....
961. Representatives Morrison and Brown: Redistricting and reapportioning the legislature. ....	431	.....	.....	.....	.....	.....	.....	.....	.....

962. Representatives Moon, Martinis, King, Ceccarelli, Maxie, Ross and Wojahn: Providing aid to the elderly. ....	431	.....	.....	.....	.....
963. Representative Shinpoch: Providing for the licensing of game farmers. ....	431	.....	.....	.....	.....
964. Representatives Grant and Kilbury: Relating to consumer protection. ....	431	.....	.....	.....	.....
965. Representatives Van Dyk, Costanti and Kilbury: Authorizing issuance of conditional permits for temporary use of water not actually being used by the holder of rights thereto. ....	431	.....	.....	.....	.....
966. Representatives Bledsoe, Chatalas, Berentson, Jones, Gilleland, Cunningham, Perry, North, Blair, Ceccarelli, Charnley, Douthwaite, Hurley, Kraabel, Litchman, Lysen, Maxie, McDermott, Rabel and Ross: Providing excise taxes for public transportation. ....	431	.....	.....	.....	.....
967. Representative Bradley: Providing for the legalization of certain devices and games. ....	432	.....	.....	.....	.....
968. Representatives Barden, Martinis and Brown: Permitting cities and towns to make improvements under certain circumstances. ....	432	922	.....	.....	.....
969. Representative Kiskaddon: Relating to social and health services. ....	432	.....	.....	.....	.....
970. Representatives Kiskaddon, Smythe and Williams: Providing for the utilization of common school facilities. ....	432	.....	.....	.....	.....
971. Representative Thompson: Relating to utility rights of way. ....	432	.....	.....	.....	.....

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972. Representatives Bledsoe, Chatalas, Berentson, Jones, Gilleland, Cunningham, Perry, North, Blair, Ceccarelli, Charnley, Douthwaite, Hurley, Kraabel, Lysen, Maxie, McDermott, Rabel and Ross: Pertaining to metropolitan municipal corporations. ....		482							
973. Representatives Mentor and Backstrom: Providing for changes in the format of budget and appropriations act concerning department of social and health services. ....		482							
974. Representative Conway: Requiring licensed hospitals to have doctors on duty at all times. ....		482							
975. Representatives Zimmerman and Bradley: Relating to snowmobiles. ....		483							
976. Representatives Zimmerman and Gallagher: Relating to management of wildlife. ....		483							
977. Representative Gallagher: Relating to revenue and taxation. ....		483							
978. Representative Gallagher: Authorizing actions against third parties for injury caused by an intoxicated person. ....		483							

979. Representatives Thompson, North and Van Dyk: Providing that attorney general be notified of any civil action concerning water, shorelands or tidelands. ....	433	551	1216	1216	.....	.....	.....	.....	.....
980. Representatives Conway, Curtis, Hatfield, Spanton, Spera, Gladder, Smith, Jueling, Backstrom, Kuehnle, Wolf, Bottiger, Paris, Sawyer, Bauer, Litchman, Schumaker and Wojahn: Enacting the property owner's bill of rights. ....	433	1127	.....	.....	.....	.....	.....	.....	.....
981. Representatives Gallagher and Hoggins: Providing a method for computing justices' and judges' salaries. ....	433	.....	.....	.....	.....	.....	.....	.....	.....
982. Representatives Conway, Savage, Cunningham and Paris: Establishing consumer warranty protection. ....	433	.....	.....	.....	.....	.....	.....	.....	.....
983. Representatives Kopet, Gladder and May: Providing for transfer of certain funds to the Washington public employees' retirement system. ....	433	.....	.....	.....	.....	.....	.....	.....	.....
984. Representatives Lynch, King and Kiskaddon: Providing for study by joint interim committee on higher education. ....	433	979	1112	1113	.....	.....	.....	.....	.....
985. Representative Kopet: Relating to state funds and fiscal policies. ....	433	.....	.....	.....	.....	.....	.....	.....	.....
986. Representative Kopet: Specifying a uniform method of determining fees for physician and dentist services purchased by the department of social and health services. ....	434	522	872	889, 917	889, 917	.....	.....	.....	.....
987. Representatives Kiskaddon, Sawyer and Luders: Implementing law relating to school patrols. ....	434	.....	.....	.....	.....	.....	.....	.....	.....



995. Representative Charnley: Providing for the regulation of private zoos. ....	434	.....	.....	.....	.....	.....	.....	.....	.....
996. Representatives Wojahn, Hubbard, Morrison and Jueling: Restricting eligibility of certain students for unemployment compensation benefits. ....	434	961	1034, 1157, 1178-1181	1751-1752	1034	.....	.....	.....	.....
997. Representatives Kopet, Hurley and Farr: Enacting the "Uniform Controlled Substances Act." ....	435	.....	.....	.....	.....	.....	.....	.....	.....
998. Representatives Ross and Maxie: Creating a system of medical examiners; authorizing superior court judges to hold medical inquests. ....	435	.....	.....	.....	.....	.....	.....	.....	.....
999. Representatives Sawyer, Litchman, Adams and Martinis: Enacting the rivers preservation act. ...	436	.....	.....	.....	.....	.....	.....	.....	.....
1000. Representatives Conner and Copeland (by Executive request): Relating to relinquishment of zoning powers regarding Indian lands. ....	436	.....	.....	.....	.....	.....	.....	.....	.....
1001. Representatives Conner and Copeland (by Executive request): Providing for retrocession of state jurisdiction over Indians and Indian lands. ....	436	.....	.....	.....	.....	.....	.....	.....	.....
1002. Representatives Charnley and Williams: Enacting a "Uniform Land Sales Practices Act." ....	436	.....	.....	.....	.....	.....	.....	.....	.....
1003. Representatives Anderson and Bradley: Authorizing greyhound dog racing meets. ....	437	.....	.....	.....	.....	.....	.....	.....	.....
1004. Representatives Blair, Copeland and Wolf (by Executive request): Granting Indians immunity from arrest and prosecution for the exercise of treaty fishing rights. ....	437	.....	.....	.....	.....	.....	.....	.....	.....
1005. Representatives Conner, Copeland and Wolf: Implementing law relating to Indian fishing rights. ..	437	.....	.....	.....	.....	.....	.....	.....	.....

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1006. Representatives Hurley, Jueling, Wojahn, Barden, Benitz, Bozarth, Costanti, Gladder, Luders, Marsh, Mentor, Schumaker and Shinpoch: Providing for legislative review, audit and control of all appropriated and budgeted moneys. ....	437								
1007. Representative Bottiger: Providing for animal welfare. ....	437								
1008. Representative Perry: Providing a criminal penalty if a transferor of a motor vehicle fails to notify the department of motor vehicles of a transfer. ....	437	1436							
1009. Representatives Barden, Jueling, Flanagan, May and Schumaker: Requiring repayment of public assistance received by a recipient with a yearly family income above a certain level. ....	437								
1010. Representative Pardini: Implementing law relating to revenue and taxation. ....	437								
1011. Representatives Berentson, Bluechel and Sawyer: Providing relocation or removal costs to publicly-owned public utilities resulting from highway construction. ....	437	744							

1012. Representatives Bledsoe, Haussler, Benitz, Jones, Gilleland, Copeland, Pardini, Paris and Thompson (by Executive request): Enacting the "Regional Development Act of 1971." .....	438	1051	1157, 1166-1167 .....	1167 .....
1013. Representatives King and Lysen: Implementing law relating to the state school directors' association. ....	438			
1014. Representatives Randall, Brown, Grant, Kilbury, Douthwaite, Gilleland, Curtis, Hatfield, Rabel, Maxie and Thompson: Enacting the Washington Land Use Management Act of 1971. ....	438			
1015. Representative Perry: Requiring occupancy certificates in connection with sales of certain real estate. ....	438			
1016. Representatives Perry, Adams, Knowles and Litchman: Appointing pro tempore judges in municipal courts. ....	438			
1017. Representatives Barden, Goldsworthy, Sawyer, Perry, Wolf, Lynch and Litchman (by Executive request): Authorizing certain optional veterans' benefits. ....	438			
1018. Representative Backstrom: Relating to health care service contracts. ....	438			
1019. Representative Hoggins: Relating to household moving, storage and transfer coverage programs. ....	438			
1020. Representative Backstrom: Creating medical service corporations. ....	438			
1021. Representative Bagnariol: Providing for a weekend fishing license. ....	438			

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1022. Representatives Eikenberry and Polk: Relating to state government. ....	438	1755-1759	1181	1812	1811	.....	.....	.....	.....
1023. Representative Blair: Relating to driver's licenses. ....	439	.....	.....	.....	.....	.....	.....	.....	.....
1024. Representative Randall: Relating to unemployment compensation. ....	439	1087	1157	.....	1157	.....	.....	.....	.....
1024. (Substitute) By Committee on Labor and Employment Security: Relating to unemployment compensation. ....	.....	.....	.....	.....	.....	.....	.....	.....	.....
1025. Representative Goldsworthy: Relating to community colleges. ....	439	.....	.....	.....	.....	.....	.....	.....	.....
1026. Representative Gallagher: Providing that claims against governmental units are not absolutely barred by lack of statutory notice. ....	439	.....	.....	.....	.....	.....	.....	.....	.....
1027. Representative Ross: Providing a summary method for the dissolution of marriage. ....	439	.....	.....	.....	.....	.....	.....	.....	.....
1028. Representative Pardini: Pertaining to minimum housing standards. ....	439	.....	.....	.....	.....	.....	.....	.....	.....
1029. Representatives Thompson, Zimmerman and Pardini: Taxing marine pleasure craft fuel. ....	468	.....	.....	.....	884	.....	.....	.....	.....

1030. Representatives Chatalas, Charette, North, Barden, Thompson, McCormick, Ross, Bagnariol, Conner, Lysen, McDermott, Merrill, Maxie, Grant, King, Farr, Rosellini, Luders, Savage, Randall, Kilbury, Williams, Charnley, Douthwaite, Rabel, Bauer, Ceccarelli, Knowles, Backstrom, Paris, Smith, Van Dyk, Blair, Bradley, Martinis, Beck, Jastad, Gilleland, Jones, Kirk, Bluechel, Kraabel, Mentor, Cunningham, Hoggins and Polk: Enacting the Nisqually Delta preservation act. ....	480	1604, 1715	.....	.....	1604-1605	.....	.....	.....	.....
1030. (Substitute) By Committee on Natural Resources and Ecology: Enacting the Nisqually Delta preservation act. ....	.....	.....	.....	.....	.....	.....	.....	.....	.....
1030. (Second Substitute) By Committee on Appropriations: Enacting the Nisqually Delta preservation act. ....	.....	.....	.....	.....	.....	.....	.....	.....	.....
1031. Representatives Morrison, Perry and Bluechel (by Executive request): Providing for retirement of certain public employees prior to age seventy under certain conditions and on certain dates. ....	480	551	658	659, 851	.....	784	.....	.....	.....
1032. Representative Johnson: Authorizing improvements on state route 14. ....	508	.....	.....	.....	.....	.....	.....	.....	.....
1033. Representatives Conner, Savage, Wanamaker and Mentor: Authorizing purchase of docks and franchise rights of Port Townsend-Keystone ferry. ...	508	.....	.....	.....	.....	.....	.....	.....	.....
1034. Representatives Charette, Newhouse, Thompson and Zimmerman: Providing for forest protection.	508	630, 1973	949	949, 1973	1687, 1776, 1794	1686, 1776, 1794, 1973	2023	2025	S. 5/21 Ch. 207, '71 Ex
1035. Representatives Gallagher, O'Brien, Adams and Savage: Limiting annual increases in property tax to twenty percent of previous year's levy. ....	523	.....	.....	.....	.....	.....	.....	.....	.....

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1036. Representatives Kraabel, North, Kopet, Pardini, Blair and Smythe: Deferring property taxes for certain persons. ....	523								
1037. Representatives Hoggins, Brouillet, Marsh and Bauer: Excepting children attending state residential schools from the compulsory school attendance law. ....	544	961	1030	1030		1578	1578	1583	1747 Ch. 51, '71 Ex
1038. Representatives Hoggins, Polk and Moon: Authorizing bonds for common school plant facilities and modernization thereof. ....	552								
1039. Representative Moon: Imposing a tax upon net income. ....	591								
1040. Representatives Moon, Sawyer, Bradley and Van Dyk: Providing for owner assessment of real property. ....	591								
1041. Representatives Haussler, Curtis and Bozarth: Providing for television reception improvement districts. ....	591	1051	1216						

1041. (Substitute) By Committee on Local Government: Providing for television reception improvement districts. ....	1216	1217, 1942	.....	1941	2023	2025	S. 5/19 Ch. 155, '71 Ex		
1042. Representatives Wolf, Sawyer, Bottiger, Luders, Mentor, Marzano, Shera, Smith, Wojahn, Paris, Hansey, Gladder, Conway, Lysen, Curtis, Spanton, Hoggins, Cunningham, Hatfield, Farr, Benitz, Amen, Jastad, Smythe, Juelling, Bagnariol, Gal- lagher, Kilbury, Hubbard, Zimmerman, Gilleland, Kopet, Schumaker, Polk, Bauer, Bledsoe, New- house, Costanti, Haussler, Randall and Van Dyk: Imposing the sales tax on outdoor music festival tickets. ....	591	.....	.....	.....	.....	.....	.....		
1043. Representatives Benitz, Bledsoe and Bauer: Per- taining to refunds for nonhighway use of fuel. ...	591	.....	.....	.....	.....	.....	.....		
1044. Representative Goldsworthy: Imposing a state in- come tax, eliminating B & O tax, decreasing sales tax. ....	614	.....	.....	.....	.....	.....	.....		
1045. Representative Charnley: Imposing a graduated net income tax. ....	793	.....	.....	.....	.....	.....	.....		
1046. Representatives Curtis and Haussler: Providing changes in the taxing limits and bonding author- ity of public hospital districts. ....	793	1051	1217	1218	.....	1782	1784	1810	S. 5/21 Ch. 218, '71 Ex
1047. Representatives Lynch, Conner and Hatfield: Providing a tax exemption for group training homes. ....	794	1475	.....	.....	.....	.....	.....	.....	.....
1048. Representatives Marzano, Costanti and Gallagher: Placing certain restrictions on employment by the state. ....	794	.....	.....	.....	.....	.....	.....	.....	.....





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1063. Representative Kopet: Relating to the sale of certain public lands. ....	901	1051	1533	1588	.....	.....	.....	.....	.....
1064. Representative Kopet: Affecting certain funds relating to pari-mutuel betting and the horse racing commission and placing certain moneys in the state treasury. ....	901	.....	.....	.....	.....	.....	.....	.....	.....
1065. Representatives Mentor, Randall, Farr and Charnley: Suspending the payment of real property taxes on the residences of certain qualified taxpayers. ....	901	.....	.....	.....	.....	.....	.....	.....	.....
1066. Representative Conner: Providing for compensation for housing authority commissioners. ....	901	.....	.....	.....	.....	.....	.....	.....	.....
1067. Representatives Kilbury, Benitz and Johnson: Directing the establishment of harbor lines at Pasco, Kennewick and Richland. ....	901	.....	.....	.....	.....	.....	.....	.....	.....
1068. Representatives Bottiger, Adams, Sawyer, Wojahn and Wolf: Providing for notice of property taxes for the legal owners of property. ....	901	.....	.....	.....	.....	.....	.....	.....	.....
1069. Representative Haussler: Increasing dollar amounts for which no bids are required on public works contracts. ....	923	.....	.....	.....	.....	.....	.....	.....	.....

1070. Representatives Kopet and Smythe: Providing for bonding of local improvement district projects. ...	923	1019	1220	1220	.....	.....	.....	.....	.....
1071. Representative Charnley: Pertaining to revenue and taxation. ....	923	.....	.....	.....	.....	.....	.....	.....	.....
1072. Representatives Mentor, Beck, Goldsworthy, Barden, Merrill, Paris, Marzano, Lynch, Jastad, Copeland, Cunningham, Wolf, Anderson, Randall, Costanti, Berentson, Perry, Bagnariol, Lysen, Kirk, Charnley, Litchman, Ross, Maxie, Gilleland, Hausler, Rabel, Smith, Hansey, Eikenberry, Bozarth, Bauer and Jones: Providing for free motor vehicle licenses for certain disabled veterans. ....	923	1087	1533	1589	.....	2249	2251	2253	S. 5/20 Ch. 193, '71 Ex
1073. Representatives Bledsoe and Flanagan: Providing for the transfer of territory from one county to another. ....	924	1052	1142	1142	.....	.....	.....	.....	.....
1074. Representatives O'Brien, Wolf, Hubbard, Bagnariol, Shera, Benitz, Ross, Curtis, Paris, Pardini, Wanamaker, Smith, Bradley, Thompson, Savage, Conway, Martinis and Van Dyk: Providing limited liability for persons rendering emergency care to accident victims. ....	924	.....	.....	.....	.....	.....	.....	.....	.....
1075. Representatives May, Brouillet, Juelling, Marzano, Gallagher, Adams, Bottiger and Wojahn: Providing that certain collective bargaining agreements contain a provision for retroactive wages. ....	924	1107	1533-1534	1589	.....	1916	1917	1987	S. 5/20 Ch. 187, '71 Ex
1076. Representative Brouillet: Providing for a state educational management system. ....	924	.....	.....	.....	.....	.....	.....	.....	.....
1077. Representatives Sawyer, Berentson and Perry: Extending the tax exemption of housing authorities to Indian housing authorities. ....	924	.....	.....	.....	.....	.....	.....	.....	.....



1084. Representative Lynch: Relating to revenue and taxation. ....	985								
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1090. Representatives Morrison, Brown and North: Reapportioning and redistricting the legislature. ....	962								
1091. Representatives Haussler and Flanagan: Providing financial procedures for small hospitals in hospital districts. ....	962								
1092. Representatives Costanti and Berentson: Regulating purchase of certain fish foods by department of fisheries. ....	962								
1093. Representatives Brown, North and Morrison: Enacting congressional redistricting and reapportionment. ....	962								

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1094. Representative <b>Hoggins</b> : Implementing law relating to school districts and their negotiations with certificated personnel. ....	967	1135-1137	1182-1183	1419	.....	.....	.....	.....	.....
1095. Representative <b>Benitz</b> : Providing for a salary increase for justices of the peace in cities over twenty thousand population. ....	967	.....	.....	.....	.....	.....	.....	.....	.....
1096. Representatives <b>Randall and Kuehnle</b> : Providing for the extraterritorial jurisdiction of certain law officers to enforce drug crimes. ....	967	.....	.....	.....	.....	.....	.....	.....	.....
1097. Representative <b>Randall</b> : Relating to education. ...	967	.....	.....	.....	.....	.....	.....	.....	.....
1098. Representatives <b>Marzano, Bottiger and Gallagher</b> : Providing a partial abstract of driving record for the preceding three year period to insurance companies and employers. ....	967	.....	.....	.....	.....	.....	.....	.....	.....
1099. Representatives <b>Wolf and Newhouse</b> : Changing the membership of the interagency committee for outdoor recreation and adding to its powers, duties, and functions. ....	967	.....	.....	.....	.....	.....	.....	.....	.....
1100. Representatives <b>Kuehnle and Haussler</b> : Implementing law relating to distribution of taxes collected for taxing district purposes. ....	967	1475	.....	.....	.....	.....	.....	.....	.....

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1102. <b>Representatives Moon, North and Haussler:</b> Providing for the prevention of cruelty to animals. ..	993	.....
1103. <b>Representatives Julin and Eikenberry:</b> Providing for the assignment of life insurance policies. ....	993	.....
1104. <b>Representatives North, Perry, Kirk, Merrill, Eikenberry, Blair and Polk:</b> Directing school boards to establish attendance districts .....	993	.....
1105. <b>Representatives Lysen and Brouillet:</b> Making a change in the interest which may be charged on small loans and prohibiting certain activities by licensees making such small loans. ....	993	.....
1106. <b>Representatives Flanagan, Bledsoe and Bottiger:</b> Providing for emergency expenditures by a port district in case of emergency. ....	993	.....
1107. <b>Representative Jones:</b> Providing when local governments may sign executory conditional sales contracts. ....	993	.....
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1112. Representatives <b>Kiskaddon and King</b> : Implementing law relating to removal of certain community college district personnel. ....	994	.....	.....	.....	.....	.....	.....	.....	.....
1113. Representative <b>Zimmerman</b> : Providing for a study of land uses. ....	994	.....	.....	.....	1008	.....	.....	.....	.....
1114. Representatives <b>Zimmerman and Randall</b> : Providing for the establishment of a land use information bank. ....	994	.....	.....	.....	1008	.....	.....	.....	.....
1115. Representative <b>Backstrom</b> : Providing for workmen's compensation medical aid coverage for persons working out suspended or deferred sentences. ....	994	.....	.....	.....	.....	.....	.....	.....	.....
1116. Representatives <b>Wojahn, Kirk, McCormick, Lynch, Maxie, Brouillet, Johnson, Kilbury, Brown, Amen, Wolf, Julin, Zimmerman, North, Costanti and Hoggins</b> : Changing the department of agriculture to the department of agriculture and consumer services and changing the division of dairy and food thereof to the division of consumer services. ....	994	1127	1534, 1600, 1630-1633	.....	1749 1534, 1600	.....	.....	.....	.....

1117. Representatives King, Martinis and Zimmerman: Requiring permits for the collection of fish and marine aquatic invertebrates. ....	994	.....	.....	.....	.....	.....	.....	.....	.....
1118. Representatives Chatalas, Marzano and Merrill: Providing for a minimum fifteen percent discount on wine sold by the liquor board to class C, F, and H licensees. ....	995	.....	.....	.....	.....	.....	.....	.....	.....
1119. Representatives Grant, Backstrom, Marzano, Bar- den, Litchman, King and Merrill: Classifying wines and providing for the sale thereof. ....	995	.....	.....	.....	.....	.....	.....	.....	.....
1120. Representatives Kopet, May and Gladder: Amending the municipal bond law. ....	1066	.....	.....	.....	.....	.....	.....	.....	.....
1121. Representatives Conner, Anderson, Martinis and McCormick: Establishing a state lottery. ....	1066	.....	.....	.....	.....	.....	.....	.....	.....
1122. Representatives Kopet, McDermott and Golds- worthy: Authorizing the transfer of funds from the state trade fair fund to the general fund. ....	1066	1687	.....	.....	.....	.....	.....	.....	.....
1123. Representatives Gallagher, Martinis, Adams, Kil- bury, Jastad, Brouillet, Berentson, Haussler, Juel- ing and Marzano: Exempting nonprofit blood banks from property taxes. ....	1163	1523	1613-1614	1615	.....	1916	1917	1987	S. 5/21 Ch. 206, '71 Ex
1124. Representatives Newhouse and Charette: Taxing steam powered electric generating facilities. ....	1164	.....	.....	.....	.....	.....	.....	.....	.....
1125. Representatives Grant, Kiskaddon, King, Ross, Douthwaite, Blair, Lysen, Brown, Maxie, Cun- ningham, Shinpoch, Williams and Wojahn: Pro- viding for graduated income tax and revision of certain excise taxes. ....	1193	.....	.....	.....	.....	.....	.....	.....	.....
1126. Representatives Douthwaite and Grant: Defining adopted child for the purpose of inheritance tax classification. ....	1281	.....	.....	.....	.....	.....	.....	.....	.....

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1128. Representatives, Grant, Bledsoe, Elkenberry, May, Chatalas, Bagnariol, Barden and Lynch: Making certain changes in the taxation of wine. ....									
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1129. Representatives Douthwaite, Williams and Charnley: Defining adopted child for the purpose of gift tax classification. ....									
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1130. Representatives Grant, Shinpoch, Brouillet, Bauer, Luders and Moon: Providing relief for certain school districts when special levies fail. ...									
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1131. Representatives Hansey, Farr, Conner and Eikenberry: Prohibiting the granting of port privileges by port districts to certain foreign fishing vessels.									
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1132. Representative Polk: Establishing educational reimbursement grants. ....									
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1133. Representatives Spanton, Hubbard, Bauer, W- jahn, Gladder, Barden, Hatfield, Gilleland, Knowles, Eikenberry, Schumaker, Smith, Jastad, Conway, Kuehnle, Bradley, Polk and Paris: Re- questing that the material in the voters' pamphlet concerning Initiative 43 include maps showing areas to be affected. ....	1607	1702	.....
1134. Representatives Curtis, Wolf and Pardini: Requir- ing the county assessor to notify property owners of court decisions with respect to property taxa- tion in that county. ....	1748	.....	.....

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1. Representatives O'Brien, Lysen, Marsh, Johnson, Chatalas, Ceccarelli, Marzano, Merrill, King, Rosellini, Williams, Luders, McDermott, Shinpoch, Charnley, Anderson, Douthwaite, Bradley, Knowles, Van Dyk, Randall, Bagnariol, Hurley, Savage, Litchman, Wolf and Haussler: Providing for revenue sharing with the states. ....	60		61, 91, 99	100, 851	92	784		
2. Representatives Copeland and Litchman (by Legislative Council request): Providing for sharing federal income tax revenue with the states. ....	90							
3. Representatives Hansey, May, Van Dyk, Costanti, Pardini, Berentson, North, Moon, Backstrom, Cunningham, Kilbury and Knowles: Memorializing Congress to have reflectors placed on the sides of rail cars. ....	90	263	462	463, 852		784, 1627	1654	1704
4. All 99 members: Memorializing Congress concerning U. S. prisoners of war in Vietnam. ....	99		99	99		182	182	212
5. Representatives Ross, Maxie, Rosellini, Grant, Ceccarelli and Chatalas: Memorializing Congress to provide for guaranteed annual income. ....	109							

6. Representatives Kilbury, Brown, Williams, Grant and Douthwaite (by Secretary of State request): Seeking amendments to federal communications act respecting television coverage of political candidates. ....	140	394	1608	1609	.....
7. Representatives Jastad, Smith, Thompson, Haus- sler, Anderson, Marzano, Martinis, Adams, Back- strom and McCormick: Memorializing Congress to turn Cispus Job Corps Camp over to superintend- ent of public instruction. ....	147	1005	1222	1222	.....
8. Representatives Sawyer, Marsh, May, Johnson, Chatalas, Adams, Anderson, Backstrom, Bauer, Beck, Benitz, Bledsoe, Bluechel, Bottiger, Bo- zarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Conway, Cunningham, Curtis, Eiken- berry, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Hausler, Hubbard, Hurley, Jastad, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lynch, Martinis, Marzano, McCormick, McDermott, Merrill, Moon, North, O'Brien, Pardini, Paris, Polk, Randall, Ro- sellini, Ross, Schumaker, Shinpoch, Smith, Swayze, Wanamaker, Williams, Wojahn, Wolf, Zimmerman and Copeland: Requesting the secre- tary of transportation to reconsider his "Prelimi- nary report on the basic rail system." .....	196	.....	196	196, 852	..... 784 .....
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10. Representatives Sawyer, Beck, Chatalas, Grant, O'Brien, Lysen, Ceccarelli, Bottiger, Brouillet, Conner, Wojahn, Johnson, Maxie, Randall, Charnley, McCormick, Moon, Marzano, Kilbury, Adams, Marsh, Van Dyk, Luders, Jastad, Perry, May, Haussler, Backstrom, Hurley, Anderson, Charette, McDermott, Barden, Bagnariol, Knowles, Bauer, King, Rosellini, Bradley, Savage, Merrill, Douthwaite, Williams, Shinpoch and Litchman: Requesting Congress to assist in funding of state public assistance programs. ....							
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11. Representatives Luders, Gladder, Bauer, Johnson and McDermott: Memorializing Congress for educational aid to states in a block grant. ....							
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12. Representative Grant: Requesting a Federal Workmen's Compensation Law. ....							
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13. Representatives Sawyer, Perry, Grant, Luders, Chatalas, Lysen, Johnson, Rosellini, Bagnariol, Van Dyk, Maxie, Wojahn, Marzano, McCormick, Savage, Knowles, Bauer, Kilbury, Douthwaite, Charnley, Williams, McDermott, Shinpoch and Conner: Requesting Congress to enact legislation designed to assure quality medical and health services for all citizens. ....							
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14. Representatives Kirk and Eikenberry: Petitioning that all of Fort Lawton be made into a city park; and that no part be used as a correctional institution by the Federal Bureau of Prisons. ....	859	859, 885	885	859	.....	.....	.....	.....
15. Representatives Bledsoe, King, Brown, Ceccarelli, Grant, Charnley, Rosellini, McDermott, Kiskaddon, Jones, Gilleland, Blair, Kraabel, Smythe, Lysen, Brouillet, Rabel, Ross, Backstrom, Paris and Chatalas (by Executive request and by Secretary of State request): Ratifying a proposed amendment to the U. S. Constitution allowing Congress to set the voting age. ....	901	902	917, 976, 991	902, 917	991	1002	1026	.....
16. Representatives North, Martinis, Hansey, Charette and Costanti: Petitioning the U. S. government to protect the interests of West Coast fishermen. ....	962	1007	1223	1223	.....	.....	.....	.....
17. Representatives Douthwaite, Brouillet and Grant: Requesting Congress to provide out-of-state tuition funds. ....	995	.....	.....	.....	.....	.....	.....	.....
18. Representatives Perry, Sawyer, Grant, Chatalas, Rosellini, Bagnariol, Thompson, Merrill and Brouillet: Requesting review of proposed reductions in foster grandparent program funds. ....	1088	.....	.....	.....	.....	.....	.....	.....
19. Representatives Goldsworthy, Lynch, May, Chatalas, Kirk, Kopet, Copeland, McDermott, Charnley, Kilbury, Pardini, Kuehnle, Maxie, Lysen, North, Harris and Haussler: Requesting federal assistance in funding of kidney disease programs. ....	1193	.....	.....	.....	.....	.....	.....	.....
20. Representatives Savage, Ross, Bradley, Maxie, Lysen, Douthwaite, Williams, Randall, Kilbury, Johnson, Charnley, Bagnariol, Chatalas, Conner, Grant, Jastad, King, Merrill, Perry, Thompson and Wojahn: Calling for withdrawal of U. S. troops from Southeast Asia and for a redirecting of national priorities. ....	1193	.....	.....	.....	.....	.....	.....	.....

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21. Representatives Lysen, Douthwaite, Shinpoch, Knowles, Maxie, Williams, McDermott, Kilbury, Ross, Blair, Rabel, Luders, Bauer, Jones and Charnley: Suggesting a federal program to utilize skilled personnel presently under-utilized by the aerospace industry. ....	1255	1310	1310	1311				
22. Representatives Mentor, Hansey, Costanti, Benitz, Paris, Schumaker, Hatfield, Brown, Polk, Hubbard, Smith, Wanamaker, Spanton, Beck, Hausler, Charette, Johnson, Kuehnle, Wolf, Cunningham, Farr, Kirk, Flanagan, Bledsoe, Morrison, Chatalas, Jueling, Lynch, Berentson, Hoggins, O'Brien, May, Conner, Rosellini, Randall, Charnley, Bauer, Bozarth, Ceccarelli, Martinis, Shinpoch and Wojahn: Requesting Congress to reconsider the SST project. ....	1325		1325	1325				
23. Representatives Hansey, Schumaker, Martinis, Zimmerman, Paris, Smith, Smythe, Bauer, Mentor, Randall, Jones, Kilbury, Marsh, Farr, Newhouse, Gladder, Polk, Brown, Eikenberry, Thompson, Jastad, Costanti, Shinpoch, Kopet, Rabel, Flanagan, Curtis, Berentson, Barden and Kuehnle: Requesting Oregon to prohibit the commercial harvest and sale of steelhead trout. ....	1525	1574						

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1. Representatives Moon, Merrill, Kilbury, King, Luders, Martinis, McDermott and Wojahn: Providing for periodic review of tax exemptions. ....	23	880	1395, 1417, 1427, 1396-1397, 1449-1453	1397, 1409, 1417, 1453	1397, 1409, 1418, 1428	2249	2251	2253 .....
2. Representatives Litchman, Anderson, Bagnariol, Marzano and Wojahn: Providing a constitutional amendment to allow a state operated lottery. ....	23							.....
3. Representatives Amen, Benitz, Bledsoe, Bozarth, Curtis, Farr, Gladder, Goldsworthy, Haussler, Lynch, Paris, Shera, Smythe, Spanton, Wanamaker and Wolf: Limiting property taxes to one percent of true value. ....	23	416, 1702	533- 538, 1812	538, 1813	538-539, 547, 1811			.....
4. Representatives Bozarth, Hurley, Chatalas, Backstrom, Adams, Amen, Anderson, Beck, Benitz, Conner, Curtis, Gallagher, Haussler, Kilbury, Knowles, Litchman, Martinis, May, McCormick and Savage: Establishing assessed valuation of real and personal property at twenty-five percentum of the true and fair value of such property. .	23							.....
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6. <b>Representatives Bledsoe, Backstrom, Curtis, Kuehnle, Paris and Wolf:</b> Amending the Constitution to provide an upper limit of twenty-five percent of value on personal and real property taxes. ....	23							
7. <b>Representative Copeland:</b> Revising Article II of the Constitution relating to the legislature. ....	23							
8. <b>Representative Copeland:</b> Revising Article III of the Constitution relating to the executive. ....	24							
9. <b>Representative Copeland:</b> Revising Article IV of the Constitution relating to the judiciary. ....	24							
10. <b>Representative Copeland:</b> Revising Article V of the Constitution relating to impeachment. ....	24							
11. <b>Representative Copeland:</b> Revising Article VI of the Constitution relating to elections. ....	24							
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14. Representative Copeland: Revising Article XXII of the Constitution relating to legislative apportionment. ....	24	.....	.....	.....	.....	.....	.....	.....	.....
15. Representatives Copeland and King: Revising Article XXIII of the Constitution relating to amendments and revisions. ....	24	.....	.....	.....	.....	.....	.....	.....	.....
16. Representatives May, Wolf and Spanton: Providing that the legislature may convene extraordinary sessions. ....	61	.....	.....	.....	.....	.....	.....	.....	.....
17. Representatives Bagnariol, Litchman, Spanton, Merrill, Ceccarelli and Barden: Amending Constitution to authorize lotteries. ....	61	.....	.....	141	.....	.....	.....	.....	.....
18. Representatives King, Gallagher, Grant and Litchman: Amending the Constitution to allow 18-year-olds to vote. ....	61	.....	.....	141	.....	.....	.....	.....	.....
19. Representatives McDermott, Charnley, Ross and Grant: Amending Constitution to repeal highway fund. ....	61	.....	.....	.....	.....	.....	.....	.....	.....
20. Representatives May, Conner and Spanton: Providing for limiting the governor's veto power. ....	61	.....	.....	.....	.....	.....	.....	.....	.....
21. Representatives Smythe, Haussler, North, Bauer, Blair, Litchman, Marsh and May (by Legislative Council request): Proposing constitutional amendment authorizing new form of "city-county" government in lieu of present "city and county government". ....	75	478	1221	1221, 2075	.....	2074	2251	2253	.....
22. Representatives Bledsoe, Berentson and Wolf (by Legislative Council request): Providing for a new pattern of succession to fill vacancy in governor's office. ....	90	287	372	406, 853	.....	784	.....	.....	.....

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24. Representatives Brown, Williams, Blair, Rabel, Bluechel, Douthwaite, Charnley, McDermott, Kraabel, Barden, Kiskaddon, Litchman and North: Providing a constitutional amendment making public transportation systems eligible for highway funds. ....	90							
25. Representatives Julin, Wojahn and Backstrom (by Judicial Council request): Amending the Constitution by repealing Article IV and adopting new Article IV A relating to the judicial system. .	90							
26. Representatives Savage, Kirk, Conner, Lysen, Haussler and Kilbury: Providing a constitutional amendment providing for annual sessions of the state legislature. ....	118							
27. Representatives Goldsworthy, Backstrom and Kopet (by Secretary of State request): Deleting need of publication by newspaper of laws submitted to people. ....	118	479	655	656, 657, 853	657	784		

28. Representatives Kopet, Backstrom and Goldsworthy (by Secretary of State request): Deleting necessity to publicize by newspaper notice of constitutional amendments. ....	118	479	656, 873	873	656	.....
29. Representatives Kuehnle, Litchman, Curtiss, Bottinger, Gladder, Smith, Elkenberry, Pardini, Shera, Hatfield, Kopet, Conway, Wolf, Morrison, Gallagher, Adams, Jastad, Bagnariol, Ceccarelli, Marzano, Randall, Rosellini, Anderson, Backstrom, Bauer, Chatalas, Hoggins, Kilbury, Knowles, McCormick and Merrill: Authorizing bingo and lotteries for charity. ....	141	.....	.....	.....	.....	.....
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32. Representatives Bledsoe, Morrison, Rabel, Kuehnle, North and Smith: Providing a constitutional amendment to provide for election of the governor and lieutenant governor from the same political party. ....	171	.....	.....	.....	.....	.....
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34. Representatives Brown, Ceccarelli, Bluechel, Blair, Kiskaddon, Kopet, Cunningham, Mentor, Smith, Hoggins, Bledsoe, Chatalas and Kilbury (by Executive request): Providing for annual sessions of the legislature. ....	238	358	516	517, 854	.....	784	.....	.....
35. Representatives Copeland, Litchman, Bledsoe, Bluechel, Backstrom, King, Shera, Smith, Curtis, Brown, North, Kraabel, Morrison, Farr, Cunningham, Kiskaddon, Lynch, Pardini, Lysen, Wojahn, Ceccarelli, Mentor, Kirk, Conway, Hoggins, Harris, Bauer, Chatalas, McCormick and Smythe (by Executive request): Providing a new method for amending the Constitution. ....	238	479	672-673	673, 854-855	.....	784	.....	.....
36. Representatives Grant, Chatalas, Sawyer and Bauer: Allowing the legislature to make justices of the peace courts of record. ....	254	.....	.....	.....	.....	.....	.....	.....
37. Representatives Kopet and Bluechel (by Executive request): Authorizing the governor to make organizational changes in the executive branch. ...	254	.....	.....	.....	.....	.....	.....	.....
38. Representatives North and Brown: Establishing redistricting and reapportionment procedures.....	279	.....	.....	.....	.....	.....	.....	.....
39. Representatives Bottiger and Julin: Amending the Constitution to remove limit on number of court commissioners in each county. ....	279	966	.....	.....	.....	.....	.....	.....

40. Representatives Newhouse, Bledsoe, Morrison, Kopet, Bluechel and Curtis: Increasing number of signatures required upon petitions for initiatives and referendums. ....	307								
41. Representatives Luders, Kraabel, Martinis, Backstrom, Litchman and Van Dyk: Proposing an environmental bill of rights in the state Constitution. ....	317								
42. Representatives Flanagan, Perry and Pardini (by Executive request): Allowing for contracting of debt by the state. ....	337	645							
43. Representative Bluechel: Amending the Constitution to improve the operation and administration of state government. ....	380								
44. Representative Bluechel: Amending the Constitution to improve the operation and administration of state government. ....	399								
45. Representatives Mentor, Paris, Smythe, Hansey, Shinpoch, Wanamaker, Wolf, Costanti, Randall, Zimmerman and Kopet: Providing that the county legislative body may set salaries of county elective officers. ....	399	1019							
46. Representatives Smythe, Randall, Brown, Curtis, North, Shera and Zimmerman: Proposing constitutional amendment permitting legislature to abolish office of superintendent of public instruction. ....	439								
47. Representatives Bluechel, O'Brien, Hoggins and Kiskaddon: Amending Article VII, section 2 of the Constitution. ....	468	1475	1615	1615	2249	2251	2253		
48. Representatives Gallagher and O'Brien: Providing for assessment of certain property at ten percent; of certain other property at twenty percent. ....	524								

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49. Representatives Kuehnle, Bagnariol, Gallagher, Curtis, Backstrom, Juelling, Perry, Gladder, Hatfield and Randall: Proposing constitutional amendment authorizing lotteries. ....	524							
50. Representative Goldsworthy: Authorizing flat rate income tax with limitation upon regular property tax levies. ....	614							
51. Representatives Charnley, Grant, Randall, Shimpoch and Williams: Amending the Constitution to allow an income tax. ....	794							
52. Representatives Flanagan, Perry and Pardini (by Executive request): Amending the constitutional debt limitation. ....	859	934	1014	1014		1916	1917	1987
53. Representatives Smythe, Haussler, North, Thompson, Zimmerman and Bauer (by Urban Affairs Council request): Providing for optional county charters. ....	896							
54. Representatives Kiskaddon, King, Brown, North, Mentor and Charnley: Amending the Constitution to authorize an income tax and revise tax structure. ....	902							

55. Representatives Brown, Charnley, Cunningham, Brouillet, Curtis and McCormick: Amending the Constitution by repealing the 40% voter turnout requirement for special levy elections. ....

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## SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
1. Representatives Copeland, Juelling, Newhouse, Harris and Bottiger (by Legislative Council request): Commending upon retirement, Donald C. Sampson. ....	13	.....	13	13	53-54	25	25	34	.....
2. Representative Bledsoe: Notifying the Governor that the Legislature is organized. ....	13	.....	13	13	.....	25	25	34	.....
3. Representative Bledsoe: Joint sessions to receive Governor's message to the Legislature and the Governor's budget message. ....	13	.....	13	13	.....	25	25	34	.....
4. Representatives Hoggins, Randall and Zimmerman: Providing for study on development of a state coordinated system for communication by department of general administration. ....	61	303, 966	.....	.....	303	.....	.....	.....	.....
5. Representative Pardini: Joint session to receive address to the Legislature from Richard G. Capen, Jr. ....	141	.....	141	141	.....	144	149	151	.....
6. Representatives Bledsoe and McCormick: Relating to memorial services commemorating deceased members of the legislature. ....	147	.....	147	148, 167	.....	167, 190	179	189	.....
7. Representatives Lynch, Benitz, King, Kiskaddon, Shinpoch and Chatalas: Providing for study of post high school education financing. ....	155	331	982	983, 1661	.....	1661	1672	1747	.....

8. <b>Representatives Lynch, King and Kiskaddon:</b> Authorizing a study to determine the feasibility of consolidating community college districts. ....	254	522	622	622, 855	784			
9. <b>Representatives Conner, Savage, Wanamaker and Mentor:</b> Authorizing a study of the Keystone-Port Townsend ferry service. ....	268							
10. <b>Representatives Charnley, Brown, Ross, Douthwaite, Maxie and Van Dyk:</b> Requesting the legislative council to study population growth and migration. ....	268							
11. <b>Representatives Flanagan, North, Backstrom and Moon:</b> Directing a study of public services. ....	289	523	622	622, 856	401	784		
12. <b>Representatives Douthwaite, Charnley, Van Dyk, Williams, Lysen, Grant, Chatalas, Bradley, Shinpoch, King, McDermott, Kilbury, Knowles and Bauer:</b> Directing the legislative council to study oil spills and supertankers. ....	289	961	1221	1221		2249	2251	2253
13. <b>Representatives Johnson, Morrison, Benitz, Kilbury, Savage and Van Dyk:</b> Relating to monitoring nuclear emissions. ....	346							
14. <b>Representatives Kopet, Backstrom and Lynch:</b> Directing a study of faculty tenure. ....	361	1005	1222	1222		2249		
15. <b>Representatives Smythe, Perry, King, McDermott, Kiskaddon, Charnley, Maxie, Gallagher, Savage, Knowles, Bottiger, Shera, Douthwaite, Ross and Anderson:</b> Directing a study of day care centers. .	361				381			
16. <b>All 99 members:</b> Commending Will Bachofner for his service as Chief of Washington State Patrol. ..	380		380	380		445	445	480
17. <b>Representatives Johnson, Bluechel and Shinpoch:</b> Directing the Legislative Council to make a study of taxing districts. ....	400							

## SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
18. Representative Bledsoe: Pertaining to the internal business of the legislature. ....	439		439	442	439-441	784			
19. Representatives Williams and Lysen: Authorizing a study relating to community schools. ....	442	1023	1413, 1415	1416		2249	2251	2253	
20. Representatives North, Brouillet, Bledsoe, Brown, Charnley and Haussler: Providing for a study on a state regional library system. ....	442	479	623, 930	931	1910	1910, 1958	2023	2025	
21. Representatives Bauer, Haussler, Marsh and Van Dyk: Directing a legislative council study of regulation of corporate farming. ....	445	507							
22. Representative Bledsoe: Calling for a joint session to receive the message of the vice president. ....	591		591	592		630	631	687	
23. Representatives King and Shinpoch: Providing for a legislative council study of landlord-tenant laws and relationships. ....	713	1127	1413	1414		2249			
24. Representative Bledsoe: Extending time for the consideration of bills. ....	725		729	730, 734	725	734	745	782	
25. Representative Bledsoe: Appointing committee to notify Governor legislature is about to adjourn <i>sine die</i> . ....	786		786	786			787	787	

26. Representative Bledsoe: Notifying Governor that the legislature is organized. ....	794	794	794	804	856	881	.....
27. Representatives Bledsoe, Copeland, Newhouse, Morrison, North, Pardini, Swayze and Wolf: Establishing rules for the first extraordinary session of the 42nd legislature. ....	882	898	898	882, 898, 905	.....	.....	.....
28. Representatives Goldsworthy, Copeland, Lynch, Moon, Backstrom, Bozarth, Chatalas, Cunningham, Kopet, May, McCormick, O'Brien, Polk, Savage, Shinpoch and Wolf: Directing a study to review appropriation procedures and practices of other states for possible use in this state. ....	883	883	883	.....	.....	.....	.....
29. Representatives Kilbury, Shinpoch, McDermott, Charnley, Williams, Bagnariol, Lysen, Perry, Grant, Maxie, Ross, Sawyer, Douthwaite, Kirk, Rosellini, Chatalas, O'Brien, Marzano, Wojahn, Litchman, Eikenberry, Brouillet, Ceccarelli, Rabel and Bradley: Authorizing a study of the feasibility of incorporating existing rail facilities into urban mass transportation systems. ....	902	.....	.....	.....	.....	.....	.....
30. Representative Blair: Providing for an investigation of gaming activities. ....	924	.....	.....	.....	.....	.....	.....
31. Representatives Bledsoe and Sawyer: Adopting cut-off dates for introduction and consideration of bills. ....	924	924	924	.....	.....	.....	.....
32. Representatives Bluechel and Randall: Providing for a special commission to undertake a study on land use. ....	995	.....	.....	.....	.....	.....	.....
33. Representatives Bradley, Anderson, Charette, Zimmerman and Van Dyk: Calling for a study of need for personal use clam licenses. ....	995	1301	1414	1415	.....	.....	.....

**SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction, First reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Reported from Senate	Signed by Speaker	Signed by President of Senate	Action by Governor
34. Representative Bluechel: Creating a land planning commission and describing its powers and duties. ....	1002	1052	.....	.....	1293	.....	.....	.....	.....
35. Representatives Shinpoch, Lynch, Maxie, King, Kiskaddon, Rabel, Douthwaite, Knowles, Anderson, Goldsworthy, Shera, Benitz, Bottiger, Gladder, Bluechel and Chatalas: Directing a study of college credit transfers. ....	1025	1127	1611	1612	.....	2249	2251	2253	.....
36. Representatives Smith, Kopet, Luders, Brown, Lysen, Jones, Bauer, Gilleland, McCormick, Blair, Douthwaite, Smythe, Van Dyk, North, Wojahn, Rabel, Johnson, Zimmerman, Knowles and Thompson: Providing for a legislative council study of methods of protecting the archeological resources of the state. ....	1242	1436	.....	.....	.....	.....	.....	.....	.....
37. Representatives Smythe, Marsh and Zimmerman: Providing for a study of children's councils. ....	1292	.....	.....	.....	.....	.....	.....	.....	.....
38. Representative Copeland: Providing for the availability to courts of record of sound recordings of legislative debates. ....	1358	.....	.....	.....	.....	.....	.....	.....	.....
39. Representatives Smythe, Thompson, North, Hausler and Marsh: Providing for advisory committee to study alternative statutory optional model county charters. ....	1402	.....	1402, 1426	1427	.....	2249	2251	2253	.....

40. Representatives McDermott, Charette, Kraabel, Brouillet, Kilbury, Charnley, Douthwaite, Lysen, Knowles, Williams, Perry, Kiskaddon, Brown and Lynch: Directing the department of employment security to establish a pilot program for retraining of certain employees. ....	1402							
41. Representatives Kopet, Shera, Goldsworthy, Chatalas and Marsh: Requesting the Legislative Budget Committee to study alternative ways of state pension funding. ....	1844	1844, 1849	1850	1845	2024	2251	2253	
42. Representatives Berentson, Bledsoe, Wolf, Martinis, Charette, Perry and Marsh: Expediting highway construction contracts to relieve unemployment. ....	1870	1871	1871		2024	2251	2253	
43. Representatives Copeland, Bledsoe, Bottiger and Barden: Creating a special committee on redistricting. ....	1871	1949	1949					
44. Representative Bledsoe: Relating to the <i>sine die</i> adjournment, forty-second legislature. ....	2247	2247	2247		2249	2251	2253	

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS**

NUMBER, AUTHOR AND SUBJECT	<i>Introduction</i>	<i>Adopted</i>	<i>Rejected</i>	<i>Other Action</i>
71-1 <b>Representative Bledsoe:</b> Adopting House temporary rules. ....	4	5	.....	.....
71-2 <b>Representative Bledsoe:</b> Notifying Senate that House is organized. ....	12	12	.....	.....
71-3 <b>Representative Bledsoe:</b> Weekly payment provisions for Representatives and House employees. ....	12	12	.....	.....
71-4 <b>Representatives Litchman, Copeland, Bagnariol, Ceccarelli, Rosellini, Adams, Martinis, Randall and Spanton:</b> Requesting state take necessary actions to bring Buffalo Bills football club to Washington State. ....	40	40	.....	.....
71-5 <b>Representatives Maxie, Chatalas, O'Brien, Ross, Charnley, Douthwaite, Grant, Kilbury, King, Knowles, Kraabel, Litchman, Marzano, McDermott, Merrill, Shinpoch, Williams and Wojahn:</b> Honoring Martin Luther King's birthdate. ....	76	77	.....	.....
71-6 <b>Representatives Conner and Savage:</b> Availability of Fort Worden. ....	109	.....	.....	109
71-7 <b>By the majority of the members of the Committee on Rules and Administration—Representatives Swayze, Copeland, Bledsoe, Cunningham, Harris, Juelling, Kirk, Newhouse and Wolf:</b> Adopting House permanent rules. ....	110	135	.....	110, 118-134
71-8 <b>Representative Bledsoe:</b> Recommending official House photographer. ....	149	149	.....	150
71-9 <b>Representatives Johnson, Morrison, Bledsoe, Benitz, Kilbury, Knowles, Haussler, Merrill, Bozarth and Kraabel:</b> Urging restoration of funds to continue work at the Hanford Diversification Project. ....	197	197	.....	.....

71-10	Representatives Hoggins, Kiskaddon, Moon, Backstrom, Martinis, King, Bottiger, Jones, Copeland, Merrill, Cunningham, Morrison, Hubbard, Kuehnle, Shera and Goldsworthy: Recognizing Lynnwood Rotary International Air Fair as official state air show. ....	309	309	.....	.....
71-11	Representatives Marzano, Backstrom, Copeland and Goldsworthy: Requesting federal declaration of American Creed Week. ....	388	388	.....	.....
71-12	Representatives Haussler and Schumaker: Revising laws relating to liabilities and duties of domestic animal owners. ....	443	443	.....	.....
71-13	Representatives Douthwaite, Kiskaddon, Blair, Kraabel and Shinpoch: Requesting federal grants for mass transit research contracts to aerospace industry. ....	481	481	.....	.....
71-14	Representatives Sawyer, Wolf, Moon and Bozarth: Commending Washington Future Homemakers for 25 years of service. ....	481	481	.....	.....
71-15	Representatives Curtis, Bozarth, Flanagan, Bledsoe and Haussler: Complimenting Wenatchee area citizens for their great contribution to the state. ....	544	54F	.....	.....
71-16	All 99 members: Recognizing heroic action of Walt Lensegrav. ....	545	546	.....	.....
71-17	Representative Newhouse: Directing review by the Legislative Council of possibility of developing a coordinated mapping system for the state. ....	713	713	.....	.....
71-18	Representatives Flanagan, Haussler, Johnson, Benitz, Hubbard and Kilbury: Urging institution of federal commodity assistance and/or surplus removal programs for potato growers. ....	774	774	.....	.....
71-19	Representative Johnson: Commending Kennewick Lions wrestling team and coach Bill Conrad. ....	774	774	.....	.....
71-20	Representatives Lynch, Charette and Goldsworthy: Directing study of new tax or increased tax levies and analyzing use of continuing taxes. ....	774	775	.....	.....
71-21	Representative Bledsoe: Notifying Senate that House is ready to adjourn <i>sine die</i> . ....	786	786	.....	.....
71-22	Representative Bledsoe: Adopting permanent rules of extraordinary session. ....	793	793	.....	.....
71-23	Representative Bledsoe: Appointing standing committees of the extraordinary session. ....	793	793	.....	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction	Adopted	Rejected	Other Action
71-24 Representative Bledsoe: Notifying Senate that House is organized and ready for business of extraordinary session. ....	793	793	.....	.....
71-25 Representatives Gallagher, Bagnariol, Backstrom, Charnley, Rosellini, Perry, Grant and Thompson: Rescinding or requiring uniformly applied rule regarding wearing of pantsuits by legislators and legislative employees. ....	884	.....	884	.....
71-26 Representatives O'Brien, Chatalas, Ceccarelli, Rosellini, Douthwaite, Charnley, McDermott, Ross, Rabel, Maxie and Williams: Urging passage of Seattle School District special levy. ...	896	897	.....	.....
71-27 Representatives Smythe, Amen and Kraabel: Authorizing study of individual school district experience in terminating teacher employment. ....	903	905	.....	.....
71-28 Representatives Maxie, Ross, King, Kilbury and Shinpoch: Extending condolences to Mrs. Whitney Young, Jr. and family. ....	927	927	.....	.....
71-29 Representatives Copeland, Charette, Bottiger, Cunningham, Backstrom, Beck, Berentson, Bledsoe, Bluechel, Brouillet, Brown, Chatalas, Conner, Curtis, Farr, Hoggins, King, Kirk, Kiskaddon, Kopet, Litchman, Lynch, Marsh, Mentor, Moon, Morrison, O'Brien, Pardini, Randall, Rosellini, Sawyer, Shinpoch, Smythe, Swayze, Thompson, Williams, Wojahn, Wolf and Zimmerman: Commending legislative interns for meritorious contribution to House of Representatives. ....	925	925	.....	.....
71-30 By Rules and Administration: Granting YMCA Youth Legislature permission to use House chambers. ....	935	935	.....	.....
71-31 Representatives Barden, Maxie, Flanagan, May, Eikenberry and Goldsworthy: Deploring loss to nation of Thomas E. Dewey, statesman and leader. ....	935	936	.....	.....

71-32	<b>By Rules and Administration:</b> Establishing rules for consideration of bills. ....	968	969	.....	.....
71-33	<b>Representatives Backstrom, Copeland, O'Brien, Chatalas, Bledsoe, Sawyer, Grant and Goldsworthy:</b> Harrie O. Bohlke death mourned. ....	1026	1027	.....	.....
71-34	<b>Representatives Blair, Charnley, Gilleland, Williams, Douthwaite, Ross, North and Kraabel:</b> Directing Legislative Council to study legal, moral and social aspects of drugs and intoxicants. ....	1006	.....	1006	.....
71-35	<b>Representatives Berentson, Bledsoe, Sawyer, Wolf, Shera, Brouillet, Morrison, Pardini, Chatalas, Rabel and Litchman:</b> Agreement to accept Senate challenge to play basketball game. ....	1007	1008	.....	.....
71-36	<b>Representatives Brouillet, Sawyer and Gallagher:</b> Commending Puyallup Vikings high school basketball team on winning class AAA championship. ....	1027	1027	.....	.....
71-37	<b>Representatives Amen, Kilbury, Haussler, Van Dyk, Bozarth, Morrison, Schumaker, Costanti, Bauer, Hansey, Benitz, Pardini and Kuehnle:</b> Requesting study of alternatives to burning of bluegrass seed fields and preservation of the industry. ....	1067	1067	.....	.....
71-38	<b>Representatives Jueling, Lynch, Shinoch, Barden, Polk, Backstrom, Shera and Morrison:</b> Appropriating from locker room funds money to purchase cheap champagne gift for Senator Proxmire. ....	1067	1067	.....	.....
71-39	<b>Representatives Cunningham, Wolf and O'Brien:</b> Directing study by Legislative Council of state employees', officials' salaries and compensation. ....	1128	1128	.....	.....
71-40	<b>Representatives Jones, Costanti, Gilleland, Smythe, Kopet, Amen, Barden, Blair, Haussler, Van Dyk, Thompson and North:</b> Directing study by Legislative Council of granting of initiative and referendum powers to cities and counties. ....	1199	1199	.....	.....
71-41	<b>Representatives Goldsworthy and Lynch:</b> Directing study by Joint Committee on Higher Education of bond potential and fee structure using student fees for repayment. ....	1199	1200	.....	.....
71-42	<b>Representatives Kraabel, Copeland, Kopet, Brouillet, Goldsworthy, O'Brien, Moon, Haussler, Polk, Jones, Eikenberry, Gilleland and Barden:</b> Directing Legislative Council to study all state boards and commissions and their need, cost, powers and duties. ....	1200	1200	.....	.....
71-43	<b>Representatives Douthwaite, May, Kuehnle, Williams, Bauer, Luders, Kopet:</b> Requesting appointment of two youths to Expo '74 commission. ....	1200	.....	1200	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

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NUMBER, AUTHOR AND SUBJECT	<i>Introduction</i>	<i>Adopted</i>	<i>Rejected</i>	<i>Other Action</i>
71-44 Representatives Lynch, Goldsworthy, Pardini, Kopet, Rabel, Gladder, Ross, Knowles, King, Maxie, Douthwaite and Shera: Requesting Council on Higher Education make an interim study on training and retaining physicians and medical corpsmen in the field of family practice. ....	1200	1201	.....	.....
71-45 Representatives Bauer, Haussler, Van Dyk, Marsh and Bozarth: Requesting study by Legislative Council of farming operations by large corporations. ....	1201	1233	.....	1201, 1233
71-46 Representatives Curtis, Kuehne, Wojahn, Pardini, Hatfield, Polk, Gladder, Wolf, Farr, Jueling, Backstrom, Jastad, Perry, Gallagher, O'Brien, Ceccarelli and Bagnariol: Directing study of franchise business by Legislative Council. ....	1225	1225	.....	.....
71-47 Representatives Zimmerman and Bauer: Commending Washougal high school wrestling team on winning class A title. ....	1233	1234	.....	.....
71-48 Representatives Hoggins, Moon, Martinis, King, Kiskaddon and Backstrom: Commending Mrs. Dorothy J. Bennett for great achievement in education. ....	1358	1358	.....	.....
71-49 Representatives Jastad, Adams, Marzano, Wojahn, Bottiger, Gallagher, Sawyer, Brouillet, Shera and Swayze: Commending Tacoma City Light for efforts in restoring and enhancing Cowlitz river fishery above their dams. ....	1273	1274	.....	.....
71-50 Representatives Moon, Haussler, Merrill, Smythe and North: Requesting study by Legislative Council of possibilities and problems in granting counties, cities and towns authority to levy taxes. ....	1293	1293	.....	.....
71-51 Representatives Thompson, Hubbard and Charette: Requesting study by Legislative Council of inconsistencies in "unemployment work week." ....	1293	1294	.....	.....

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71-52	Representatives Conner and Savage: Wish Port Townsend a happy 120th birthday. ....	1294	1294	.....	.....
71-53	Representatives Conner and Morrison: Employment security department, utilization study. ....	1326	1326	.....	.....
71-54	Representatives O'Brien, Shinpoch, Chatalas, Kilbury, Ceccarelli, Johnson, Ross, Maxie, Gilleland, Grant, Beck, Wolf, Blair, Jones, Paris and Litchman: Requesting moratorium providing time extension for unemployed to meet their mortgage payments. ....	1358	1359	.....	.....
71-55	Representatives Thompson and Ross: Instructing alternation between boys and girls in carrying flag in daily color presentation. ....	1408	1408	.....	.....
71-56	Representatives Randall, Mentor, Beck and Wanamaker: Congratulating Olympic College Music Department for hosting 12th annual Northwest Jazz Festival. ....	1442	1442	.....	.....
71-57	Representatives Rabel, Lynch and Douthwaite: Directing study by Council on Higher Education of foreign student college education problems. ....	1442	1442	.....	.....
71-53	Representatives Zimmerman, Flanagan, Haussler, Bledsoe, Bozarth and Pardini: Fostering program to preserve and conserve state's water and related land resources. ....	1443	1443	.....	.....
71-59	Representatives Conner and Savage: Directing study by Interim Committee on Fisheries of causes of decline of Elwha River salmon run. ....	1496	1496	.....	.....
71-60	Representatives O'Brien, Zimmerman, Charnley and Smythe: Requesting study by Legislative Council of watercraft waste disposal legislation. ....	1526	1527	.....	.....
71-61	Representatives McDermott, Costanti, Ross, Martinis, Mentor, Perry, Shinpoch, Blair, Kraabel, Kiskaddon, Douthwaite, Maxie, Williams and Charnley: Requesting establishment of program to capture surplus salmon for use by citizens needing additional nutritional foodstuff. ....	1527	.....	.....	1528
71-62	Representative Conner: Directing study by Legislative Council of predicted ecological and environmental effects of commercial fishing on Port Discovery Bay. ....	1527	1527	.....	.....
71-63	Representatives Polk, May, Kopet, Paris, Eikenberry, Morrison, King, Randall, Jastad, Grant, Lysen and Wolf: Directing study by Legislative Council of use of value-added tax to replace B & O and ad valorem tax on business inventories. ....	1580	1581	.....	.....
71-64	Representative Swayze: Rescinding House Resolution 71-32. ....	1581	1581	.....	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	<i>Introduction</i>	<i>Adopted</i>	<i>Rejected</i>	<i>Other Action</i>
71-65 Representatives Kirk, Marzano, Anderson, Bauer and Curtis: Paying tribute to Disabled American Veterans Organization on 50th anniversary. ....	1581	1581	.....	.....
71-66 Representatives Cunningham, Thompson, Smythe, Zimmerman and Bauer: Requesting local and regional air pollution authorities to reexamine priorities. ....	1582	1582	.....	.....
71-67 Representatives Thompson, Kraabel, Martinis, Smythe and Zimmerman: Requesting study by Legislative Council of boat registration, taxation and water safety. ....	1594	1594	.....	.....
71-68 Representatives Bottiger, North, Wojahn and McCormick: Directing Legislative Council to study area of equal employment rights for men. ....	1608	.....	1608	.....
71-69 Representatives Moon and Jueling: Requesting Legislative Council to study need for licensing of animal technicians. ....	1672	1672	.....	.....
71-70 Representatives Charette, Zimmerman, Rabel, Newhouse, Williams and Chatalas: Directing Legislative Council to study problem of environmental noise pollution. ....	1628	1629	.....	.....
71-71 Representative Merrill: Commending Tom Hamilton on meritorious service to athletics. ....	1629	1630	.....	.....

71-72	Representatives Anderson, Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Elkenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harr's, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lynch, Lyscn, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Swayze, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf and Zimmerman: Commending Representative Gladys Kirk for her efforts and accomplishments. ....	1673	1674	.....	.....
71-73	Representatives Randall, Shinpoch, Charnley, Zimmerman and Wanamaker: Directing Legislative Council to study cable barricade devices in order to minimize dangers to public. ....	1672	1673	.....	.....
71-74	Representatives Jastad and Marzano: Congratulating Leonard C. Merta, Washington small business man-of-the-year. ....	1673	1673	.....	.....
71-75	Representatives Thompson and Flanagan: Study by Legislative Budget Committee of the boating public to state financing of boating facilities and land. ....	2084	2084	.....	.....
71-76	Representatives Kopet, Marsh and Curtis: Requesting Legislative Budget Committee to study existing allocation of tideland and shorelands revenues. ....	1707	1707	.....	.....
71-77	Representatives Hurley, May and Gallagher: Congratulating Judith Anne Likarish for accomplishments in "Ability Counts" writing contests. ....	1783	1783	.....	.....
71-78	Representative Conner: Study by Legislative Council of naturopathy. ....	2083	2083	.....	.....
71-79	Representatives Litchman, Perry, O'Brien and Copeland: Commemorates the 23rd anniversary of the State of Israel (April 23, 1971). ....	2085	2085	.....	.....
71-80	Representatives Goldsworthy, Copeland, Berentson, Moon, Bledsoe, Newhouse, Amen and Gallagher: Congratulating Stan Bates on being appointed Commissioner of the Western Athletic Conference. ....	2085	2085	.....	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction	Adopted	Rejected	Other Action
71-81 <b>Representatives McDermott, Costanti, Paris, Ross and Perry:</b> Requests the Department of Fisheries to dispose of Lake Washington excess sockeye salmon to state institutions, public assistance, schools or agencies representing economically depressed or disadvantaged people. ....	2083	2083	.....	.....
71-82 <b>Representatives Kopet, Kilbury, Brown and King:</b> Study by Legislative Council of consolidation of local governments. ....	2086	2086	.....	.....
71-83 <b>Representatives Conner, Bluechel, Cunningham, Wolf and Charette:</b> Study by Legislative Council of need and feasibility of a central law enforcement training facility and a possible site. ....	2086	2086	.....	.....
71-84 <b>Representatives Bottiger, Marzano and Gallagher:</b> Study by Legislative Council of problems relating to certified abstracts of driving records. ....	2087	2087	.....	.....
71-85 <b>Representatives Randall, Kuehnle, Hoggins and Bottiger:</b> Requests the Superintendent of Public Instruction to adopt rules allowing parents to review instructional materials. ....	2084	.....	2084	.....
71-86 <b>Representatives Conner, Savage, Van Dyk, Costanti, Berentson, Wanamaker, Hansey, Mentor and Farr:</b> Study by Legislative Council of pollution control between Washington and British Columbia. ....	2087	2087	.....	.....
71-87 <b>Representatives Hurley, Julin, May, O'Brien, Berentson and Wolf:</b> Study by Legislative Council of need for legislation to reimburse people for adverse effects of construction of public facilities near their property. ....	2087	2087	.....	.....
71-88 <b>Representatives King and Smythe:</b> Study by Joint Committee on Education of drug problem on school premises and determine whether assistance is needed from authorities outside the schools. ....	2088	2088	.....	.....

<b>71-89</b>	<b>Representatives Kopet, Backstrom and Shera: Study of Legislative Budget Committee of the reclamation revolving account. ....</b>	2088	2088	.....	.....
<b>71-90</b>	<b>Representatives Haussler, Kilbury, Shera, Conway and Blair: Study by Public Pension Commission of the medical benefits of the 1969 Law Enforcement Officers and Fire Fighters Retirement System Act. ....</b>	2083	2083	.....	.....
<b>71-91</b>	<b>Representatives May, Hurley, Haussler and Luders: Study by Legislative Council of the desirability of requiring all legislation containing direct or indirect appropriations be approved by the Appropriations Committee. ....</b>	2088	2088	.....	.....
<b>71-92</b>	<b>Representatives Kilbury, Ross and Bagnariol: Study by Legislative Council of the insurance industry, specifically marketing practices and cancellations. ....</b>	2089	2089	.....	.....
<b>71-93</b>	<b>Representatives Backstrom, Chatalas, Marsh, Swayze, Goldsworthy, Thompson and Kopet: Thanking Mrs. Ellen C. Gerth for her work with the Legislative Budget Committee. ....</b>	2089	2089	.....	.....
<b>71-94</b>	<b>Representatives Shinpoch, Lynch, Bluechel and Maxie: Study by Council on Higher Education of the transfer policies of the states' institutions of higher education. ....</b>	2089	2089	.....	.....
<b>71-95</b>	<b>Representatives Smith, Douthwaite, Lysen, Bradley, Luders, North, Conner and Smythe: Study by Legislative Council on the conservation, protection and management of Indian artifacts and other archeological resources. ....</b>	2089	2089	.....	.....
<b>71-96</b>	<b>Representatives Perry, McDermott, Moon and Shinpoch: Study by Legislative Council of the geographical coordinate plans systems and its possible use. ....</b>	2090	2090	.....	.....
<b>71-97</b>	<b>Representatives Lynch, Goldsworthy and King: Study of Joint Committee on Higher Education of the present methods of funding capital construction of user facilities, parking lots, student union building, at four year colleges. ....</b>	2090	2090	.....	.....
<b>71-98</b>	<b>Representatives McDermott, Randall, Hoggins and Brouillet: Study by Toll Bridge Authority of the operating deficit of the Southworth-Fauntleroy Ferry run and the advisability of the eventual phase-out. ....</b>	2090	2090	.....	.....
<b>71-99</b>	<b>Representatives Thompson and Morrison: Study by Transportation Committee of the feasibility of establishing a major jet airport facility in the vicinity of Kitsap County Airport. ....</b>	2091	2091	.....	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction	Adopted	Rejected	Other Action
71-100 Representatives Kilbury, Kiskaddon and Ceccarelli: Investigation by Legislative Council of the Mexican Correctional System and make recommendation for the Washington State Correctional System. ....	2091	2091	.....	.....
71-101 Representatives North, Bottiger and Kopet: Study by Legislative Council of the performance of boundary review boards. ....	2091	2091	.....	.....
71-102 Representatives Sawyer, Martinis, Zimmerman and Wojahn: Study by Legislative Council of the river systems of Washington and investigate alternatives for protection and preservation of these river systems. ....	2091	2091	.....	.....
71-103 Representatives Marsh, Julin, Wojahn, Litchman, Bagnariol, Ross, Chatalas, Kirk and Rosellini: Study by Judicial Council of the administration of justice as it is administered in our Superior, District, Justice, and other courts of limited jurisdiction. ....	2092	2092	.....	.....
71-104 Representatives Thompson and Wolf: Study by Legislative Council of the location of utility rights of way and study the problems of establishing and maintaining utility easements and utility transmission lines. ....	2092	2092	.....	.....
71-105 Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Harris, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelsing, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnie, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Swayze, Thompson, Van Dyk, Wanamaker, Williams, Wolf and Zimmerman: Paying tribute to Mothers Day. ....	1936	1937	.....	.....

<b>71-106 Representatives Backstrom, Jueling, Kopet, Shinpoch and Gladder:</b> Study by Legislative Council of the successful blame-the-parent laws currently in effect across the nation. ....	2092	2092	.....	.....
<b>71-107 Representatives Rabel, Charnley, Lynch, Bluechel, Kraabel, Charette, Brown, McDermott and Van Dyk:</b> Study by Legislative Council of the demographic variations and increases in the state and their effect on governmental services and the environment. ....	2084	2084	.....	.....
<b>71-108 Representatives Backstrom, Kopet, Chatalas and Conner:</b> Review by Legislative Budget Committee of policies, practices, and procedures of the nursing home industry. ....	2093	2093	.....	.....
<b>71-109 Representatives Kopet, Goldsworthy and Marsh:</b> Study by Legislative Budget Committee of alternative ways of funding the Public Employees', Teachers' and the Law Enforcement Officers' and Fire Fighters' Retirement Systems. ....	2093	2093	.....	.....
<b>71-110 Representatives Kopet, Lynch and Shinpoch:</b> Study by Council on Higher Education of the subject of academic tenure in state institutions of higher learning. ....	2094	2094	.....	.....
<b>71-111 Representatives Moon, Wolf and Chatalas:</b> Study by Legislative Council of the desirability and feasibility of limiting the number of requests for draft legislation that each legislator may make. ....	2094	2094	.....	.....
<b>71-112 Representatives Williams, Lysen, Douthwaite, Brouillet and Kiskaddon:</b> Report by Joint Committee on Education on alternative methods of funding the community school concept. ....	2094	2094	.....	.....
<b>71-113 Representatives Newhouse, Haussler, Johnson, Moon, Flanagan and Kilbury:</b> Study by Legislative Council of HB 1124 pertaining to the taxation of steam generated power plants. ....	2094	2094	.....	.....
<b>71-114 Representatives Hansey and Farr:</b> Commending the Bellingham High School Band. ....	2095	2095	.....	.....
<b>71-115 Representatives Van Dyk, Douthwaite, Cunningham and Conner:</b> Study by Legislative Council of the entire matter of possible oil spills in Puget Sound. ....	2095	2095	.....	.....
<b>71-116 Representatives North, Thompson, Smythe and Haussler:</b> Requesting Legislative Council to study local government consolidation. ....	2095	2095	.....	.....
<b>71-117 Representatives Newhouse and Chatalas:</b> Authorizing liaison appointments to Legislative Budget Committee, the Joint Committee on Education and the Joint Committee on Highways. ....	2241	2241	.....	.....

**SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS—Continued**

NUMBER, AUTHOR AND SUBJECT	Introduction	Adopted	Rejected	Other Action
71-118 Representatives Swayze, Bledsoe, Newhouse, Sawyer, Wolf, Copeland, Chatalas, Grant and Perry: Thanking Olympia area residents and merchants for hospitality. ....	2244	2245	.....	.....
71-119 Representatives Swayze, Copeland, Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Juelsing, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer and Wolf: Congratulating various news media on coverage of legislative sessions. ....	2245	2245	.....	.....
71-120 Representatives Swayze, Copeland, Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Juelsing, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer and Wolf: Authorizing attendance at legislative conferences and directing Chief Clerk to complete work of session. ....	2245	2247	.....	.....
71-121 Representatives Swayze, Copeland, Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Juelsing, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer and Wolf: Legislative bills in possession of Chief Clerk or committees indefinitely postponed. ....	2247	2247	.....	.....
71-122 Representatives Swayze, Copeland, Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Juelsing, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer and Wolf: Notifying Senate that House is about to adjourn <i>sine die</i> . ....	2247	2248	.....	.....

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
1. Senators Durkan and Odegaard: Limiting the property tax raise in each taxing district. ....	552, 857	552, 859	1024			784			
8. Senators Huntley, Day, Guess and Talley: Providing for cemetery districts in all counties. ....	251	254	376	463	463		480	480	Ch. 19
10. Senator Gissberg: Authorizing eighteen years of age to be legal age in probate law. ....	314	317	707	714	754-755	715	773	778	Ch. 28
16. (Substitute) By Committee on Constitution, Elections and Legislative Processes: Providing the powers of initiative and referendum to county electors. ....	984	985							
17. Senators Mardesich, Cooney, Twigg, Peterson-(Ted), Stender and Holman (by Insurance Commissioner request): Creating the Washington Life Insurance Guaranty Association. ....	1671	1672	1839-1842	1951	1953	1952	2024	2041	Ch. 259, '71 Ex.
18. Senators Mardesich, Cooney and Twigg (by Insurance Commissioner request): Creating the Washington Insurance Guaranty Association. ....	1671	1672	1842	1953, 1974-1978	2099	1953	2249	2251	Ch. 265, '71 Ex.
24. Senator Guess: Mandating certain examination of instructional materials used in the common schools. ....	1400	1402							

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**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
32. Senators Francis and Stender: Allowing a divorced mother to bring an action for injury or death of her minor child. ....	479, 857	480, 859				784			
35. Senator Wilson: Authorizing Eastern Washington State College to grant certain bachelor degrees. ...	445, 857	445, 859	895	1246	1247	784	1268	1272	Ch. 28, '71 Ex.
37. Senator Wilson: Providing that no property segregation be made unless all delinquent taxes and assessments have been paid. ....	614, 857	614, 859	744	1431	1432, 1558	784, 1558	1582	1583	Ch. 48, '71 Ex.
40. Senators Francis and Andersen: Establishing procedures relative to records of personal representatives. ....	377	381	707	715	715		734	734	Ch. 29
42. Senators Lewis and Jolly (by Legislative Council request): Regulating the burning of waste forest products and other materials. ....	1255	1402	1475	1633	1633		1747	1748	Ch. 233, '71 Ex.
45. Senators Durkan, Foley, Guess and Sandison: Increasing property tax exemption for senior citizens. ....	523, 857	524, 859				523- 525, 784			
46. Senators Wilson and Odegaard: Permitting school districts to lease school buses under certain emergency circumstances. ....	211, 857	223, 859				784			

47. Senators Henry, Knoblauch and Huntley (by Departmental request): Providing for certain changes relating to motor vehicles. ....	235, 857	238, 859	744	986, 1010-1013	1013	784, 936	1171	1172	Ch. 22, '71 Ex.
49. Senators Washington, Henry and Huntley (by Departmental request): Providing certain changes in the regulation of motor vehicle wreckers. ....	303, 857	307, 860	744	936	936	784	966	967	Ch. 7, '71 Ex.
51. (Substitute) By Committee on Medicine, Dentistry and Health Care, Air and Water Pollution: Providing for changes in certain licensing regulations. ...	900	902	1541-1545, 2040, 2134	1744, 1777	1777, 2134	1745, 1910, 2040	2249	2251	Ch. 266; '71 Ex.
52. Senators Greive, Knoblauch, Peterson (Ted), Talley, Lewis and Keefe (by Legislative Council request): Providing changes relating to solid waste and providing for solid waste collection districts. ..	1524	1558	1759	1948	1949	.....	2249	2251	P. V. Ch. 293, '71 Ex.
54. Senators Greive, Knoblauch, Peterson (Ted), Talley and Lewis (by Legislative Council request): Regarding the building of high-rise apartments on tidelands. ....	1578	1594	.....	.....	.....	.....	.....	.....	.....
56. Senators Atwood, Henry and Talley (by Departmental request): Providing for certain changes relating to the department of civil defense. ....	303, 857	307, 860	749	936	936	784	966	967	Ch. 8, '71 Ex.
57. Senators Holman, Wilson and Ellicker: Providing for payment of certain costs and expenses for indigents. ....	235, 857	238, 860	.....	.....	.....	784	.....	.....	.....
58. Senators McDougall, Matson, Durkan, Mardesich, Greive, Lewis, Stortini and Stender (by Executive request): Conforming Washington unemployment compensation law to federal law in regard to certain extended benefits. ....	49, 66	49	72, 77-80	49-52, 66	52, 80	67, 71, 72, 77	81	81	Ch. 1
59. Senators Woodall, Cooney, Twigg and Greive (by Legislative Council request): Establishing a judicial retirement system. ....	1273	1273	1476, 1917, 2041-2045	1616	1616, 2045	1910	2249	2259	Ch. 267, '71 Ex.

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
62. Senators Francis, Walgren and Gissberg: Providing that a personal representative may recover damages for decedent's pain and suffering. ....	251, 857	254, 860				784			
63. Senators Atwood, Dore and Gissberg: Providing for autopsy in all cases where decedent died in jail or prison. ....	235, 857	239, 860				784			
64. Senators Atwood, Ridder and Gissberg (by Departmental request): Establishing procedures for issuance of occupational drivers' license. ....	314, 857	317, 860	1687			784			
66. Senators Durkan, Metcalf, Dore, Francis, Huntley, Odegaard, Scott and Ridder (by Joint Committee on Education request, Executive request, and Superintendent of Public Instruction request): Implementing law relating to education of all handicapped children. ....	992	995							
68. Senators Ridder, Stender, Bailey and Stortini: Allowing vocational rehabilitation or retraining under industrial insurance coverage. ....	445, 857	445, 861	1107, 1448	1320, 1610	2002	784, 1321	2249	2251	V.
71. Senators Holman, Foley and Newschwander (by Departmental request): Enacting the Model Escheat of Postal Savings System Accounts Act. ....	881	883	1087	1633	1634		1701	1701	Ch. 68, '71 Ex.

73. Senators Greive, Twigg, Woodall and Cooney (by Legislative Council request): Precluding as evidence statements made by any party to a personal injury action unless copies of such statement be made available to him within ten days after request. ....	251, 857	254, 861	.....	.....	.....	784	.....	.....	.....
79. Senators Elicker, Fleming and Herr (by Public Pension Commission request): Providing for inclusion of court of appeals judges in judges' retirement system. ....	341	347	712	741, 749, 759	760	362, 741, 749, 758	773	778	Ch. 30
82. Senators Peterson (Ted), Francis and Murray: Authorizing conveyance of certain tidelands in King county to state board for community college education. ....	1193	1193	1302	1609	2003	.....	2249	2251	Ch. 241, '71 Ex.
85. (Substitute) By Committee on Cities, Towns and Counties: Establishing rules for assumption of indebtedness by cities and towns. ....	1606	1607	1708	1978	1978	.....	2024	2041	Ch. 95, '71 Ex.
86. Senators Walgren and Twigg (by Municipal Committee request): Requiring city and town clerks to keep on file original material concerning annexed areas. ....	235, 857	239, 861	.....	.....	.....	784	.....	.....	.....
88. Senators Guess, Twigg, Washington and Atwood: Authorizing the state building authority to lease land from the state or its agencies. ....	211	223	721	757	758, 778	778	787	787	Ch. 31
89. Senators Peterson (Ted), Knoblauch and Murray: Requiring second hand dealers to fence or hedge certain parts of their premises. ....	1627	1628	1688	.....	.....	.....	.....	.....	.....
90. (Substitute) Committee on Constitution, Elections and Legislative Processes: Providing for the preservation of legislative records. ....	543, 857	544, 861	1324	1634, 1713	2004	784, 1634	2249	2251	Ch. 102, '71 Ex.

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
91. Senators Gissberg, Woodall and Atwood: Providing that service of process under the automobile long-arm statute shall be by return receipt requested registered mail to the last known address.	687, 857	689, 861	1554	1635	1635	784	1701	170	Ch. 69, '71 Ex.
95. Senators Talley, Washington, Huntley and Henry: Allowing school buses to use studded tires. ....	211, 857	223, 861	744	1244	1244	784	1268	1272	P. V. Ch. 82, '71 Ex.
97. Senators Whetzel, Walgren and Cooney (by Legislative Council request): Increasing bonding requirements of elected county officials. ....	251	254	733	765	765	.....	787	787	Ch. 71
98. Senators Francis, Metcalf and Ridder (by Joint Committee on Education and Executive request): Setting out guidelines for pupil conduct, discipline and rights in the common schools. ....	1268	1402	1529	2096, 2104	2105	2096	2249	2251	Ch. 268, '71 Ex.
100. Senators Whetzel, Cooney and Peterson (Ted) (by Legislative Council request): Providing for control by the boundary review boards of certain action by cities, towns, or special purpose districts. ....	543, 857	544, 861	.....	.....	.....	784	.....	.....	.....
102. Senators Stender, Talley, Connor and Whetzel (by Legislative Council request): Providing for reduction in the number of fire commissioners in a merged fire protection district. ....	480, 857	480, 861	.....	.....	.....	785	.....	.....	.....

103. Senators Metcalf, Ridder and Odegaard (by Joint Committee on Education request): Providing certain health measures relating to common schools. . . . .	377	381	725	757	757	.....	787	787	Ch. 82
104. Senators Fleming, Francis, Gardner, Peterson (Ted), Dore, Durkan, Stortini and Ridder (by Joint Committee on Education request): Implementing law relating to school holidays. ....	1593	1594	1688	.....	.....	.....	.....	.....	.....
105. (Substitute) By Committee on Commerce and Regulatory Agencies: Enacting the automotive repair responsibility act. ....	1193	1193	.....	.....	.....	.....	.....	.....	.....
107. Senator Wilson: Allowing Indian tribes to participate in public cooperative ventures. ....	508	509	721	765	766	.....	773	778	Ch. 88
108. Senators Andersen, Odegaard and Walgren (by Departmental request): Providing changes in the sentencing of persons convicted of more than one crime. ....	1242	1402	1554	1635, 1713	2005	1635	2249	2251	P. V. Ch. 295, '71 Ex.
109. (Substitute) By Committee on Education: Providing for a state school building system. ....	923	924	1278-1279	1429	1430, 1818	1579, 1723	1987	1989	Ch. 238, '71 Ex.
110. Senators Peterson (Ted), Knoblauch and Lewis: Declaring a policy relative to steelhead trout. ....	934	935	.....	.....	.....	.....	.....	.....	.....
114. Senators Francis, Woodall and Holman: Providing that a state medical aid lien bears proportionate share of attorney's fees when satisfied by recipient's independent action. ....	211, 857	223, 861	.....	.....	.....	785	.....	.....	.....
120. Senators Lewis, Sandison, Henry, Odegaard, Gardner, Holman, Knoblauch, Peterson (Lowell), Elicker, McDougall, Atwood, Herr, Peterson (Ted), Huntley, Greive, Canfield, Stender, Talley, Scott, Durkan, Twigg, Dore, Ridder and Washington (by Executive request): Conforming Washington unemployment compensation law to federal law generally. ....	167, 857	187, 861	.....	.....	.....	785	.....	.....	.....

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
122. Senators Gissberg, Dore, Andersen and Greive (by Joint Committee on Governmental Cooperation request: Modifying existing laws to include the court of appeals. ....	341	347	708	716	716	.....	734	734	Ch. 81
124. Senators Atwood and Durkan (by Departmental request): Abolishing the state patrol highway account. ....	1255	1256	1436-1438	1609, 1675-1676	1677	1609	1871	1872	Ch. 91, '71 Ex.
125. Senators Odegaard, Lewis and Talley (by Departmental request): Providing changes in approval of persons for participation in work release programs. ....	235, 857	239, 862	922	1362	1363	785, 1579	1606	1606	Ch. 58, '71 Ex.
126. Senator Dore: Relating to nonprofit corporations. ...	523, 857	525, 862	708	716, 727, 1428	1428	716, 730, 785	1597	1597	Ch. 53, '71 Ex.
123. (Substitute) By Committee on Judiciary: Providing financial aid for the adoption of certain children. ....	895	896	.....	.....	.....	.....	.....	.....	.....
130. Senators McDougall, Matson and Talley: Authorizing parking and business improvement areas and special assessments therefor. ....	630, 857	631, 862	1019-1021	1250	1250, 1481	785, 1281, 1449, 1477-1481	1525	1525	Ch. 45, '71 Ex.
131. Senators Day, Keefe and Peterson (Ted) (by Legislative Council request): Requiring the use of enriched flour in all speciality breads and rolls. ....	212	223	287	623	624, 738	624, 738	768	768	Ch. 27

133. Senators Foley, Newschwander, Andersen and Canfield (by Legislative Budget Committee request): Transferring powers from the boards of trustees of community colleges to the college board. ....	445, 857	445, 862	.....	.....	.....	.....	785	.....	.....	.....
135. Senators Wilson, Canfield and Donohue: Providing an assessment on each meat food animal to support the livestock disease diagnostic service. ....	480, 858	480, 862	708	716, 738	.....	.....	717, 738, 785	.....	.....	.....
136. Senators Henry and Huntley: Regulating the use of blue lights on emergency vehicles. ....	523, 858	525, 862	1399	1851	1852	.....	785	1987	1989	Ch. 92, '71 Ex.
137. Senators Fleming, Andersen and Stortini (by Departmental request): Providing a change in the law relating to lost instruments. ....	543, 858	544, 863	1088	1433	1433	.....	785	1597	1597	Ch. 54, '71 Ex.
139. (Substitute) By Committee on Cities, Towns and Counties: Providing for county planning of sewer and water facilities. ....	1455	1455	1555	1635, 1645-1648	1648, 1911	1635, 1911	.....	2024	2041	Ch. 96, '71 Ex.
141. Senators Huntley, Peterson (Lowell) and Talley: Permitting minors under fourteen to use firearms when properly supervised. ....	332	337	708	717	717	.....	.....	734	734	Ch. 34
142. (Substitute) By Committee on Natural Resources, Fisheries and Game: Authorizing the director of fisheries to permit fish farming. ....	377	381	467	717	717	.....	.....	734	734	Ch. 35
143. Senators Guess, Washington and Donohue (by Departmental request): Providing for the sale of highway contract plans. ....	251	254	467	718	718	.....	.....	734	734	Ch. 36
144. Senators Washington, Henry and Huntley (by Departmental request): Providing for the segregation of taxes when property is acquired by a governmental unit. ....	1255	1256	1399	1978	1978	.....	.....	2024	2041	Ch. 260, '71 Ex.

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
146. (Second Substitute) By Committee on Medicine, Dentistry and Health Care, Air and Water Pollution: Enacting the Uniform Controlled Substances Act. ....	709, 858	709, 863	1052-1066	1361	1361, 1887	785, 1679- 1580, 1762, 1872-1887	2024	2041	P. V. Ch. 308, '71 Ex.
147. (Substitute) By Committee on Natural Resources, Fisheries and Game: Providing for the leasing of harbor areas. ....	1193	1194	1484-1487	1979	1979				
149. Senators Talley, Connor and Peterson (Ted): Authorizing a two hundred dollar minimum dues for members of the Washington Public Ports Association. ....	1704	1705							
150. Senators Holman and Foley (by State Finance Committee request): Specifying date for deposit of funds in outdoor recreational bond redemption fund. ....	394	400	542	718	718		734	734	Ch. 37
151. Senators Holman and Foley (by State Finance Committee request): Implementing school plant facilities bond aid act of 1969. ....	468, 858	468, 863	880	951	952	785	966	967	Ch. 4, '71 Ex.
152. Senators Fleming, Whetzel, Ridder and Dore: Creating child care centers in class AA and class A counties. ....	1578	1580							

153. Senators Odegaard, Francis and Woodall (by Departmental request): Providing credit for time served for imprisonment. ....	1255	1403	1555	1635	1636	.....	1701	1701	Ch. 86, '71 Ex.
156. Senators Guess, Donohue, McDougall and Peterson (Lowell): Providing for the licensing and regulation of snowmobiles. ....	508, 858	509, 863	712, 880	1243	1243	721, 785	1268	1272	Ch. 29, '71 Ex.
157. (Substitute) By Committee on Public Institutions: Pertaining to certain property of the mentally ill. .	614	614	708	719, 727	728	719	734	734	Ch. 82
158. Senators Ridder, Peterson (Ted) and Knoblauch (by Joint Committee on Education request): Changing monthly apportionment schedule for funds going from state general fund to school districts. ....	332	337	726	741	742	.....	.....	.....	.....
160. Senators Wilson, Peterson (Ted) and Odegaard: Changing basis of weighing of votes for state board of education members. ....	341, 858	350, 863	1260-1268	1616-1619	.....	785	.....	.....	.....
161. Senators Talley, Mardesich and Lewis: Authorizing relocation of harbor lines in front of Kalama and Everett. ....	895	896	.....	.....	.....	.....	.....	.....	.....
163. Senators Day, Woodall and Greive (by Joint Committee on Governmental Cooperation request): Providing for acceptance of ID besides the Washington State liquor ID card. ....	614, 858	614, 864	731	937	937	785	1025	1025	Ch. 15, '71 Ex.
164. Senator Bailey: Providing for the undergrounding of utility wiring. ....	1163	1164	1354	1609	2007	.....	2249	2251	Ch. 103, '71 Ex.
168. Senators Wilson, Stender, Talley and Washington: Permitting tentative school district preliminary budgets when awaiting appropriations by legislature as to amount of state aid available. ....	841, 858	350, 864	1296	1445	1818-1819	1580, 1723	1987	1989	Ch. 93, '71 Ex.

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
170. Senators Ridder, Peterson (Ted) and Foley (by Departmental request): Providing for licensing of hotels and motels. ....	1593	1594	1596	1980	1980	.....	2024	2041	Ch. 239, '71 Ex.
171. Senators Durkan and Sandison: Appropriating funds for legislative expense. ....	187	141, 148	.....	148	148	141	150	151	Ch. 2
172. Senators Huntley and Washington (by Departmental request): Providing for changes in the law relating to highway relocation payments. ....	614, 858	615, 864	745	937	938	785	966	967	Ch. 9, '71 Ex.
176. Senators Wilson, Huntley and Peterson (Lowell): Allowing municipal officers to contract with that municipality for up to thirty-six hundred dollars of business annually. ....	1255	1403	1476	1980-1981	1981	.....	2249	2251	Ch. 242, '71 Ex.
177. Senator Clarke: Providing for city indebtedness for open space, park, recreation and community facilities. ....	314	317	552	719	719	443	734	734	Ch. 38
179. Senators Whetzel and Francis (by Departmental request): Providing for recovery by the department of social and health services of assistance furnished to an injured public assistance recipient.	1636	1636	1591	1787	1787	.....	1987	1989	P. V. Ch. 306, '71 Ex.

182. Senators Wilson, Elicker, Durkan, Henry, Bailey, Atwood, Day, Donohue, Gissberg, Stender, Odegaard, Peterson (Lowell), Fleming, Foley, Peterson (Ted), Cooney, Holman, McDougall, Twigg, Knoblauch, Guess, Keefe, Washington, Newschander, Metcalf and Talley: Authorizing the use of physicians' assistants. ....	966	967	1168	1250	1251	.....	1273	1273	Ch. 30, '71 Ex.
183. Senators Holman, Clarke and Elicker: Requiring a claim for mechanics' and materialmen's liens to contain the address of claimant. ....	468, 858	468, 864	708	719- 720, 1483	1483, 1484, 1820-1822	721, 785, 1580, 1705	1987	1989	Ch. 94, '71 Ex.
185. Senators Walgren and Elicker: Allowing sale of property by governmental units. ....	1255	1403	1574- 1576, 1989	1636	1636, 1989	1911	2249	2251	Ch. 243, '71 Ex.
186. Senator Walgren (by Washington Law Enforcement Officers' and Fire Fighters' Retirement Board request): Amending the law enforcement officers' and fire fighters' retirement system act. ....	1536	1558	.....	.....	.....	.....	.....	.....	.....
188. Senators Walgren, Andersen, Ridder and Day: Establishing physician's trained mobile intensive care paramedics. ....	966	968	1354	1636, 1713	2007- 2008, 2077	1637	2249	2251	P. V. Ch. 305, '71 Ex.
192. Senators Scott, Ridder and Bailey: Providing for the regulation of nonpartisan elections. ....	1549	1559	1703	1981, 2018, 2050-2053	2053	1981, 2018, 2165	.....	.....	.....
195. Senators Talley, Bailey and Woodall: Increasing the amount counties may expend for maintenance and operation of county historical museums. ....	508	509	726	740	740	.....	769	769	Ch. 39
196. Senators Odegaard, Sandison and Metcalf (by Departmental request): Creating aid program for paroled, discharged prisoners and felons granted probation. ....	468, 858	468, 864	923	1252	1252	785	1258	1258	Ch. 31, '71 Ex.
203. Senators Donohue, Walgren, Woodall and Canfield: Providing appeals from board against discrimination hearings by political subdivisions. ....	934	935	1302	1432	1432	.....	1597	1597	Ch. 52, '71 Ex.

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NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
208. <b>Senators Sandison, Durkan, Foley and Atwood:</b> Submitting budgets of four state colleges and state's universities to governor's control. ....	394, 858	400, 864	895	1444	1444	785	1467	1468	Ch. 40, '71 Ex.
209. <b>Senators Day, Henry and Huntley:</b> Providing axle loads for garbage and refuse collection trucks. ....	900	903	1549	1711	2008	.....	2249	2251	Ch. 244, '71 Ex.
214. <b>Senators Connor, Ridder and Peterson (Ted):</b> Providing for approval of facilities, plans and programs for alcoholism and allocating financial assistance. ....	1536	1536	1592	1982	1982	.....	2249	2251	P. V. Ch. 104, '71 Ex.
216. <b>(Substitute) By Committee on Judiciary:</b> Providing for the registration of escrow agents. ....	687, 858	689, 864	1703	1982, 2018-2019	2019	785, 1982	2249	2251	Ch. 245, '71 Ex.
218. <b>Senators Twigg and Guess:</b> Authorizing the issuance of revenue warrants under the municipal airports act of 1945. ....	881	883	.....	.....	.....	.....	.....	.....	.....
219. <b>Senators Twigg and Guess:</b> Providing authority for first class cities to exchange property for park purposes. ....	314, 858	317, 865	416, 880	722, 728, 983	984	722, 729, 785	1025	1025	Ch. 16, '71 Ex.
226. <b>(Substitute) By Committee on Judiciary:</b> Requiring the state to pay certain costs incurred in the condemnation of real estate for highway purposes.	901	903	1688	.....	.....	.....	.....	.....	.....

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227. Senators Holman and Washington (by Departmental request): Providing for the limiting of liability of physicians or hospitals for the provision of emergency medical or hospital care. ....	591, 858	592, 865	1088	1318-1320	1320	785	.....	.....	.....
228. Senators Francis, Elicker and Ridder (by Departmental request): Providing for the control of pets capable of transmitting disease to man. ....	377	381	708	722, 729, 739	739	.....	769	769	Ch. 72
231. Senators Newschwander, Day and McDougall: Expanding duties of dental hygienists. ....	895	896	1665-1668	1792-1794, 1794-1796	1796	1794	1871	1872	Ch. 235, '71 Ex.
232. Senators Ridder, Keefe and Stender: Providing for the binding determination by mediation and arbitration of labor disputes between unformed personnel and their employers. ....	1224	1403	.....	.....	.....	.....	.....	.....	.....
233. Senators Newschwander, Day and McDougall: Relating to the practice of dentistry. ....	881	883	1668-1669	1797-1798	1798	.....	1871	1872	Ch. 236, '71 Ex.
237. Senators Holman and Francis (by Judicial Council request): Establishing attorneys' fees in divorce cases. ....	552, 858	552, 865	.....	.....	.....	785	.....	.....	.....
241. Senators Holman, Foley, Dore and Clarke (by Judicial Council request): Adding additional members to the judicial council. ....	445	445	708	722	722	.....	768	768	Ch. 40
244. Senators Holman and Francis (by Judicial Council request): Relating to district courts. ....	332	338	709	722	723	.....	734	734	Ch. 73
246. Senators Dore, Holman, Foley and Clarke (by Judicial Council request): Establishing juries at six or twelve persons. ....	394, 858	400, 865	.....	.....	.....	785	.....	.....	.....
249. Senator Holman (by Judicial Council request): Adopting a uniform law on the rendition of accused persons. ....	687, 858	689, 865	731	938	938	785	1025	1025	Ch. 17, '71 Ex.
256. Senators Stender, Connor and Fleming (by Insurance Commissioner request): Restricting use of abstracts of driving experience for insurance purposes. ....	1704	1706	.....	.....	.....	.....	.....	.....	.....

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
257. Senators Fleming, Mardesich and Murray (by Departmental request): Providing certain changes in the advisory committee on vendor rates and in its powers and duties. ....	1255	1403	1524	1637	1637	.....	1701	1701	Ch. 87, '71 Ex.
259. Senators Odegaard, Holman and Wilson: Implementing law relating to tuition contracts of state's institutions of higher education. ....	1255	1403	.....	.....	.....	.....	.....	.....	.....
260. Senators Grieve, Stender and Francis: Extending workmen's compensation to retail clerks. ....	523, 858	525, 865	.....	.....	.....	785	.....	.....	.....
261. Senators Stender, Stortini, Ridder and Peterson (Ted) (by Departmental request): Providing wage protection to employees. ....	614, 858	615, 865	1021	1245- 1246, 1418	1418	785, 1246	1597	1597	Ch. 55, '71 Ex.
262. Senators Donohue and Knoblauch (by Departmental request): Implementing law relating to that tax on cigarettes, the proceeds from which go into the school building bond redemption fund. ....	1224	1224	1302	1530	1530, 1662	.....	1701	1701	Ch. 70, '71 Ex.
263. Senators Donohue and Knoblauch (by Departmental request): Changing funding of veterans' bonuses. ....	1224	1225	1302	1800	1801, 1956	1801	.....	.....	.....
264. Senators Francis, Gardner, Keefe, Ridder and Dore (by Joint Committee on Education request): Providing financial aid to certain students attending elementary and secondary schools. ....	1627	1628	1716	.....	.....	.....	.....	.....	.....

266. Senators Metcalf, Talley, Woodall, Gardner, Ridder and Herr (by Joint Committee on Education request): Allowing school district joint purchasing agency to make certain purchases in cooperation with private schools. ....	377	381	612	723	723	.....	768	768	Ch. 26
267. Senators Gardner, Metcalf, Ridder and Herr (by Joint Committee on Education request): Preserving seniority of teachers transferring from private schools in state to state's common school system. ...	1704	1706	.....	.....	.....	.....	.....	.....	.....
269. Senators Donohue, Woodall and Durkan: Pertaining to fire district levies. ....	1224	1225	1454	1713	2008	.....	2249	2251	Ch. 105, '71 Ex.
270. Senators Greive, Talley and Stender: Providing for withdrawal of water districts. ....	523, 858	525, 866	.....	.....	.....	.....	785	.....	.....
273. Senators Elicker, Odegaard and Gardner (by Joint Committee on Governmental Cooperation and Departmental request): Authorizing for consent for drug and alcohol abuse care by minors. ....	523, 858	525, 866	1476, 2040, 2047-2049	1805	1806, 2050	.....	785, 2014, 2040	2249	2251 P. V. Ch. 304, '71 Ex.
277. Senators Gissberg and Andersen: Providing for the holding of sessions of the superior courts in places other than the county seat of a county. ....	1255	1403	1555	1637	1637	.....	1701	1701	Ch. 60, '71 Ex.
283. Senators Gardner, Odegaard and Whetzel (by Executive request): Establishing programs for furloughs for convicted felons. ....	1549	1559	1576	.....	.....	.....	.....	.....	.....
286. Senator Donohue: Implementing professional contracts law for schools. ....	1536	1559	.....	.....	.....	.....	.....	.....	.....
288. Senators Bailey and Gardner (by Joint Committee on Governmental Cooperation request and by Departmental request): Authorizing parks and recreation commission to call for new and higher bids in disposing of land not needed for park purposes.	394, 858	400, 866	712	1446, 1601	2009	785, 1446	2249	2251	Ch. 246, '71 Ex.

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291. Senators Washington, Huntley, Walgren and McDougall (by Departmental request): Amending state highway route descriptions. ....	1782	1846	.....	1845	1845	.....	1987	1989	Ch. 73, '71 Ex.
295. Senators Newschwander, Elicker and Greive (by Joint Committee on Governmental Cooperation and Departmental request): Authorizing board of health to set expiration dates for boarding homes, nursing homes, hospitals and private establishments. ....	1524	1559	1596	1982	1983	.....	2249	2251	Ch. 247, '71 Ex.
298. Senators Washington, Peterson (Ted) and Dore: Requiring certain insurance coverage for employees of school districts and institutions of higher learning. ....	1357	1403	1529	1804-1805	2096-2097	1529	2249	2251	Ch. 269, '71 Ex.
302. Senators Elicker, Clarke and Herr (by Departmental request): Providing for destruction of noncurrent public records. ....	523, 858	525, 866	727	939	939	785	966	967	Ch. 10, '71 Ex.
308. Senators Knoblauch, Stortini and Peterson (Ted): Providing veterans with public employment preferences. ....	1193	1194	.....	.....	.....	.....	.....	.....	.....
311. Senator Foley: Adding to the definition of "housing project". ....	212, 630	223	394	596	596, 631	630-631	688	688	V.

312. Senators Henry, Washington, Atwood, Huntley and Guess: Providing for emergency protection and restoration of highways. ....	212	223	.....	223, 224	225	.....	227	227	Ch. 4
314. Senators Holman, Peterson (Lowell) and Connor (by Joint Committee on Governmental Cooperation and Departmental request): Providing for multiple land use of state-owned lands. ....	688, 858	689, 866	1438-1440	1638, 1713	1714	785, 1638	1810	1811	Ch. 234, '71 Ex.
317. Senators Metcalf, Dore and Peterson (Ted): Denying state reimbursement to school districts for certain compulsory bussing. ....	1025	1026	.....	.....	.....	1759-1760	.....	.....	.....
318. Senators Greive, Day and Connor: Providing for the prohibition of certain material to minors. ....	1448	1503	.....	.....	.....	.....	.....	.....	.....
320. Senator Durkan (by State Auditor request): Replacing the auditor with the lieutenant governor on the public employees retirement board. ....	341, 858	350, 866	1703	.....	.....	785	.....	.....	.....
321. Senators Walgren and Twigg (by Municipal Committee request): Increasing the membership of the advisory committee on the drug control unit. ....	543, 858	544, 866	772	.....	.....	785	.....	.....	.....
332. Senators Talley Sandison and Henry: Defining crime of dog and/or cat theft and creating penalties. ....	1455	1503	1670	.....	.....	.....	.....	.....	.....
333. Senators Jolly, Peterson (Lowell) and Peterson (Ted): Establishing per diem and travel allowances for the game commission. ....	341, 858	350, 866	1448	.....	.....	785	.....	.....	.....
335. Senator Gissberg: Prohibiting the commercial taking of crawfish. ....	709, 858	710, 866	1302	1609	2009	785	2249	2251	Ch. 106, '71 Ex.
338. Senators Sandison, Peterson (Lowell) and Clarke (by Departmental and Joint Committee on Governmental Cooperation request): Establishing a board on geographic names. ....	1400	1404	.....	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
341. Senators Peterson (Lowell), Day and Connor (by Joint Committee on Governmental Cooperation and Departmental request): Providing for forest fire protection. ....	1255	1404	1476						
352. (Substitute) By Committee on Transportation: Providing use tax exemption for certain motor vehicles and trailers. ....	687, 858	689, 867	745	946	947	785	966	967	Ch. 11, '71 Ex.
353. Senators Canfield and Jolly: Providing credit for certain prior service by law enforcement officers and fire fighters for the purposes of retirement. ..	1255	1404							
354. (Substitute) By Committee on State Government: Establishing minimum medical and health standards for law enforcement officers and firefighters. .	1088	1088	1487-1495	1613	1750-1751		1871	1872	Ch. 257, '71 Ex.
363. Senators Guess, Henry and Washington: Providing for acquisition of property by public agencies. ....	508, 858	509, 867	552	749-751, 766-768	1420-1422	751, 785	1426	1426	Ch. 39, '71 Ex.
368. Senators Fleming, Ridder and Elicker (by Public Pension Commission request): Integrating retirement plan laws for state universities and state colleges. ....	1477	1496	1703	1983	1983		2024	2041	Ch. 261, '71 Ex.
369. Senators Henry, Washington and Huntley: Modifying warning equipment requirements for certain motor vehicles. ....	1255	1404	1592	1983	1984		2024	2041	Ch. 97, '71 Ex.

372. (Substitute) By Committee on Parks, Tourism, Capitol Grounds and Veterans' Affairs: Establishing a state recreation and fire protection trail system. ....	1242	1242	1399	1505	1506	1243	1550	1550	Ch. 47, '71 Ex.
373. Senators Durkan, Mardesich and Stender: Providing for bidding on certain public works of state institutions of higher education and port districts. .	1578	1594	1653	1802	1802	.....	1871	1872	Ch. 258, '71 Ex.
380. Senators Day, Woodall and Keefe: Providing for health care benefits in certain circumstances notwithstanding provisions of the insurance contract. .	377, 858	381, 867	712	740, 761-765	890	740, 785	967	967	P. V. Ch. 13, '71 Ex.
382. Senators Greive, Talley, Twigg, Mardesich and Clarke: Amending regulation of real estate brokers and salesmen. ....	1455	1456	.....	.....	.....	.....	.....	.....	.....
383. Senators Holman, Guess and Day: Implementing law relating to community college bonding authority. ....	1324	1326	.....	.....	.....	.....	.....	.....	.....
390. (Substitute) by Committee on Judiciary: Providing that only decisions of the court of appeals which have precedential value shall be published. ....	543	544	709	724	724	.....	734	734	Ch. 41
391. Senators Gissberg and Lewis: Validating plats or subdivisions notwithstanding defects in notice. ....	543, 858	544, 867	731	1712, 2010	2010	785	2249	2251	V.
392. Senators Gissberg and Metcalf: Allowing intergovernmental transfers of surplus property without court order. ....	1536	1559	.....	.....	.....	.....	.....	.....	.....
394. Senators Durkan, Peterson (Lowell), Canfield, Woodall and Ridder: Establishing the Washington commission on Mexican-American affairs. ....	523, 858	525, 867	900	1245, 1252-1254	1254, 1280	785, 1245, 1280	1311	1311	Ch. 34, '71 Ex.
401. (Substitute) By Committee on Highways: Allowing larger vehicles to use public highways. ....	1163	1164	1400	1612	2011	.....	2249	2251	Ch. 248, '71 Ex.

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408. Senators Newschwander, Knoblauch and Talley: Defining powers of committee on vendor's rates. . . .	881	883	1576	1802	1802	.....	2249	2251	P. V. Ch. 298, '71 Ex.
410. Senators Matson, McDougall and Wilson: Providing for the regulation of horticultural plants. . . . .	614, 858	615, 867	923	1245	1245	785	1268	1272	P. V. Ch. 33, '71 Ex.
411. Senators Lewis, Henry, Woodall, Newschwander, Clarke, Guess, McDougall, Matson, Metcalf, Andersen, Donohue, Jolly, Day, Walgren, Mardesich, Keefe, Herr, Knoblauch, Talley, Stortini, Peterson (Lowell), Stender, Ridder, Connor, Twigg, Canfield, Holman and Odegaard: Regulating outdoor music festivals. . . . .	709, 858	710, 868	1354-1357	.....	.....	785	.....	.....	.....
415. Senators Durkan, Stender, Stortini, Greive and Ridder: Providing for the regulation of labor relations in health care activities. . . . .	1324	1404	.....	.....	.....	.....	.....	.....	.....
419. Senators Sandison, Holman, Mardesich, Lewis, Peterson (Ted), Matson, Dore, Woodall, Henry, Whetzel, Andersen, Keefe, McDougall, Stortini, Elicker, Newschwander, Cooney, Peterson (Lowell), Connor, Gissberg, Herr, Gardner, Washington, Fleming, Murray and Ridder (by Council on Higher Education request): Authorizing tuition supplement program for resident students attending private institutions of higher education. . . . .	1268	1269	1297	1430	1431	.....	1597	1597	Ch. 56, '71 Ex.

424. Senators Dore, Donohue, Durkan, Knoblauch, Day, Odegaard, Huntley and Peterson (Ted): Providing for revaluation of property at same time within a county. ....	552, 858	553, 868	.....	.....	.....	785	.....	.....	.....
428. Senators Canfield, Greive, Day and Lewis: Providing for a model litter control act. ....	1606	1607	1689	1984, 2020-2022	2022	1984	2249	2252	P. V. Ch. 307, '71 Ex.
436. Senators Walgren, Andersen and Newschwander: Placing juvenile drivers under the jurisdiction of any court for certain minor traffic violations. ....	1536	1559	.....	.....	.....	.....	.....	.....	.....
441. (Substitute) By Committee on Judiciary: Making it a crime to interfere with any court. ....	1088	1088	1689-1690	1854-1859	1859	.....	2024	2041	P. V. Ch. 302, '71 Ex.
446. (Substitute) By Committee on Agriculture and Horticulture: Regulating custom meat facilities. ...	591, 858	592, 868	709, 1192	1786	1786	785, 1008	2024	2041	Ch. 98, '71 Ex.
447. Senators Gissberg, Andersen and Greive: Providing for publication and distribution of court of appeals reports. ....	445	446	709	724	724	.....	768	768	Ch. 42
449. Senators Gissberg, Andersen, Dore and Greive: Providing for appeals procedures to the court of appeals. ....	445, 858	446, 868	1302	1610	2011	785	2249	2252	Ch. 107, '71 Ex.
450. Senators Guess, Keefe and Henry: Providing penalties for violation of the conditions of an additional gross load special permit. ....	1163	1164	1440	1611	2012	.....	2249	2252	Ch. 249, '71 Ex.
454. Senators Francis and Day: Requiring that all prescription medicine be labeled by name and dosage. ....	1268	1404	1477	1853	1853	.....	2024	2041	Ch. 99, '71 Ex.
456. Senator Durkan (by State Auditor request): Transferring certain statutory duties of the state auditor. ....	1268	1404	.....	.....	.....	.....	.....	.....	.....
457. Senator Durkan (by State Auditor request): Transferring certain statutory duties of the state auditor. ....	1268	1405	.....	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
464. Senators Washington and Huntley: Implementing law relating to school district organization. ....	1268	1405	1626	1816, 1822-1836	.....	.....	.....	.....	.....
465. Senators Andersen and Greive (by Departmental request): Amending certain provisions for pilotage on Puget Sound. ....	1066	1066	1501	1850, 1861-1862	1862	.....	2024	2041	P. V. Ch. 297, '71 Ex.
467. Senators Henry, Washington and Huntley: Directing blood analysis of drivers and pedestrians killed in traffic accidents. ....	1536	1559	1670	1950-1951	1951-2075	1603	2249	2252	Ch. 270, '71 Ex.
469. Senators Sandison, Atwood, Foley, Holman and Gissberg: Establishing an administrative procedures act for state institutions of higher education and providing for delegation of certain powers. ....	901	903	1005	1359	1360	.....	1597	1597	Ch. 57, '71 Ex.
470. (Substitute) By Committee on Judiciary: Providing interpreters for those unable to communicate in the English language. ....	1536	1559	.....	.....	.....	.....	.....	.....	.....
472. Senators Guess, Greive and Stender: Providing for industrial insurance premium system that encourages accident prevention progress. ....	881	883	1024	1638	1638	.....	1747	1748	Ch. 274, '71 Ex.
480. Senators Fleming and Mardesich: Providing that pre-existing disability provisions in insurance contracts shall be void under certain circumstances. ..	1268	1405	.....	.....	.....	.....	.....	.....	.....

485. Senators Washington, Greive, Bailey Francis, Willson and Murray (by Lieutenant Governor request): Enacting an open public meetings act. ....	1066	1066	1423-1426	1707, 1715, 1780-1781	2012-2013	1707, 1715	2249	2252	Ch. 250, '71 Ex.
486. Senator Stender: Providing legislation to promote the public welfare in regard to the public highways of this state. ....	1704	1706	1746	1950	1950	.....	2024	2041	Ch. 262, '71 Ex.
489. Senator Gardner: Providing for child visitation rights on the part of parents and other persons having an interest in the welfare of the child. ....	1273	1405	.....	.....	.....	.....	.....	.....	.....
493. Senator Gissberg: Clarifying taxing powers of fire protection districts. ....	1536	1536	1670	1984- 1986, 2035	2035	1986	.....	.....	.....
494. Senators Francis, Gardner and Holman: Providing for the regulation of naturopaths. ....	1593	1594	.....	.....	.....	.....	.....	.....	.....
496. Senators Gissberg and Woodall: Implementing law relating to homesteads, including awards in addition to or awards in lieu of. ....	523, 858	525, 868	731	945	945	785	966	967	Ch. 12, '71 Ex.
512. Senators McDougall and Bailey: Setting out salaries of county officials. ....	1502	1503	1545	1803	1803	.....	1871	1872	Ch. 237, '71 Ex.
514. Senators Holman, Whetzel and Francis (by Departmental request): Enacting the uniform criminal extradition act. ....	966	968	1303	1443	1444	.....	1536	1536	Ch. 46, '71 Ex.
515. Senators Lewis, Jolly and McDougall: Clarifying property tax exemption for nursery stock. ....	966	968	.....	968, 999	999	.....	1025	1025	Ch. 15, '71 Ex.
522. Senators Keefe, Day and Fleming: Providing for transfer of certain funds to the Washington public employees' retirement system. ....	709, 858	710, 868	1158, 2222-2233	1320, 1327-1330	1330, 2233	785, 1320, 1427, 1822	2249	2252	Ch. 271, '71 Ex.
525. Senators Matson, Odegaard and McDougall (by Departmental request): Providing for the adoption of federal regulations concerning meat and poultry inspection. ....	1536	1560	1671	1986	1986	.....	2249	2252	Ch. 108, '71 Ex.



542. (Substitute) By Committee on Cities, Towns and Counties: Providing that sewer districts may include within their boundaries parts of more than one county. ....	1524	1525	1626	1991	1992	.....	2250	2252	Ch. 272, '71 Ex.
545. Senators Peterson (Lowell), Peterson (Ted) and Durkan: Establishing the state environmental policy. ....	1232	1406	1496	1992	1993	.....	2250	2252	Ch. 109, '71 Ex.
553. (Substitute) By Committee on Public Institutions: Providing for the placement and care of adjudicated delinquents. ....	1232	1406	1624	1638, 1714	1714	1639	1810	1811	V.
559. Senators Atwood, Mardesich and Newschwander: Implementing duties of legislative budget committee. ....	1268	1269	1441	1850	1850	.....	2024	2041	Ch. 263, '71 Ex.
564. Senators Holman, Francis and Dore: Amending the business corporation act. ....	1163	1164	1303	1446	1446	.....	1467	1468	Ch. 38, '71 Ex.
567. Senators Talley, Washington and Huntley: Providing partial state support for the Puget Island ferry. ....	1280	1281	1441	1639	1639	.....	1701	1701	Ch. 254, '71 Ex.
579. Senators Bailey and Twigg (by Department of Commerce and Economic Development request): Allowing cities, towns, and counties to expend funds on tourist promotion. ....	1280	1292	1454	1639	1639	.....	1701	1701	Ch. 61, '71 Ex.
582. Senators Francis, Knoblauch and Lewis (by Department of Social and Health Services request): Authorizing the issuance of temporary motor vehicle operators' licenses by the department of motor vehicles to parolees under certain circumstances. ...	1549	1560	.....	.....	.....	.....	.....	.....	.....
594. Senators Sandison, Holman, Matson, Atwood, Wilson and Foley (by Joint Committee on Higher Education request): Defining "resident" and "non-resident" for college and university fee purposes...	1280	1292	1592	1993	1993	.....	2250	2252	Ch. 273, '71 Ex.

**SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referred	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
605. Senators Day, Mardesich and Twigg: Providing for the licensing and regulation of hulk haulers. ....	1280	1406	1576	1640, 1724	2014	1640	2250	2252	Ch. 110, '71 Ex.
606. Senators Day, Twigg and Mardesich: Providing for the removal of abandoned junk motor vehicles. . .	1280	1406	1576	1640, 1724-1729	2014	1640	2250	2252	Ch. 111, '71 Ex.
612. Senators Henry, Lewis, Twigg and Connor: Removing the prohibition against the sale of intoxicating liquors on election days. ....	1400	1406	1477	1711	2015-2016	2015	2250	2252	Ch. 112, '71 Ex.
614. Senators Day, Cooney, Peterson (Ted) and Newschwander: Providing vision health care services. ....	1224	1406	.....	.....	.....	.....	.....	.....	.....
615. Senators Day, Cooney and Peterson (Ted): Establishing freedom of choice for vision health care services. ....	1357	1406	.....	.....	.....	.....	.....	.....	.....
617. Senators Day, Cooney, Peterson (Ted) and Newschwander: Providing for health care vision services by optometrists. ....	1242	1406	.....	.....	.....	.....	.....	.....	.....
619. Senators Stortini and McDougall (by Department of Social and Health Services request): Relating to employees' records. ....	1303	1406	1524	1640	1640	.....	1701	1701	Ch. 255, '71 Ex.
622. Senator Walgren: Relating to unemployment. ....	1704	1706	.....	.....	.....	.....	.....	.....	.....

626. Senators Scott and Gardner (by Office of Program Planning and Fiscal Management request): Relating to disposition of depository interest paid to the state. ....	1357	1358	1477	1641	1641	.....	1701	1701	Ch. 72, '71 Ex.
627. Senators Francis, Durkan, Peterson (Ted), Stender and Stortini: Adding changes to the law relating to the collective bargaining of public employees. ..	1088	1089	1997-1998	.....	.....	.....	.....	.....	.....
629. Senators Henry, Washington and Huntley: Providing for the emergency protection and restoration of highways. ....	966	968	1400	1641, 1729	1729	1641	1810	1811	Ch. 89, '71 Ex.
635. Senators McDougall, Peterson (Lowell) and Henry: Relating to advertising. ....	1477	1503	1549	1641	1642	.....	1701	1701	Ch. 62, '71 Ex.
648. Senators Durkan, Atwood and Dore (by Attorney General request): Creating the legal services revolving fund in the state treasury. ....	1280	1281	1441	1642	1642	.....	1701	1701	Ch. 71, '71 Ex.
658. Senator Mardesich: Providing that manufacturers of retail goods be identified. ....	1455	1504	1576	1642, 1729-1730	2016	1642	2250	2252	Ch. 113, '71 Ex.
659. Senator Mardesich: Providing that governmental agencies may elect a tax deferred annuity plan for employees. ....	1280	1407	1704	1994	1994	.....	2024	2041	Ch. 264, '71 Ex.
668. Senator Mardesich: Creating a joint committee on banking, insurance and transportation. ....	1448	1504	.....	.....	.....	.....	.....	.....	.....
677. Senator Gissberg: Authorizing the deposit of trust moneys in public depositories. ....	1255	1407	.....	.....	.....	.....	.....	.....	.....
678. (Substitute) By Committee on Cities, Towns and Counties: Amending the optional municipal code. ..	1357	1407	1455	1805, 1807-1808	1809	1805	2250	2252	Ch. 251, '71 Ex.

## SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
686. Senators Greive, Stortini, Stender, Bailey, Ridder, Peterson (Lowell), Dore, Odegaard, Jolly, Mardesich, Peterson (Ted), Gissberg, Durkan, Francis, Fleming, Herr, Connor, Washington, Walgren and McCutcheon: Making various changes in the industrial insurance law of this state. ....	1163	1164							
690. Senators Greive, Andersen, Durkan, Holman, Connor, Murray, Whetzel, Washington and Scott: Pertaining to metropolitan municipal corporations. ....	1448	1504	1626	1809	1810		2024	2041	P. V. Ch. 303, '71 Ex.
691. Senators Greive, Andersen, Holman, Durkan, Connor, Whetzel, Washington, Murray and Scott: Authorizing local excise taxes for support of public transportation. ....	1843	1846	1916	1947	1947		2024	2041	P. V. Ch. 296, '71 Ex.
696. Senators Day, Cooney, Mardesich and Peterson (Ted): Including chiropractors among insurance health services. ....	1536	1560							
710. Senators Ridder, Connor and Herr: Authorizing restrictions on the discharge of an employee of a fire district because of his residence outside the district limits. ....	1280	1407	1555	1643	1643		1701	1701	Ch. 266, '71 Ex.
720. Senators Washington and Andersen: Authorizing special license plates for vehicles of historic value.	1268	1269	1441	1611	2017		2250	2252	Ch. 114, '71 Ex.

735. Senators Knoblauch, Twigg and McDougall: Pertaining to junkyards adjacent to highways. ....	1455	1504	1592	1994	1995	.....	2024	2041	Ch. 101, '71 Ex.
737. Senators Twigg, Day, Guess, Cooney and Keefe: Creating a commission for Expo '74; authorizing bonds and construction. ....	709, 858	710, 868	733	893	917-918		785	927	927 Ch. 1, '71 Ex.
738. Senators Twigg, Day, Guess, Cooney and Keefe: Relating to the filing and licensing of business corporations. ....	709, 858	710, 868	733	893	918		785	927	927 Ch. 2, '71 Ex.
739. Senator Twigg: Pertaining to the acquisition of land and the construction and use of a state building in the city of Spokane. ....	709, 858	710, 869	733	893	918		785	927	927 Ch. 3, '71 Ex.
755. Senators Woodall, Sandison, Ridder and Scott (by Attorney General request): Enacting the "Franchise Investment Protection Act." ....	1455	1456	1577	1707, 1731-1733	1733		1707	1810	1811 Ch. 252, '71 Ex.
756. Senator Talley: Authorizing the inclusion of employees of any state association of cities and towns in the state-wide city employees' retirement system. ....	1455	1504	.....	.....	.....	.....	.....	.....	.....
770. (Substitute) By Committee on State Government: Establishing uniform relocation program for eminent domain takings. ....	1704	1706	1746	1948	1948	.....	.....	2024	2041 Ch. 240, '71 Ex.
789. Senator Wilson (by Parks and Recreation Commission request): Allowing recreation commission and concessionaire to mutually alter terms of concession or lease. ....	1324	1407	.....	.....	.....	.....	.....	.....	.....
792. Senators Gissberg, Scott, Ridder and Peterson (Ted) (by Attorney General request): Pertaining to consumer protection class actions. ....	1704	1706	.....	.....	.....	.....	.....	.....	.....
796. (Substitute) By Committee on Judiciary: Enacting a "Collection Agency Act." ....	1536	1536	1597	1998	1998	.....	.....	2250	2252 Ch. 253, '71 Ex.

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
817. Senators Ridder and Peterson (Ted): Providing for the licensing of game farmers. ....	1280	1407							
818. Senators Scott and Francis: Providing for the mandatory reporting of suspected child abuse. ....	1357	1407	1577						
821. Senators Stender, Peterson (Lowell) and Elicker: Providing that islands may be incorporated as cities. ....	1224	1408							
849. (Substitute) By Committee on Ways and Means: Relating to forest taxation. ....	1549	1550	1671	1778-1779	1779		1872	1872	P. V. Ch. 294, '71 Ex.
851. Senators Day and Guess: Empowering townships to make excess property tax levies. ....	895	896	1671						
857. Senator Wilson: Making changes in the law pertaining to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the higher education personnel law. ....	1025	1082		1082-1083	1083		1116	1116	Ch. 19, '71 Ex.
858. Senator Talley: Providing for additions to Sequest State Park by exchange of public land. ....	1292	1408	1441	1643	1643		1747	1748	Ch. 90, '71 Ex.
861. Senators Henry, Washington and Huntley: Pertaining to the authority to employ, appoint, discipline or discharge employees of the department of highways. ....	1549	1560	1671	1999	1999		2250	2252	Ch. 115, '71 Ex.

862. Senators Atwood and Mardesich (by State Treasurer request): Implementing law relating to issuance of state warrants. ....	1232	1293	1502	1644	1644	.....	1701	1701	Ch. 88, '71 Ex.
863. Senators Walgren, Washington and Atwood: Pertaining to local improvement districts. ....	1606	1607	1704	1999	2000	.....	2250	2252	Ch. 116, '71 Ex.
865. Senators Elicker, Talley, Clarke and Greive: Including legislative authority of charter county in definition of county commissioners. ....	1549	1560	1716	2000	2000	.....	2250	2252	Ch. 117, '71 Ex.
866. (Substitute) By Committee on Public Institutions: Setting financial responsibility standards for residents of state residential schools. ....	1292	1293	1477	1644, 1730	2017	1644	2250	2252	Ch. 118, '71 Ex.
879. Senators Durkan and Sandison: Making appropriations for expenses and costs of the legislature. ....	1025	1026	.....	1026	1026	.....	1070	1070	Ch. 14, '71 Ex.
883. Senators Washington and Jolly: Providing for payment of weed district assessments on highway lands from motor vehicle fund. ....	1549	1550	1671	2001	2001	.....	2250	2252	Ch. 119, '71 Ex.
884. Senator Foley: Authorizing housing authorities to undertake supplemental projects. ....	1116	1128	1257	1445, 1468, 1602-1603	1752-1753	1445, 1468	2025	2041	P. V. Ch. 300, '71 Ex.
897. (Substitute) By Committee on Ways and Means—Revenue and Taxation: Pertaining to revenue and taxation. ....	1619	1619	1918, 2160, 2167-2189	1619, 1622-1623	1624, 2189, 2234	1620, 1624, 1662, 2160, 2189	2250	2252	Ch. 299, '71 Ex.
903. Senators Peterson (Lowell) and Peterson (Ted): Permitting a five percent differential on Washington produced fish feed. ....	1273	1408	1577	1690	2018	.....	2250	2252	V.
906. Senators Stender, Bailey, Huntley, Connor, Peterson (Ted), Greive and Holman: Providing for the award of contracts for the construction of ferries to Washington corporations in periods of excessive unemployment. ....	1006	1006	1226	1227	1227	.....	1249	1249	Ch. 21, '71 Ex.

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker	Action by Governor
915. (Substitute) By Committee on Transportation: Increasing motor vehicle fuel tax for support of Puget Sound ferry system. ....	1704	1707	1746	2103	2103	.....	2250	2252	V.
918. Senator Guess: Correcting a manifest clerical error related to the leasing powers of the state building authority. ....	1171	1194	.....	1194	1194	.....	1232	1233	Ch. 23, '71 Ex.
925. Senators Durkan, Atwood and Peterson (Ted): Removing "payment under protest" requirement as to actions to recover excess taxes paid in 1971. . .	1477	1496	1502	1561-1564	1564	.....	1682	1583	Ch. 42, '71 Ex.
926. (Substitute) By Committee on Ways and Means: Adopting the supplemental budget. ....	2235	2235	.....	2235	2236	.....	2250	2252	P. V. Ch. 301, '71 Ex.
928. Senator Greive: Relating to redistricting. ....	1842	1846	.....	.....	.....	1847	.....	.....	.....

**SUBJECT AND HISTORY OF SENATE JOINT MEMORIALS IN THE HOUSE**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker
1. Senators Peterson (Ted), Talley, Bailey, Metcalf, Durkan, Stender, Peterson (Lowell), Elicker, Dore, Ridder, Lewis, Murray, Knoblauch, Connor, Odegaard, Stortini, Donohue, Gardner, Fleming, Francis, Sandison, Greive, Matson, Twigg, Andersen, Woodall, Guess, McDougall, Scott, Atwood and Washington: Requesting the United States government to extend the fisheries jurisdiction of its coastline. . . .	112	118	166	166	167	.....	189	190
3. Senators Mardesich, Stender, Knoblauch and Keefe: Requesting the secretary of transportation to reconsider his "Preliminary report on the basic rail system." .....	189, 858	196, 869	.....	.....	.....	785	.....	.....
5. Senators Woodall, Bailey, Matson, McDougall and Canfield: Requesting the federal government to assume greater obligation for certain welfare programs. ....	630, 858	631, 869	1524	2002	2002	785	2250	2252
7. Senators Dore and Holman: Petitioning Congress to create a new circuit of the United States Court of Appeals to be centered in Seattle. ....	1524	1525	.....	.....	.....	.....	.....	.....
9. Senators Guess, Donohue and Huntley: Requesting interim funding for Lower Granite Dam. ....	394, 858	400, 869	.....	400	.....	401, 443, 785	.....	.....

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**SUBJECT AND HISTORY OF SENATE JOINT MEMORIALS IN THE HOUSE —Continued**

NUMBER, AUTHOR AND SUBJECT	<i>Received from Senate</i>	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amendments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in House</i>	<i>Signed by President of Senate</i>	<i>Signed by Speaker</i>
12. (Substitute) By Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution: Regarding medical and health care. ....	1524	1526						
14. Senators Peterson (Ted), Scott and Peterson (Lowell): Urging President of United States to seek to protect anadromous fish. ....	1357	1358						
15. Senators Washington, Huntley and Henry: Petitioning for certain funds claimed by the state of Washington from the United States for compliance with outdoor advertising control along certain segments of the interstate highway. ....	1232	1233	1400	1644	1645		1701	1701
16. Senators Huntley, McDougall, Donohue, Sandison, Jolly, Canfield and Washington: Requesting reversal of a department of transportation regulation. ....	1311	1311		1311	1311		1331	1331
17. Senators Mardesich, Clarke, Cooney, Day, Fleming, Foley, Gardner, Gissberg, Huntley, Keefe, Knoblauch, McDougall, Newschwander, Peterson (Lowell), Twigg, Walgren and Whetzel: Requesting federal legislation exempting certain gas company mergers from the anti-trust laws. ....	1357	1366		1366	1367		1423	1423
19. Senators Stortini and McDougall: Requesting additional funds for the employment supplement program. ....	1455	1456		1456	1457		1503	1503

**SUBJECT AND HISTORY OF SENATE JOINT RESOLUTIONS IN THE HOUSE**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker
1. Senators Durkan, Donohue, Day, Henry, Knoblauch, Twigg, Keefe, Canfield, Wilson, Guess, Woodall, Herr, Peterson (Lowell), McCutcheon, Ridder, Talley, Huntley, Metcalf, Odegaard, Jolly, Stortini, Peterson (Ted), Lewis and Dore: Proposing a constitutional amendment to establish the assessed valuation of real and personal property at twenty-five percentum of the true and fair value of such property. ....	72	75	.....	546	546	469, 546	591	591
5. Senators Walgren, Twigg, Keefe, Bailey and Atwood (by Municipal Committee request): Authorizing lotteries. ....	287	289	331, 507	565-569	569	401	687	688
13. (Substitute) By Committee on Constitution, Elections and Legislative Processes: Providing for extraordinary sessions of the legislature. ....	614, 858	615, 869	.....	.....	.....	785	.....	.....
14. Senators Lewis, Wilson, Metcalf, Washington, Greive, Jolly, Guess, Huntley, Peterson (Lowell), Newschwander, Day, Odegaard, Stortini, McCutcheon, Francis and Twigg (by Legislative Council request): Amending the Constitution to authorize gubernatorial veto of entire sections and any appropriation item or items. ....	303, 858	307, 869	.....	.....	.....	785	.....	.....

## TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage	Message From House	Signed by President of the Senate	Signed by Speaker of the House
22. Senators Greive, Knoblauch, Talley, Lewis, Keefe, Sandison, Ridder, McCutcheon, Fleming, Connor, Peterson (Lowell), Peterson (Ted), Gardner, Francis, Herr, Day, Odegaard, Washington and Cooney (by Executive and Legislative Council request): Providing a constitutional amendment concerning loaning the credit of the state. ....	1242	1502, 1243 2039, 2166	1690-1692	1692, 1749, 1815, 2167	1692, 1749 1990, 2039				
36. Senators Knoblauch, Holman, Washington, Walgren, Francis and Stortini (by Secretary of State request): Ratifying the eighteen-year-old voting rights amendment to the federal Constitution. ....	979	979 .....		979	980 .....	992	1002 .....		
38. Senators Whetzel, Atwood and Bailey: Amending the state Constitution making it permissive for the legislature to set the salaries of county officers. ....	1502	1555, 1504 2097-2098		1710 1711, 2098	1990	2250	2252 .....		

**SUBJECT AND HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE**

NUMBER, AUTHOR AND SUBJECT	<i>Received from Senate</i>	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amendments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in House</i>	<i>Signed by President of Senate</i>	<i>Signed by Speaker</i>	
2. <b>Senators Atwood, Foley and Canfield (by Legislative Budget Committee request):</b> Providing for a study of a single distribution method for funds for the common schools. ....	591, 858	592, 869	966	1360	1360	785	1423	1423	.....
3. <b>Senators Mardesich, Atwood and Foley (by Legislative Budget Committee request):</b> Authorizing a study of community college funds. ....	591, 858	592, 869	966	1446	1447	786	1525	1525	.....
4. <b>Senators Metcalf, Ridder and Elicker (by Joint Committee on Education request):</b> Providing for study on agency responsibility in educating handicapped children. ....	687, 858	689, 869	1272-1273	2001	2001	786	2250	2252	.....
5. <b>Senators Atwood, Dore and Canfield:</b> Providing for review of community college program costs. ....	591, 858	592, 870	966	1364	1364	786	1597	1597	.....
8. <b>Senators Metcalf, Knoblauch and Durkan:</b> Requesting legislators to attend a candlelight service in the capitol rotunda in support of American POW's. ....	303	308	.....	308	308	.....	332	332	.....
9. <b>Senators Durkan and Lewis:</b> Continuing the temporary forest tax committee. ....	523	553	.....	.....	553	.....	614	614	.....
10. <b>Senators Ridder, Peterson (Ted), Francis, Scott, Whetzel, Matson, Washington, Murray, Metcalf, Walgren, Fleming, Odegaard, Huntley, Holman and Stortini:</b> Authorizing a study of day care services. ....	591, 858	592, 870	1006	.....	.....	786	.....	.....	.....

**SUBJECT AND HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE—Continued**

NUMBER, AUTHOR AND SUBJECT	Received from Senate	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in House	Signed by President of Senate	Signed by Speaker
12. <b>Senators Francis, Gardner, Ridder, Metcalf, Holman, Scott and Odegaard:</b> Providing for a study of ecology curricula. ....	1455	1457	1627	1851	1851	.....	1987	1989
13. <b>Senators Greive, Bailey and Lewis:</b> Adopting the joint rules of the forty-second session of the legislature. ....	480	481	590	590	590	.....	687	688
16. <b>Senators Francis and Gardner:</b> Authorizing a study relating to community schools. ....	1549	1550	.....	.....	.....	.....	.....	.....
17. <b>Senators Bailey, Greive, Atwood and Andersen:</b> Establishing rules for consideration of bills. ....	508, 591	509	542	542	543	.....	614	614
18. <b>Senators Washington, Jolly, Huntley, Foley, Greive, Bailey, Atwood, Andersen, Knoblauch, McDougall, Elicker and Wilson:</b> Designating Miss Nancy Kay Peterson, Miss Washington, as this state's honorary hostess. ....	630	632	.....	632	632	.....	688	688
19. <b>Senators Bailey and Atwood:</b> Providing for reintroduction of bills and adopting the joint rules. ...	804	804	.....	805	805	.....	881	881
20. <b>Senators Metcalf, Francis and Peterson (Lowell):</b> Authorizing a study of the protection of animals. ...	1303	1303	1577	.....	.....	.....	.....	.....

23. <b>Senators Odegaard, Gardner, Metcalf, Ridder, Newschwander and Francis:</b> Providing for study of vocational education needs and capabilities. ....	1747	1748	1842	2002	2002	.....	2250	2252	.....
24. <b>Senator Guess:</b> Permitting the consideration of a bill to correct a manifest clerical error. ....	1153	1165	1165	1165	.....	.....	1171	1172	.....
25. <b>Senator Durkan:</b> Requiring a study of the feasibility of the four day, ten hour per day work week. ....	1249	1256	.....	.....	.....	.....	.....	.....	.....
28. <b>Senators Greive, Woodall and Washington:</b> Creating a joint committee on governmental cooperation.	1627	1628	2237	2237	2237	.....	2250	2252	.....
29. <b>Senators Walgren and Twigg:</b> Establishing municipal committee as an interim committee of the legislature. ....	1627	1628	2237	2237	2238	.....	2250	2252	.....
31. <b>Senators Peterson (Lowell), Peterson (Ted) and Metcalf:</b> Creating the interim committee on fisheries, game, and gamefish. ....	1747	1748	2238	2238	2238	.....	2250	2252	.....
32. <b>Senator Mardesich:</b> Creating a joint interim committee on banking, insurance, and utility regulation.	2236	2236	.....	2236	2236	.....	2250	2252	.....

**ABORTION:**

Unborn quick child, wilful injury, killing, murder, HB 319.

**ACADEMIES:**

Law enforcement officer's training commission, HB 468.

**ACCIDENTS:**

Aircraft, state, downed rescue transmitter, required, HB 160.

Bumpers, energy absorption systems, motor vehicles, equipment required, HB 261.

Emergency care, physician, hospital, liability limitation, SB 227.

Emergency care, without fee, liability limitation, HB 691, HB 1074, SB 227.

Equipment, defective, without safeguards, workman death, injuries, actions against employers, authorized, HB 934.

Motor vehicle, failure to report, liability insurance, lack presumed, HB 65.

Motor vehicle, fatalities, drivers, pedestrians, blood samples required, \*SB 467, CH. 270 EX.

Motor vehicle, operators, nonresident, summons service, fee increased, HB 227.

Prevention, industrial insurance, incentives, protective premium formula, building industry, dividend returns, \*SB 472, CH. 274 EX.

School buses, children, insurance coverage, district payment authorized, Sub HB 446.

Traffic, habitual offenders, penalties procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.

**ACCOUNTANCY BOARD:**

Duties, transferred, finance and business regulation department, HB 591.

**ACCUSED PERSONS:**

Rendition, uniform act, enacted, \*SB 249, CH. 17 EX., HB 503.

**ACTS:**

Administrative procedure act, higher education, established, \*SB 469, CH. 57 EX.

Agricultural labor relations, HB 550.

Automotive repair responsibility, HB 347, Sub SB 105.

Beverage, control, return, recycling, HB 699.

Campaign expenditures reporting, HB 241, Sub HB 241, HB 569, Eng HB 725.

Coastal waters protection, HB 655, \*Eng Sub HB 655, CH. 180 EX.

Collection agency, HB 949, Sub HB 949, \*Sub SB 796, CH. 253 EX.

Community college bonding act, title only, HB 1025.

Consumer warranty act, HB 982.

Controlled substances, drugs, uniform act, HB 997, \*2nd Sub SB 146, CH. 308 EX. PV.

County utility citizens' protection, HB 754.

Criminal extradition, uniform act, \*SB 514, CH. 46 EX.

Criminal investigatory, grand juries summons, \*HB 175, CH. 67 EX.

Dental disciplinary board, HB 310.

Economic opportunity, programs, state, local participation, provisions, \*HB 430, CH. 177 EX.

Educational assessment, HB 1083.

Educational management system, HB 1076.

Educational service corporation, HB 944, Eng SB 464.

Emergency services, department, HB 78.

Employment agency, repealed, HB 471.

Environmental policy, \*SB 545, CH. 109 EX.

Environmental protection, HB 752.

Franchise investment protection, \*SB 755, CH. 252 EX., HB 938.

Freedom of information, HB 717.

Habitual traffic offenders, \*Sub HB 321, CH. 284 EX. PV, HB 389.

Installment loan, HB 805.

\*Indicates bills passed by both House and Senate.

## ACTS—Continued:

Insurance guaranty association, \*SB 18, CH. 265 EX., HB 1058.  
 Interlocal cooperation act, participation, certain Indian tribes, included, \*SB 107, CH. 33, HB 272.  
 Judges, public employees' system, former membership reinstatement, prior service credit, \*Eng SB 59, CH. 267 EX.  
 Judicial retirement system, \*Eng SB 59, CH. 267 EX.  
 Labor relations, HB 470, HB 608.  
 Land sales practices, uniform, HB 1002.  
 Land use, HB 811.  
 Land use management, HB 1014.  
 Life and disability insurance guaranty association, \*Eng SB 17, CH. 259 EX.  
 Litter, model act, INIT 40, \*SB 428, CH. 307 EX. PV.  
 Men's hair styling, HB 908.  
 Milk pooling, \*HB 52, CH. 230 EX.  
 More effective elementary schools, HB 619.  
 Mutual housing and environmental act, HB 472.  
 Nisqually Delta Preservation, HB 1030, Sub HB 1030, 2nd Sub HB 1030.  
 Nonpublic elementary and secondary education, HB 419.  
 Ombudsman, HB 409.  
 Open public meetings, \*SB 485, CH. 250 EX.  
 Pesticide control, \*HB 540, CH. 190 EX.  
 Pollution disclosure, \*Sub HB 595, CH. 160 EX.  
 Postal savings system accounts, model act, \*SB 71, CH. 68 EX.  
 Principal and income, enacted, \*HB 66, CH. 74.  
 Public broadcasting, HB 445.  
 Public employment labor relations act, enacted, HB 522.  
 Regional development, HB 1012.  
 Rendition of accused persons, enacted, \*SB 249, CH. 17 EX., HB 503.  
 Residential landlord-tenant, HB 593.  
 Rivers, preservation act, enacted, HB 999.  
 Shoreline management act, HB 584, \*Sub HB 584, CH. 286 EX. PV.  
 Snowmobile, \*SB 156, CH. 29 EX.  
 Special fuel tax, HB 247, \*Sub HB 247, CH. 175 EX.  
 Unified county services district, HB 481.  
 Unit, pricing, HB 444.  
 Washington judicial retirement system act, HB 818.  
 Washington land use management, HB 935.  
 Water resources, \*HB 394, CH. 225 EX.  
 Water well construction, \*HB 495, CH. 212 EX.

## ACTUARIES:

Definition, retirement system purposes, revised, HB 159.

## ADAMS, O. C.:

Columbia Basin Community College, trustee board member, appointment, \*\*GA 52.

## ADMINISTRATIVE PROCEDURE ACT:

Higher education institutions, established, \*SB 469, CH. 57 EX.  
 Licenses, revocations, suspensions, public safety cases, notice requirement, inapplicable, HB 947.  
 Liquor board regulations, filing, \*HB 266, CH. 62.  
 Motor vehicle department, vehicle wreckers, license denials, suspensions, revocations, provision, inclusion, \*SB 49, CH. 7 EX.  
 Motor vehicle operators, licenses, denials, suspensions, provisions exemption, \*HB 55, CH. 21.  
 Rules, procedures, agency filing, legislative council, review purposes, HB 1085.  
 Tow trucks, operators, certification, regulation, applicability provision, HB 681, Sub HB 681.  
 \*Indicates bills passed by both House and Senate.

**ADOPTION:**

- Child, adoption after age 18, gift tax classification definition, excluded, HB 1129.
- Child, adoption after age 18, inheritance tax classification definition, excluded, HB 1126.
- Children, difficult to place, aid payments, HB 170, Sub SB 128.
- Children, hard to place, fee payments, waiver authorized, HB 768, \*Sub HB 768, CH. 63 EX.
- Petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.

**ADVERTISING:**

- Cigarette signs, health warning statement required, HB 736.
- Highways, state, signs, adjacent, regulation, HB 590, \*SB 635, CH. 62 EX.
- Outdoor, along interstate highways, controls established, incentive claim payment, petitioned, \*SJM 15.
- Sales tax, imposition, HB 450.
- Unfair, deceptive, printers, publishers, broadcasters, liability, knowledge required, SB 792.
- Venereal disease, contraceptives, treatment, medicine, prohibition removed, \*Eng HB 853, CH. 185 EX.

**AERONAUTICS COMMISSION:**

- Aeronautics, title only, HB 883.
- Aircraft, state, lease, purchase, maximum interagency use, coordination provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- Aircraft, state, pool established, revolving fund created, HB 664.
- Airports, licenses, issuance, HB 121.
- Hansley, Donald G., member, appointment, \*\*GA 7.
- Koss, Dr. George, member, appointment, GA 8.

**AEROSPACE:**

- Federal mass transit research, grants, †HFR 13.
- Scientists, engineers, employment, special public corporation, petitioned, HJM 21.

**AGATE:**

- State gem, designation, HB 386.

**AGE:**

- Eighteen-year-olds, legal majority, certain purposes, provisions, HB 309, \*Sub HB 309, CH. 292 EX. PV.
- Eighteen-year-olds, voting age, national elections, special voters, provisions, \*Sub HB 433, CH. 178 EX., \*SJR 36, \*HJR 15.

**AGED PERSONS: (see also "Senior Citizens")**

- Council, title only, HB 792.
- Old age assistance recipients, certain home assistance aides, provisions, HB 962.
- Public accommodation buildings, design standards, \*HB 841, CH. 219 EX.
- Taxes, real property, assessed value limitation, freeze provisions, HB 534.
- Taxes, real property, exemption increased, SB 45, HB 89, HB 116, HB 128, HB 289.
- Taxes, special levies, exemption, HB 388.

**AGENCIES:**

- Collection, regulation licensing, HB 949, Sub HB 949.
- Collection, title only, HB 909.
- Employment, act repealed, HB 471.
- Nuclear steam plant facility, jointly operated, in lieu tax payments, exempt, \*Eng HB 82, CH. 75 EX.
- Public, air space corridors, acquisition provisions, \*SB 363, CH. 39 EX., HB 598.
- Public, definition, certain Indian tribes, included, \*SB 107, CH. 33, HB 272.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## AGENCIES—Continued:

- Public, employees, tax deferred annuity plan, provisions, \*SB 659, CH. 264 EX.
- Public, open public meetings, provisions, \*SB 485, CH. 250 EX.
- School districts, joint purchasing, private schools, authorized, \*SB 266, CH. 26.
- State, administrative rules, procedures, filing, legislative council, review purposes, HB 1085.
- State, legal services, attorney general payment, fund allocation provisions, \*SB 648, CH. 71 EX.
- State, local, official records, disclosure, HB 717.
- State, revenue duties, functions, certain, revenue department transfer, coordination purposes, HB 654, Sub HB 654.

## AGENTS:

- Insurance, B & O tax, exempted, HB 570.
- Real estate, school district land, sale authorized, HB 466.

## AGNEW, SPIRO T.:

- Message to legislature, joint session, \*HCR 22 . . . . . pp. 675-685

## AGRICULTURE AND LIVESTOCK:

- Agricultural commodity boards, producer-handlers, membership representation, \*HB 675, CH. 25.
  - Agricultural employees, minimum wage coverage, HB 363.
  - Agricultural labor relations, act, HB 550.
  - Agriculture and consumer services department, agriculture department renamed, HB 1116.
  - Agriculture department, funds, interest, crediting provisions, HB 621.
  - Beef commission, assessments, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.
  - Commercial feed lots, cattle, identification, auditing, licensing, provisions, \*HB 676, CH. 181 EX.
  - Commission merchants, agricultural products, regulations amended, \*HB 706, CH. 182 EX.
  - Containers, wholesale agricultural, conversion, misdemeanor, HB 136.
  - Department, appropriation, agricultural fair grants, HB 855, HB 1064.
  - Domestic animals, injured, killed by dogs, owner liability, penalty, HB 960.
  - Family farm unit, agricultural labor, membership, interference, operation provisions, HB 917.
  - Grass seed field burning, research program, HB 895.
  - Grower-processor mediation service, agriculture department, established, HB 943, Sub HB 943.
  - Hay, open air yards, public warehouse definition, inclusion, \*HB 558, CH. 65.
  - Hops, in-transit, property tax exemption, \*HB 860, CH. 137 EX.
  - Horticultural plants, grading, inspection, sales, regulations, \*SB 410, CH. 33 EX. PV.
  - Livestock, brands, healed, more than one, ownership, additional proof, requirement, \*HB 727, CH. 135 EX.
  - Livestock, brands, inspection, fee schedules, establishment provisions, \*HB 727, CH. 135 EX.
  - Livestock, brands, inspection, local law enforcement agencies, contracts authorized, \*HB 727, CH. 135 EX.
  - Livestock, brands, inspection, mandatory, locations, provisions, \*HB 727, CH. 135 EX.
  - Livestock, brands, recording, renewals, fees increased, \*HB 727, CH. 135 EX.
  - Livestock, personal property tax assessment, monthly average holdings basis, HB 881.
  - Livestock, public markets, regulations amended, \*HB 705, CH. 192 EX.
  - Meat, custom facilities, licensing, regulation, \*Sub SB 446, CH. 98 EX.
  - Meat, poultry inspection, federal regulations, state adoption, \*SB 525, CH. 108 EX.
  - Pesticides, application, licensing, operation, general revisions, \*HB 636, CH. 191 EX.
- \*Indicates bills passed by both House and Senate.

## AGRICULTURE AND LIVESTOCK—Continued:

- Pesticides, poisonings, dangers, health and social services department, investigation authority, \*HB 415, CH. 41 EX.
- Pesticides, regulation, control board established, \*HB 540, CH. 190 EX.
- Pets, communicable diseases, protection, control, provisions, \*SB 228, CH. 72.
- Title only, HB 744.

## AIR:

- Ecology department, water air resources program, integration, HB 480.
- Industrial waste discharges, reporting, disclosure provisions, HB 595, \*Sub HB 595, CH. 160 EX.
- Pollution authorities, reexamine priorities, †HFR 66.
- Pollution control authority, single county, establishment, multi-county, regional district, withdrawal provisions, HB 772.
- Pollution, control, plans, procedures, emergency actions, provisions, \*HB 992, CH. 194 EX.
- Pollution, episodes, emission reduction, avoidance, provisions, \*HB 992, CH. 194 EX.
- Pollution, fire permits, certain purposes, issuance provisions, HB 772, \*Sub HB 772, CH. 232 EX.
- Pollution, motor vehicles, engines operating, stationary position, time limitation provision, Eng HB 605.
- Pollution, motor vehicles, exhaust emissions, air contaminants, controls, standards, Eng HB 605.
- Pollution, motor vehicles, smoke, odor control, provisions, HB 605.
- Pollution, motor vehicles, state purchases, propulsion systems, information, HB 544.
- Pollution, title only, HB 797.

## AIRCRAFT:

- Civil air patrol, sales, use taxes, exempt, HB 342.
- Dealers, licenses, required, HB 689.
- Drug transportation, unlawful, conveyance forfeiture, \*2nd Sub SB 146, CH. 308 EX. PV.
- Fuel, excise tax, extended, HB 839.
- Fuel, excise tax, uncollected, payment provisions, \*HB 56, CH. 156 EX.
- Glider, definition, tax purposes, HB 506, Eng HB 153.
- Registration, certain aircraft, exempt, HB 153.
- SST program, decision to halt, congressional reconsideration petitioned, HJM 22.
- State aircraft pool, established, revolving fund created, HB 664.
- State, downed rescue transmitter, required, HB 160.
- State, lease, purchase, maximum interagency use, coordination provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- Tax, excise, tax appeal board, jurisdiction, HB 306.

## AIRPORTS:

- Kitsap County, jet, study, †HFR 99.
- Licensing, aeronautics commission, issuance, HB 121.
- Municipal, revenue warrants, issuance authorized, SB 218, \*HB 403, CH. 176 EX.
- Public, municipal, federal aid, project approval, aeronautics commission authority, HB 556.
- Puget Sound, airports, marine port authority, established, HB 702.
- Taxation, open-space land tax basis, HB 155.

## AIR SPACE:

- Public agencies, air space corridors, acquisition provisions, \*SB 363, CH. 39 EX., HB 598.

## ALBRECHT, RICHARD:

- Council on Higher Education, member, appointment, GA 12.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

**ALCOHOL AND ALCOHOLISM:**

- Liquor sales, election days, prohibition removed, \*SB 612, CH. 112 EX.
- Minors, drug, alcoholic abuse care, without parental consent authorized, \*SB 273, CH. 304 EX. PV.
- Motor vehicle accident fatalities, drivers, pedestrians, blood samples required, \*SB 467, CH. 270 EX.
- Programs, facilities, cities, counties, state financial assistance, social and health services, approval requirement, \*SB 214, CH. 104 EX. PV.
- Treatment centers, drug, alcohol, formation, funding, HB 219, Sub HB 219, \*Eng SB 273, CH. 304 EX. PV.
- Treatment, facilities, studies, social and health services department, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- Treatment, voluntary submission, confidentiality, HB 236.

**ALCOHOLIC BEVERAGES:**

- Agency vendors, part time, civil service exempt, \*HB 270, CH. 59 EX.
- Ballrooms, liquor license, class K, issuance provisions, HB 831.
- Bartenders, licensing, regulation provisions, HB 834.
- Candidates, purchases, for certain persons, election day, prohibited, \*SB 612, CH. 112 EX.
- Civic centers, class H licenses, issuance provisions, \*HB 876, CH. 208 EX.
- Class H licensees, minor employees, serving, selling, permitted, HB 875.
- Class H licenses, discriminatory, exclusionary organizations, discount prohibited, HB 749.
- Containers, shipping, damaged, sale provisions, SB 529.
- Identification cards, certain, acceptable, liquor purchase purposes, \*SB 163, CH. 15 EX.
- Injury, death, caused by intoxicated person, third person illegal supplier, actions authorized, HB 978.
- Intoxicating liquor, title only, HB 612, HB 613.
- Liquor licenses, transfers, licensee residence requirements, transfer fees, revisions, \*HB 267, CH. 70.
- Liquor, tax increased, HB 460.
- Motor vehicle operators, intoxicated, conditional suspended sentences, HB 321, \*Sub HB 321, CH. 284 EX. PV.
- Motor vehicle operators, under influence drugs, liquor, jail sentence, fine, suspension provisions, \*Sub HB 321, CH. 284 EX. PV.
- Regulations, liquor control board, filing, code reviser's office, required, \*HB 266, CH. 62.
- Salesmen, beer, wine, canvassing, certificate of approval, \*HB 115, CH. 138 EX., HB 546.
- Salesmen, out-of-state, canvassing, local wine importer's agent, accompaniment required, HB 546.
- Tax, city, county share, alcoholism program, allocation, provision, \*SB 214, CH. 104 EX. PV.
- Tax, excise, increased, \*Eng Sub SB 897, CH. 299 EX. PV.
- University of Washington campus, liquor sales, prohibition abolished, HB 862.
- Wine, gallage tax increased, sales taxes, revised, HB 1128.
- Wineries, on-premises samples, visitors, employees, prohibited, HB 936.
- Wines, class C, F, H licenses, 15% discounted, entitlement, HB 1118.
- Wines, classified, commercial, premium, sale provisions, HB 1119.
- Wines, domestic, sale, provision, nondomestic, importation, sale prohibited, HB 936.
- Wines, nondomestic, importation, sale, prohibited, HB 936.
- Wines, sales, distribution, title only, HB 932.
- Wines, tax, excise, certain consumer sales, imposed, HB 936.

**ALL-TERRAIN VEHICLES:**

- Fuel, refunds, trail maintenance use, provisions, \*Sub SB 372, CH. 47 EX.
- Licensing, operation, regulation, \*SB 156, CH. 29 EX.
- Registration, use, operation, regulations, \*Sub SB 372, CH. 47 EX.

\*Indicates bills passed by both House and Senate.

**AMBULANCES:**

County system, establishment, HB 197.

Operators, attendants, equipment, first aid requirements, HB 243.

**AMUSEMENTS:**

Games, certain, authorized, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.

**ANDERSON, DONALD E.:**

Tacoma Community College, trustee board member, appointment, \*\*GA 55.

**ANIMALS:**

Animal shelters, pounds, pet shops, standards, regulations, licensing, HB 1007.

Captive, hunting, prohibited, HB 21.

Cattle, commercial feed lots, identification, auditing, licensing, provisions, \*HB 676, CH. 181 EX.

Cruelty, prevention, humane societies, general revisions, HB 1102.

Dangerous, deleterious to environment, native fish, wildlife, possession, sale, prohibited, \*HB 106, CH. 166 EX.

Deer, elk, emergency periods, protection from dogs, provisions, \*HB 773, CH. 183 EX.

Dog, cat theft, crime, SB 332.

Dogs, biting, individuals, invitees on private property, liability, HB 606.

Dogs, theft, crime, HB 103, HB 131.

Domestic, injured, killed by dogs, owner liability, penalties, HB 960.

Domestic, owners, duties, liabilities, †HFR 12.

Endangered species, protection, \*HB 106, CH. 166 EX.

Humane societies, incorporation, more than one, statute privileges extended, HB 880.

Livestock, brands, healed, more than one, ownership, additional proof, requirement, \*HB 727, CH. 135 EX.

Livestock, brands, inspection, fee schedules, establishment provisions, \*HB 727, CH. 135 EX.

Livestock, brands, inspection, local law enforcement agencies, contracts authorized, \*HB 727, CH. 135 EX.

Livestock, brands, inspection, mandatory, locations, provisions, \*HB 727, CH. 135 EX.

Livestock, brands, recording, renewals, fees increased, \*HB 727, CH. 135 EX.

Livestock, diagnostic service, support, slaughter assessment, SB 135.

Livestock, public markets, regulations amended, \*HB 705, CH. 192 EX.

Meat, custom facilities, licensing, regulation, \*Sub SB 446, CH. 98 EX.

Pets, communicable diseases, protection, control, provisions, \*SB 228, CH. 72.

Protection, proposed legislation, study, SCR 20.

Snowmobiles, wild, domestic animals, harassing, hunting, crime, \*SB 156, CH. 29 EX.

Veterinarians' assistants, licensing, study, †HFR 69.

Wild, skins, bodies, sale prohibited, HB 882.

Zoos, private, regulation, title only, HB 995.

**ANNEXATION:**

Boundaries, water, incorporated areas, computations, use prohibited, HB 478.

County annexation review, optional municipal code, provisions, \*Sub SB 678, CH. 251 EX.

Islands, unincorporated, referendums not permitted, HB 478.

Ordinances, resolutions, original annexation documents, filing provisions, SB 86.

Port districts, areas, not part of existing district, provisions, \*HB 88, CH. 157 EX.

School property, to cities, towns, permitted, \*HB 250, CH. 69.

Taxing districts, tax increase, 106% limitation, SB 1, \*Sub HB 283, CH. 288 EX. PV.

**ANNUAL SESSIONS:**

Legislature, 90/30 days, HJR 34.

Legislature, 90/60 days, Eng HJR 34.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

**ANNUITIES:**

Public, employees, tax deferred annuity plan, provisions, \*SB 659, CH. 264 EX.

**ANTENNAS:**

Television, reception improvement districts, authorized, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.  
Televisions, community systems, regulation, HB 452.

**ANTI-TRUST LAWS:**

Natural gas companies, mergers, pre-1960, anti-trust laws exemption, petitioned, \*SJM 17.

**APARTMENTS:**

High-rise, multi-storied, waterfront construction restrictions, SB 54, HB 193.

**APPEALS:**

Appeals court, appeal procedures, general revisions, \*SB 449, CH. 107 EX.  
Appeals court, procedures, provisions, existing laws, inclusion, \*SB 122, CH. 81.  
Community college personnel, certain, demotions, dismissal, review, appeal, provisions, HB 1112.  
Court commissioner judgments, appropriate court provision, HB 154.  
Tax, aircraft, excise, tax appeals board, jurisdiction, HB 306.  
Taxes, property, appeals referrals, equalization board duties, HB 518.

**APPEALS COURT:**

Appeals procedures, general revisions, \*SB 449, CH. 107 EX.  
Decisions, precedential value opinions, publication provisions, \*Sub SB 390, CH. 41, HB 950.  
Decisions, publication, supervision commission jurisdiction, \*SB 447, CH. 42.  
Judges, law defects, omissions, supreme court report provision, \*SB 449, CH. 107 EX.  
Judges, public employees' system, former membership reinstatement, prior service credits, \*Eng SB 59, CH. 267 EX.  
Judges, retirement system inclusion, \*SB 79, CH. 30, HB 126.  
Judges, state employees health care plan, inclusion, HB 816.  
Judicial council membership, additional judges included, \*SB 241, CH. 40, HB 185.  
Provisions, existing laws, inclusion, \*SB 122, CH. 81.  
Publication supervision commission, membership, appeals court judge added, \*SB 447, CH. 42.  
Reports, publication, distribution provisions, \*SB 447, CH. 42.  
U. S., Seattle based, creation petitioned, SJM 7.

**APPROPRIATIONS:**

Agriculture department, 1971-73 biennium, agricultural fair grants, HB 855, HB 1064.  
Attorney general, welfare fraud cases, prosecution expenses, HB 682.  
Budget, supplemental, \*Sub SB 926, CH. 301 EX. PV.  
Capital improvements budget, 1971-73 biennium, HB 152, \*Sub HB 152, CH. 276 EX. PV.  
Capital improvements, title only, HB 329.  
Commerce and economic development department, state trade fair grants, HB 855, HB 1064.  
Committee approval, study, †HFR 91.  
Dental disciplinary board, HB 310.  
Ecology department, grass seed field burning, research program, HB 895.  
Ecology department, shorelines management act, administration, \*Sub HB 584, CH. 286 EX. PV.  
Ecology department, water pollution control facilities construction, \*HB 832, CH. 20 EX.  
Educational reimbursement, K-12 students, independent schools, established, HB 1132.  
\*Indicates bills passed by both House and Senate.  
†Indicates resolutions passed by House.

## APPROPRIATIONS—Continued:

- Education board, common school building construction account, HB 1038.  
 Education board, financial assistance program, elementary, secondary, disadvantaged students, SB 264.  
 Elections commission, campaign expenditures reporting act, administration, Eng HB 725.  
 Enforcement officers' training commission, HB 468.  
 Game department, Nisqually Delta wildlife area lands purchases, HB 1030, Sub HB 1030, 2nd Sub HB 1030.  
 Game department, snowmobiles, regulation facilities operation, \*SB 156, CH. 29 EX.  
 Grade crossing protective fund, HB 196.  
 Head Start, projects, Office of Economic Opportunity, supplementation, \*Eng Sub HB 151, CH. 275 EX. PV.  
 Highway commission, Puget Island-Westport ferry system, maintenance, operation, HB 356.  
 Highway commission, Puget Island-Westport ferry system, operation, maintenance, payment, \*Eng SB 567, CH. 254 EX.  
 Highway commission, state route No. 14, Benton county, certain roads, improvement, HB 1032.  
 Highway commission, state route No. 407, Elochoman river to Ryderwood, feasibility study, HB 500.  
 Highway department, state route No. 240, shoulder areas, construction, HB 673.  
 Highways, budget, adopted, title only, HB 885.  
 Highways, operations, capital improvements, 1971-73 biennium, HB 510, \*Sub HB 510, CH. 290 EX. PV.  
 Horse racing commission, 1971-73 biennium, HB 855, HB 1064.  
 Labor and industries department, agricultural labor relations act, administration, HB 550.  
 Land planning, state commission, \*HB 865, CH. 287 EX. PV.  
 Legislative budget committee, data processing services, \*SB 171, CH. 2.  
 Legislative budget committee, state retirement systems, funding, alternative ways, study, \*Sub HB 151, CH. 275 EX. PV.  
 Legislative redistricting, problems, interim work, House, Senate, \*Eng Sub SB 926, CH. 301 EX. PV.  
 Legislative transportation committee, \*Eng HB 892, CH. 195 EX.  
 Legislature, extraordinary session, costs, expenses, \*SB 879, CH. 14 EX.  
 Legislature, operation, costs, expenses, \*SB 171, CH. 2.  
 Lower Granite Dam, construction, supplemental federal appropriation, petitioned, SJM 9.  
 Lunch program, specific state funds, federal matching provision, HB 39.  
 Motor vehicle department, personalized license service, \*SB 720, CH. 114 EX.  
 Natural resources department, forest fire suppression costs, contingency funds, supplemental, \*HB 688, CH. 50 EX.  
 Natural resources department, landowner contingency forest fire suppression account, \*HB 1034, CH. 207 EX.  
 Omnibus state government appropriation, 1971-73 biennium, HB 151, \*Sub HB 151, CH. 275 EX. PV.  
 Outdoor interagency committee, all-terrain vehicle funds, trail allocation provisions, \*Sub SB 372, CH. 47 EX.  
 Parks and recreation commission, snowmobiles, regulation facilities operation, \*SB 156, CH. 29 EX.  
 Procedures, other states, review, study, HCR 28.  
 Retirement, public employees system, payments, departmental budget funds use, provision, \*Eng Sub HB 151, CH. 275 EX. PV.  
 Revenue department, county real property revaluation plans, assistance, \*Sub HB 151, CH. 275 EX. PV.  
 School building bond redemption fund, construction fund interest, provision, \*Eng Sub HB 151, CH. 275 EX. PV.

\*Indicates bills passed by both House and Senate.

## APPROPRIATIONS—Continued:

- Seattle Community College, south campus, engineering technology building, construct, equip, provision, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Secretary of State, foreign commercial fishing vessels, certain, port privilege prohibition notices, transmittal, HB 1131.
- Secretary of State, Initiative 43, voters' pamphlet, comparative maps, captions, inclusion, HB 1133, Eng HB 463.
- Social and health services department, child care services, demonstration, pilot projects, HB 677.
- Social and health services department, county infirmaries, public assistance recipients, services, reimbursement, \*HB 313, CH. 277 EX. PV.
- Social and health services department, Fort Worden operation, HB 132.
- Social and health services department, local kidney centers, support, \*Sub HB 151, CH. 275 EX. PV.
- Social and health services department, public assistance medical, nonmedical items, separate budget sections, authorized, HB 973.
- Social and health services department, supplemental appropriation, public assistance recipients, nursing homes, HB 413.
- Social and health services department, tuberculosis facilities, HB 458, \*HB 313, CH. 277 EX. PV.
- State government, budget, supplemental, \*Sub SB 926, CH. 301 EX. PV.
- State government, capital improvements budget, 1971-73 biennium, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- State government, fund allotments, altering, limiting, program planning and fiscal management office, provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- State government, omnibus appropriation, 1971-73 biennium, HB 151, \*Sub HB 151, CH. 275 EX. PV.
- State government, supplemental, \*Sub SB 926, CH. 301 EX. PV.
- State government, title only, HB 330.
- State library commission, grant-in-aid program, HB 421.
- State, local improvements revolving account, supplemental, HB 777, Sub HB 777.
- Statute law committee, bill drafting, legislative information system, \*SB 171, CH. 2.
- Statute law committee, extraordinary session, bill drafting, legislative information system, \*SB 879, CH. 14 EX.
- Statute law committee, session laws publication, \*HB 878, CH. 5 EX.
- Superintendent of public instruction, more effective elementary schools, pilot program, HB 619.
- Supplemental, state, local improvements revolving account, HB 777, Sub HB 777.
- Tax committee, permanent, created, duties, \*Sub HB 283, CH. 288 EX. PV.
- Toll bridge authority, Port Townsend, Keystone ferry, docks, franchise rights, purchase authorized, HB 1033.
- Utilities and transportation commission, highway grade crossing protective program, administration, HB 510, \*Sub HB 510, CH. 290 EX. PV.

## AQUACULTURE:

- Fish farming, permitted, licensing, \*Sub SB 142, CH. 35, HB 328.

## ARAM, JOHN L.:

- Clover Park Community College, trustee board member, appointment, GA 42.

## ARCHAEOLOGY:

- Artifacts, ancient cultures, ecology department preservation, authorized, HB 901.

## ARCHIVES:

- Legislative records, public, personal, preservation provisions, \*Sub SB 90, CH. 102 EX.
- Records, local, disposition schedules, \*SB 302, CH. 10 EX.

\*Indicates bills passed by both House and Senate.

**ARREST:**

- Bail reform, charges, release, procedures, HB 260.
- Game protectors, powers, \*HB 113, CH. 173 EX.
- Indians, fishing, treaty rights exercise, arrest immunity, HB 1004, HB 1005.
- Litterers, game protectors, arrest powers, \*Eng HB 113, CH. 173 EX.
- Merchant patrolmen, powers, extension provisions, HB 923.

**ARTIFACTS:**

- Conservation study, Indian, †HFR 95.
- Ecology department, ancient cultures, preservation, HB 901.

**ASBESTOS:**

- Manufacturing, construction use, regulation, HB 927.

**ASIAN DEVELOPMENT BANK:**

- Mutual savings banks, investment authorized, HB 349, \*HB 642, CH. 222 EX.
- State retirement system, funds, investment authorized, HB 349.

**ASSESSMENTS:**

- Beef commission, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.
- County assessors, elective, office abolished, appointment provisions, HB 786.
- Education, student progress, program development, HB 1083.
- Forest fires, protection assessments increased, \*HB 1034, CH. 207 EX.
- Fruit trees, seedlings, rootstock, tax assessment, annual, imposed, \*SB 410, CH. 33 EX. PV.
- Litter, manufacturers, retailers, imposition, use, provisions, INIT 40, \*SB 428, CH. 307 EX. PV.
- Livestock diagnostic service, support, slaughter assessment, SB 135.
- Local improvement districts, nature, amount, real property owner notice requirement, HB 704.
- Milk producers, pooling act purposes, department of agriculture, administration, \*HB 52, CH. 230 EX.
- Parking, business improvement areas, special, cities, towns, counties, authorized, \*SB 130, CH. 45 EX., HB 365.
- Property, increase, payment under protest, provision removed, \*SB 925, CH. 42 EX.
- Property, real, new construction, alterations, date for placement on rolls, provision repealed, HB 954.
- Property, real, restrictions, development, use, assessment roll recording, required, Eng HB 167.
- Property, real, tax, owner valuation declaration, HB 1040.
- Property tax, appeals, petitions, information manual, preparation, provisions, HB 167.
- Property tax, current use, application, filing period extended, HB 571.
- Property tax, increase, over 25%, presumed excessive, HB 203.
- Property tax, increase, 106% limitation, SB 1, \*Sub HB 283, CH. 288 EX. PV.
- Property tax, revaluations, increases, entire county requirement, HB 3, SB 424.
- Property tax, valuation, 25%, 40 mills, \*SJR 1.
- Property, valuation procedure, improperly performed, notice distribution provision, \*SB 925, CH. 42 EX.
- Taxes, real property, revaluation adjustments, inspectional intervals, statistical data use authorized, HB 283.
- Taxes, unpaid, interest rate, increased, \*Eng Sub SB 897, CH. 299 EX. PV.
- Timber, listing, value, assessment rolls, county assessors, duties, \*Sub SB 849, CH. 294 EX. PV.
- Townships, excess property levies, assessment authorized, HB 637, SB 851.
- Underground wiring, road improvement districts, communication facilities, installation, cost provisions, \*SB 164, CH. 103 EX.
- Water, sewer districts, state lands, authorized, \*SB 314, CH. 234 EX., HB 301.
- Weed districts, highway rights of way, motor vehicle funds, payment provision, \*SB 883, CH. 119 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

**ASSETS:**

Bulk sales transfer, immediate transfers, permitted, \*HB 206, CH. 23.

**ASSOCIATIONS:**

Capitol historical, state, endowments, acceptance authorized, HB 173.

Cities, towns, employees, statewide city employees retirement system, membership authorized, SB 756.

Cooperatives, corporations, merger provisions, \*HB 800, CH. 221 EX.

Domestic, annual license, failure to pay, certified mail notice, requirement deleted, \*HB 225, CH. 142 EX.

Insolvent firms, life and disability guaranty association, claimant payment, \*Eng SB 17, CH. 259 EX.

Insurance guaranty, created, \*SB 18, CH. 265 EX., HB 1058.

Life and disability insurance guaranty, created, \*Eng SB 17, CH. 259 EX.

Nonprofit, corporations, lack of funds, duties, suspension, HB 504.

Nonprofit, existence cessation, certified mail notice, requirement deleted, \*HB 222, CH. 128 EX.

Nonprofit, professional, health care contractors, dentists, employment provisions, HB 891.

Nonprofit, records, filings, information, fees, revisions, HB 253.

Political subdivisions, employees, public employees retirement system, membership authorized, \*SB 522, CH. 271 EX.

Port, public, district minimum dues, SB 149.

**ATHLETIC COMMISSION:**

Membership increased, executive director authorized, HB 174.

**ATOMIC ENERGY:**

Nuclear fuel assemblies, manufacture, B & O tax imposed, \*HB 888, CH. 186 EX.

Nuclear steam generating facilities, in lieu tax payments, exemption removed, \*HB 82, CH. 75 EX.

**ATTORNEY GENERAL:**

Legal services, state agencies, fund allocation, payment provisions, \*SB 648, CH. 71 EX.

Recalls, charges, constitutional requirements, time limitation, provisions, \*Sub. HB 214, CH. 205 EX.

Water, shoreland, tideland, rights, civil action filings, notification required, HB 979.

Welfare frauds, certain cases, prosecution authorized, HB 682.

**ATTORNEYS:**

Counsel, indigent juveniles, delinquents, state provisions, SB 57.

Ethics, professional, rules, supreme court adoption, HB 233.

Fees, air space condemnation proceedings, condemnee award provisions, \*SB 363, CH. 39 EX., HB 598.

Fees, certain civil cases, increase, HB 179.

Fees, divorce case preparation expenses, provisions, HB 184, SB 237.

Fees, public assistance medical aid lien, proportioned share, SB 114.

Fees, real property condemnation, condemnees, payment authorized, HB 601, \*Sub SB 770, CH. 240 EX.

Law students, private institutions, assistance program, HB 435.

Sheriff's department, legal advisor, civil service exempt, HB 516.

Trust companies, legal business, solicitation authorized, HB 420.

**AUDITS:**

State auditor, post audit report, time period, legislative recommendations, provisions, HB 545, \*Sub HB 545, CH. 170 EX.

\*Indicates bills passed by both House and Senate.

**AUTHORITIES:**

- Air, pollution, single county, establishment, multi-county, regional district, withdrawal provisions, HB 772.
- Housing, class A counties, east of Cascade mountains, need, referendum provision, \*SB 884, CH. 300 EX. PV.
- Housing, Indian, real property, tax exempt, HB 1077.
- Housing, supplemental projects, undertaking authorized, \*SB 884, CH. 300 EX. PV.
- Puget Sound, airports, marine port authority, established, HB 702.
- Regional economic development, created, powers, duties, HB 1012.
- State building, indebtedness, bonds, issuance, refunding, provisions, \*HB 817, CH. 154 EX.

**AUTOMATED DATA PROCESSING:**

- Computer services, B & O tax, parent corporation, compensation deduction, \*HB 144, V.
- Land use, data bank, design expansion, natural resources department, provision, \*SB 314, CH. 234 EX.
- Land use, information bank, statewide, development, pilot project provision, \*HB 865, CH. 287 EX. PV.
- Legislative budget committee, data processing services, appropriation, \*SB 171, CH. 2.
- Public assistance recipients, eligibility review, computer program updating, \*Eng Sub HB 151, CH. 275 EX. PV.
- Voter registration records, uniform regulations, secretary of state, provisions, \*HB 372, CH. 202 EX.

**AUTOPSIES:**

- Consent, provisions, HB 2.
- Prisoners, deaths, provision, SB 63.

**AWARDS:**

- Safety, county employees, authorized, \*HB 523, CH. 79.

**BACHOFNER, WILL:**

- Meritorious service, commended, \*HCR 16.

**BACON:**

- Packaging, standards, HB 22, \*HB 41, CH. 49.

**BAIL:**

- Reform, arrest, charges, release, procedures, HB 260.

**BAKING AND BAKERIES:**

- Flour, enriched, bread, rolls, macaroni, use required, \*SB 131, CH. 27.

**BALLOTS:**

- Candidates, name, occupation, identification provisions, HB 180.
- Name, wrongful placement, allegation filing, time limitation, HB 822.
- Precinct committeeman, name on ballot, twice, permitted, \*HB 245, CH. 18.
- Service voters, absentee, declaration form, instructions, HB 240.
- Titles, initiatives, referendums, for and against votes, clarification, HB 599.

**BALLROOMS:**

- Liquor license, class K, issuance provision, HB 831.

**BANKRUPTCY:**

- Insurance firms, guaranty association, claimant payment provisions, \*SB 18, CH. 265 EX., HB 1058.

\*Indicates bills passed by both House and Senate.

**BANKS AND BANKING:**

- Banks, trust companies, general revisions, HB 375.
- Blood, nonprofit, property, tax exempt, \*HB 1123, CH. 206 EX.
- Bonds, civil actions, posting, not required, HB 262.
- Business activities, other than banking, bank or subsidiary, authorized, HB 275.
- Charitable trusts, reports, filing, general provisions, \*HB 84, CH. 226 EX.
- Division, duties transferred, finance and business regulation department, HB 591.
- Financial institutions, title only, HB 893.
- Investments, U. S. mortgage corporation securities, authorized, HB 274.
- Joint committee, banking, insurance and transportation, joint committee created, duties, SB 668.
- Joint interim committee, banking, insurance, utility regulation, established, duties, \*SCR 32.
- Mutual savings, Asian development bank obligations, investment authorized, HB 349, \*Eng HB 642, CH. 222 EX.
- Mutual savings, low-cost housing, environmental improvements, investment, high degree risk loans, authorized, HB 472.
- Mutual savings, trust moneys, public depositories, qualified, SB 677.
- Small business investment companies, stock purchases, increased amount, authorized, HB 1111.
- State depository, interest distribution, dates revised, \*SB 626, CH. 72 EX.

**BARBERS:**

- Beauty shops, men's haircutting, permitted, HB 639.
- Hair stylists, men, examination, licensing, regulation, HB 908.
- Regulation, general revisions, HB 316.

**BARTENDERS:**

- Licensing, examination, regulation, provisions, HB 834.

**BEACHES:**

- Ocean, declared public areas, HB 36.
- Traffic advisory committees, counties, three created, Eng HB 555.
- Vehicular traffic, regulation, HB 36, HB 555.

**BEAUTY CULTURE:**

- Beauty shops, men's haircutting, permitted, HB 639.
- Manicuring, regulation, licensing, HB 639.
- Regulation, general revisions, HB 316.

**BEEF: (see also "Agriculture and Livestock")**

- Commission, assessments, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.

**BEER:**

- Salesmen, sale canvassing, certificate of approval, \*HB 115, CH. 138 EX., HB 546.

**BELLEVUE COMMUNITY COLLEGE:**

- Gardner, B. T., trustee board member, appointment, \*\*GA 37.
- Jaquette, Mrs. Harriet S., trustee board member, appointment, \*\*GA 38.

**BENTON COUNTY:**

- State route No. 14, certain roads, improvement, appropriation, HB 1032.

**BEVERAGES:**

- Containers, control, return, recycling, HB 699.
- \*Indicates bills passed by both House and Senate.
- \*\*Indicates confirmed gubernatorial appointments.

**BIDS:**

- Capital projects, improvements, state budget funds use, competitive bids, contracts, required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, building construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Electrical contractors, utility bid proposal, financial, experience statement filing, required, \*HB 813, CH. 220 EX.
- Highways, district engineers, bids, construction maintenance contracts, authorized, \*HB 397, CH. 78 EX.
- Highways, emergency restoration, contract, provisions, \*SB 312, CH. 4.
- Highways, plans, specifications, maps, contracts purposes, sale provisions, \*SB 143, CH. 36.
- Municipalities, supplies, equipment, services, purchases, maximum no bid dollar amount, increased, HB 1069.
- Park lands, state, unneeded, disposal, low bids, rejection provision, \*SB 288, CH. 246 EX.
- Port districts, contracts, provision revised, \*Eng SB 373, CH. 258 EX.
- Public works, cities, towns, over \$5,000, high bid rejection, construction by municipality authorized, HB 968, \*Eng SB 863, CH. 116 EX.
- Public works, municipal, contracts, maximum no bid dollar amount, increased, HB 1069.

**BIG BEND COMMUNITY COLLEGE:**

- Ludeman, Dick D., trustee board member, appointment, \*\*GA 51.

**BIGGS, JOHN A.:**

- Ecology department, director, appointment, \*\*GA 4.

**BILLBOARDS:**

- Advertising, adjacent to highways, regulation, HB 590, \*SB 635, CH. 62 EX.

**BILLS:**

- Legislative, consideration, limitation, extraordinary session, HCR 31.
- Legislative, consideration, limitation, \*SCR 17.
- Legislative, regular session, 1st extraordinary session introduction, \*SCR 19.
- Legislative, Senate Bill 88, Sec. 1, special consideration permitted, error correction purposes, \*SCR 24.
- Legislative, 42nd regular session, retransmitted, retained by house of origin, \*Eng SCR 17.
- Legislature, consideration, time extended, \*HCR 24.

**BINGO:**

- Authorized, charitable, nonprofit organizations, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.
- Equipment, licensing, tax, provisions, HB 967.

**BIRDS:**

- Pet, psitticine, communicable diseases, protection control, provisions, \*SB 228, CH. 72.

**BLIND:**

- Assistance, applicants, age requirements, deleted, \*HB 416, CH. 169 EX.
- Fishing licenses, certain senior citizens, free, HB 269.
- Guide dogs, use, road crossings, traffic right-of-way, \*HB 357, CH. 77 EX.

**BLOOD:**

- Banks, nonprofit, profit, tax exempt, \*HB 1123, CH. 206 EX.
- Intoxication test, motor vehicle implied consent, withdrawal, liability, HB 239.
- Motor vehicle accident fatalities, drivers, pedestrians, samples required, \*SB 467, CH. 270 EX.
- Transfusions, warranties, liability, immunity provision, \*HB 157, CH. 56.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

**BLUE LIGHTS:**

- Funeral coaches, display, use, provision repealed, \*Eng SB 136, CH. 92 EX.
- Police vehicles, use, regulation, \*SB 136, CH. 92 EX.

**BOARDING HOMES:**

- Licenses, annual expiration date, provisions, \*SB 295, CH. 247 EX.

**BOARDS:**

- Accountancy, duties transferred, finance and business regulation department, HB 591.
  - Administrative, abolished, duties transferred, HB 492.
  - Agricultural commodity, producer-handlers, membership representation, \*HB 675, CH. 25.
  - Agricultural labor, created, HB 550.
  - Appraiser, county appointing, established, HB 786.
  - Boundary, review boards, study, †HFR 101.
  - Boundary, review, water, sewer districts, service outside existing boundaries, notice of intention, filing required, \*HB 133, CH. 127 EX., SB 100.
  - Collection agency, created, powers, duties, \*Sub SB 796, CH. 253 EX.
  - Community college, state, consolidations, feasibility study, HCR 8.
  - Community college trustees, qualified elector requirement, removed, HB 511.
  - Compensation, per diem allowances, uniform provisions, HB 265.
  - County annexation review, optional municipal code, provisions, \*Sub SB 678, CH. 251 EX.
  - County review, water, sewer district, formation, consolidation, mergers, intention notice, filing provision, HB 142, \*Sub HB 142, CH. 139 EX.
  - Dental disciplinary, created, HB 310.
  - Education, state, school district numbering system, responsibility, \*HB 109, CH. 54.
  - Equalization, counties, property tax appeals referrals, duties, HB 518.
  - Forest fire advisory, created, \*HB 1034, CH. 207 EX.
  - Geographic names, established, SB 338.
  - Health, state, housing rules, regulations, authority, HB 552.
  - Health, state, student disease, precautionary procedures, standards, establishment, \*SB 103, CH. 32.
  - Judicial retirement, established, \*Eng SB 59, CH. 267 EX.
  - Marine, established, HB 519.
  - Medical education, established, powers, duties, HB 1079.
  - Meetings, open public, provisions, \*SB 485, CH. 250 EX.
  - Mobile home and recreational vehicle advisory, additional member, \*HB 597, CH. 82 EX.
  - Naturopathic practitioners, examining, disciplinary, powers, duties, HB 603.
  - Osteopathy and surgery examining, created, HB 385.
  - Parks, recreation personnel examiners, established, HB 653.
  - Pesticides advisory, membership increased, \*HB 636, CH. 191 EX.
  - Pesticides control, established, \*HB 540, CH. 190 EX.
  - Pharmacy, fees increased, \*HB 411, CH. 201 EX.
  - Pharmacy, membership increased, duties, HB 732.
  - Pharmacy, uniform controlled substances act, administration, HB 997, \*Eng 2nd Sub SB 146, CH. 308 EX. PV.
  - Plumbers, examining, created, powers, duties, HB 369.
  - Public employees retirement, lieutenant governor member, SB 320.
  - Shorelines hearing, established, HB 584, \*Sub HB 584, CH. 286 EX. PV.
  - State public service personnel, created, HB 665.
  - Study, boards and commission needs, †HFR 42.
  - Urban arterial, reporting, advance planning, time periods revised, \*HB 759, CH. 291 EX. PV.
  - Vehicle repair, examining, created, Sub SB 105.
  - Volunteer firemen, duties transferred, finance and business regulation department, HB 591.
- \*Indicates bills passed by both House and Senate.  
 †Indicates resolutions passed by House.

## BOARDS—Continued:

Volunteer firemen, investment funds duties transferred, finance department, Eng HB 1022.

## BOATS AND SHIPS:

Boats, boating, title only, HB 711.

Boats, sale, without spouses signature not permitted, HB 551.

Boat transporters, 14-foot height limitation provision, inclusion, \*Sub SB 401, CH. 248 EX.

Charter boats, commercial fishing, licensing provisions, HB 585, HB 640, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.

Drug transportation, unlawful, conveyance forfeiture, \*2nd Sub SB 146, CH. 308 EX. PV.

Ferries, construction, contract awards, excessive unemployment periods, state shipbuilder preference, provisions, \*SB 906, CH. 21 EX.

Financial support, public, boating, †HFR 75.

Fishing, commercial licensed, salmon delivery permits issuance, HB 640.

Fishing, salmon, commercial trolling, fishermen, personal commercial licenses, required, HB 781, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.

Fishing vessels, commercial, foreign, certain, port privileges, granting prohibited, HB 1131.

Marine recreation projects, cost, marine fuel tax use, amount limitation revised, \*HB 212, CH. 140 EX.

Motorboats, noise pollution, regulation, HB 661.

Motorboats, uniform operation, registration, regulation, HB 528.

Oil discharge, state waters, prevention, control, provisions, \*Eng Sub HB 655, CH. 180 EX.

Oil spills, Puget Sound, tanker use alternatives, study, \*HCR 12.

Pilots, services, payment, vessel insurance, coverage provision, \*SB 465, CH. 297 EX. PV.

Pleasure craft, motor vehicle fuel tax, exemption repealed, Eng Sub HB 730.

Pleasure craft, use fuel tax, imposed, HB 1029.

Pleasure craft, use fuel tax, portion, coastal protection fund, allocation, \*Eng Sub HB 655, CH. 180 EX.

Registration, taxation, safety, study, †HFR 67.

Soviets, port use privileges, agreement revaluation petitioned, HJM 16.

Toilet wastes, disposal, HB 358.

Vessels, commercial marine, motor vehicle fuel excise tax, exempt, HB 730, Sub HB 730.

Vessels, uniform operation, registration, regulation, HB 519, HB 592, Sub HB 592.

## BOEING:

SST program, decision to halt, congressional reconsideration petitioned, HJM 22.

## BOILERS AND PRESSURE VESSELS:

Regulations, state, adoption by reference, counties, prohibited, \*SB 865, CH. 117 EX.

## BOMBS:

Incendiary devices, possession, manufacture, use, crime, \*Sub SB 441, CH. 302 EX. PV.

## BONDS:

Banks, savings and loan associations, civil actions, posting, not required, HB 262.

Citizens-Legislative Task Force, established, capital improvements, state bond issues, program study, HB 778.

Colleges, universities, construction, financing, 100% general tuition fees pledge, authorized, HB 740, \*Sub HB 740, CH. 279 EX. PV.

Community colleges, bonding authority, provisions, SB 383.

Contractors, surety, actions consolidation, judgments, payment provision, HB 573.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

**BONDS—Continued:**

- Contractors, surety, priorities revised, separate actions, judgments, payment provisions, Sub HB 596.
- Counties, rate, double amendment, previous session, corrected, \*HB 95, CH. 9.
- County, bonds, coupons, signature provision, expanded, seal imprinting, authorized, Eng HB 516.
- County officials, elected, nonelected, certain, requirements, increased, \*SB 97, CH. 71, HB 315.
- Hospital districts, taxing limits increased, revenue bonds issuance authorized, \*HB 1046, CH. 218 EX.
- Local improvement districts, projects, deposit, return, provisions, HB 1070.
- Motor vehicle dealers, surety, new schedule, \*HB 77, CH. 74 EX.
- Municipal, revenue, general revisions, \*HB 622, CH. 223 EX.
- Municipal, revenue, license fees, utility income, special fund allocation authorized, HB 1120.
- Outdoor recreation fund, redemption, deposit date, established, \*SB 150, CH. 37.
- School building bond redemption fund, cigarette tax distribution provisions, \*SB 262, CH. 70 EX.
- School building bond redemption fund, construction fund interest, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- School buildings, construction, modernization, financing, issuance authorized, HB 1038.
- School plant facilities, bond aid act, sales, provisions, \*SB 151, CH. 4 EX.
- State building authority, indebtedness, issuance, refunding, provisions, \*HB 817, CH. 154 EX.
- State debt, incurrence, state finance committee control provisions, \*HB 803, CH. 184 EX.
- State treasurer, assistant, deputies, blanket coverage, \*HB 28, CH. 15.
- State treasurer, performance, amount increased, \*HB 27, CH. 14.
- Tax, license fee, imposition authorized, HB 1053.
- Unemployment compensation, payments, in lieu contributions, nonprofit organizations, discretionary, \*HB 199, CH. 3, SB 120.
- Viet Nam veterans, bonus payment, HB 31, HB 432.

**BONUSES:**

- Veterans, fund change provisions, SB 263.
- Veterans, Viet Nam, compensation, educational benefits, authorized, HB 1017.
- Veterans, Viet Nam, payment, HB 31, HB 432.

**BOTTLES:**

- Deposit charges, tax exempt, HB 281.

**BOUNDARIES:**

- Harbor, Kalama, Bremerton areas, relocation authorized, \*HB 200, CH. 158 EX., SB 161.
- Hospital districts, bisecting irrigation block unit, boundary change provision, HB 1050.
- Intermediate school districts, number, changes, property, assets transfers, state board of education, authorized, \*HB 86, CH. 282 EX. PV.
- Sewer districts, boundaries, one or more counties, provisions, \*Sub SB 542, CH. 272 EX.
- Sewer, water districts, mergers, review board, \*HB 567, CH. 146 EX.
- Subdivisions, plats, hearings publication notice defects, validation, \*SB 391 V.
- Water, sewer, service, outside existing boundaries, notice of intention, filing requirement, SB 100, \*HB 133, CH. 127 EX.
- Water, unincorporated areas, annexations, computations, use prohibited, HB 478.

**BOUNTIES:**

- Seals, sea lions, bounty removed, HB 579.
- \*Indicates bills passed by both House and Senate.

**BOXING:**

- Amateur, state control exempt, HB 26.
- Telecasts, movies, tax imposed, HB 111, Sub HB 111.

**BRANDS:**

- Livestock, healed, more than one, ownership, additional proof, requirement, \*HB 727, CH. 135 EX.
- Livestock, inspection, fee schedules, establishment provisions, local law enforcement agencies, contracts authorized, \*HB 727, CH. 135 EX.

**BRAZIER, DONALD H., JR.:**

- Utilities and transportation commission, chairman, appointment, \*\*GA 56.

**BREAD:**

- Flour, enriched, use required, \*SB 131, CH. 27.

**BREMERTON:**

- Harbor, Port Washington Narrows, Sinclair Inlet, lines relocation, authorized, \*HB 200, CH. 158 EX., SB 161.

**BROKERS:**

- Real estate, regulation, general revision, HB 501, SB 382.
- Real estate, school district land, sales authorized, HB 466.

**BRUCKART, JOHN R., JR.:**

- Olympic Community College, trustee board member, appointment, \*\*GA 32.

**BUDGETS:**

- Capital improvements, title only, HB 329.
- Capital improvements, 1971-73 biennium, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, submission to governor, provisions, \*SB 208, CH. 40 EX.
- County, hearings, date provision, \*HB 765, CH. 136 EX.
- Educational management system, statewide, established, objectives, HB 1076.
- Governor's message, \*HCR 3.
- Highway, adopted, appropriation, title only, HB 885.
- Highway, operations, capital improvements, 1971-73 biennium, HB 510, \*Sub HB 510, CH. 290 EX. PV.
- Legislative committee, expenditures, general fund, elected officials, public educational agencies, reduction provisions, \*SB 559, CH. 263 EX.
- Nursing homes, public assistance recipients, supplemental appropriation, 1969-71 budget deficit, HB 413.
- Port districts, emergency expenditures, unanticipated, provisions, HB 1106.
- Public assistance department, medical, nonmedical appropriation items, separate budget sections, authorized, HB 973.
- School districts, expenditures, in excess of appropriations, officers, employees, liability, \*SB 168, CH. 93 EX.
- School districts, tentative, pending legislative appropriations, authorized, \*SB 168, CH. 93 EX.
- State funds, fiscal policies, title only, HB 985.
- State government, appropriation, title only, HB 330.
- State government, omnibus appropriation, 1971-73 biennium, HB 151, \*Sub HB 151, CH. 275 EX. PV.
- State government, supplemental appropriation, \*Sub SB 926, CH. 301 EX. PV.
- Superintendent of public instruction, urban, racial, disadvantaged, programmed budget request, HB 344.
- Supplemental, state government, appropriation, \*Sub SB 926, CH. 301 EX. PV.
- Tax exemptions, exclusive, dollar amount estimates, listed, HB 5.
- Urban, racial, disadvantaged programs, programmed budget, required, HB 344.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

**BUILDINGS:**

- Authority, state, certain duties transferred, finance department, Eng HB 1022.
- Colleges, universities, building construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Community colleges, state building authority, supervision, HB 512.
- Condemned property, state moving procedures, HB 396.
- Factory built housing, inspection, local construction code enforcement agency, authorized, HB 879.
- High-rise, multi-storied, waterfront construction restrictions, SB 54, HB 193.
- Improvements, real property tax, 5-year exemption, HB 757.
- Industrial insurance, accident prevention incentives, protective premium formula, industry dividend returns, \*SB 472, CH. 274 EX.
- Public accommodation, physically handicapped, aged persons, design standards, \*HB 841, CH. 219 EX.
- Public works, municipal, contracts, maximum no bid dollar amount, increased, HB 1069.
- School, construction, building systems project, development, implementation, \*Sub SB 109, CH. 238 EX.
- School districts, county building improvements, funds, expenditure permitted, HB 1080.
- Schools, facilities, bond aid act, bond sales, provisions, \*SB 151, CH. 4 EX.
- Schools, systems, project, state, establishment, \*Sub SB 109, CH. 238 EX.
- State authority, state lands, leasing, higher education construction purposes, authorized, \*SB 88, CH. 31.
- State authority, state lands, 75-year leases, higher education construction purposes, authorized, \*SB 918, CH. 23 EX.
- State building authority, bonds, indebtedness, issuance, refunding, provisions, \*HB 817, CH. 154 EX.
- State building code, adopted, council created, HB 898.
- State, operating costs, expenses, interagency payments, provisions, \*HB 429, CH. 159 EX.
- State, Spokane, construction authorized, leasing, financing, provisions, \*SB 739, CH. 3 EX., HB 941.
- Waterfront structures, abandoned, ecology department removal procedures, HB 484.

**BUMPERS:**

- Motor vehicles, energy absorption systems, equipment required, HB 261.

**BUREAUS:**

- Insurance, rating, examining, establishment, authorized, HB 422.

**BURIALS:**

- Public assistance recipients, graves, more than one body, payment not authorized, HB 341.

**BUSES:**

- Drivers, age reduced to 18, authorization, HB 1061.
- Driving experience abstracts, insurance use, restricted, SB 256.
- Lights, warning, two reflector elements, requirement removed, \*SB 369, CH. 97 EX.
- Metropolitan public transportation, leases, private carriers, schools, authorized, \*SB 690, CH. 303 EX. PV.
- Operators, classified vehicles, union dispatching, certification acceptance provision, \*HB 53, CH. 126 EX.
- Passenger, leased, rented, nonresident interstate operators, excise tax exempt, \*Sub SB 352, CH. 11 EX., HB 456.
- School, accident insurance, children, coverage district payment, authorized, Sub HB 446.
- School, all, railroad crossing stops, required, HB 163.
- School, governmental agency emergencies, contracts, leases authorized, SB 46, \*HB 75, CH. 24.
- School, handicapped children transport, leases authorized, \*HB 322, CH. 78.

\*Indicates bills passed by both House and Senate.

## BUSES—Continued:

- School, metropolitan public transportation vehicles, leases, authorized, \*SB 690, CH. 303 EX. PV.
- School, studded tires, use, Nov. 1 – April 1, permitted, \*SB 95, CH. 32 EX. PV.
- Students, private schools, transportation, school districts, contracts authorized, HB 890.
- Students, transportation, without parental permission, budget funds use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- Students, transportation, without parental permission, state funds use, prohibited, HB 6, SB 317.
- Students, transportation, written parental permission required, HB 426.

## BUSINESS AND PROFESSIONS:

- Banks, trust companies, small business investment companies, stock purchases, increased amount, authorized, HB 1111.
- Consumer protection, unfair deceptive acts, class action suits, court civil rule 23, use authorized, HB 940, SB 792.
- Corporations, domestic, foreign, license, filing fees, surtax imposed, \*Eng SB 738, CH. 2 EX.
- Corporations, licensing, title only, HB 808.
- Franchise investment protection act, \*SB 755, CH. 252 EX., HB 938.
- Hair stylists, men, examination, licensing, regulation, HB 908.
- Licenses, certain, fees increased, \*Sub SB 51, CH. 266 EX.
- Mergers, share, cash, property conversions, provisions, \*SB 564, CH. 38 EX.
- Professional service corporations, shareholders, officer requirements, \*HB 143, CH. 57.
- Unfair practices, retail sales, reduced prices, quantity limitation prohibited, HB 835.

## CAMPAIGNS:

- Candidates, contributions, expenditures, reporting provisions, HB 73, HB 241, Sub HB 241, HB 557, HB 569, HB 725.
- Fair campaign practices code, candidate filing required, HB 290.
- State employees, campaigning, other than state offices, permitted, HB 467.

## CAMPERS:

- Defined, licensing, registration, number plates, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- License, issuance, regulations, excise tax, imposition, distribution, HB 112, \*Eng Sub SB 897, CH. 299 EX. PV.

## CAMPS:

- Church owned, real property taxes, exemption provisions, \*HB 38, CH. 64 EX.
- Youth, regulation, safety standards, HB 692.

## CAMPUSES:

- Satellite, community colleges, legislative approval required, HB 326, Eng SB 133.

## CANAL COMMISSION:

- Perry, Ernest L., member, appointment, \*\*GA 21.
- Smyth, Wayne, member, appointment, \*\*GA 20.

## CANDIDATES:

- Ballots, name, occupation, identification provisions, HB 180.
- Campaign contributions, expenditures, reporting provisions, HB 73, HB 241, Sub HB 241.
- Fair campaign practices code, candidate filing required, HB 290.
- Liquor purchases, for certain persons, election day, prohibited, \*SB 612, CH. 112 EX.
- Names, voting devices, listing order, provisions, \*HB 215, CH. 6 EX.
- Nominations, write-in, minimum vote reduced, HB 427.
- Nominees, party, minimum vote requirement reduced, HB 4.
- Nonpartisan, voids, filings, election, special provisions, SB 192.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

CANDIDATES--Continued:

- Precinct committeeman, name on ballot, twice, permitted, \*HB 245, CH. 18.
- Television, radio, equal time, major parties only, petitioned, HJM 6.
- Voters' pamphlets, photographs, statements, space, contents, costs, general revisions, \*HB 364, CH. 145 EX.
- Voting devices, listing order, provisions, \*HB 215, CH. 6 EX.

CAPEN, RICHARD G., JR.:

- Address, joint legislative session, \*HCR 5 . . . . . pp. 175-178

CAPITAL IMPROVEMENTS:

- Budget, appropriations, 1971-73 biennium, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Citizens-Legislative Task Force, established, state bond issues, program study, HB 778.
- Colleges, universities, bonds, financing, 100% general tuition fees, pledge, authorized, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Colleges, universities, capital projects, improvements, anticipated expenditures, OPPFM report required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, housing, married students, construction, 1971-73 biennium, expenditure prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Community colleges, dormitories, capital improvements budget funds use, prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Definition, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- School districts, county building improvements, funds, expenditure permitted, HB 1080.
- Seattle Community College, south campus, engineering technology building, construct, equip, appropriation, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Spokane, state building, construction authorized, \*SB 739, CH. 3 EX., HB 941.
- State building authority, bonds, indebtedness, issuance, refunding, provisions, \*HB 817, CH. 154 EX.

CAPITAL PUNISHMENT:

- Abolished, HB 638.

CAPITOL BUILDING AND GROUNDS:

- Buildings, operating costs, expenses, interagency payments, provisions, \*HB 429, CH. 159 EX.
- Fire protection, equipment, services, provision, HB 161.
- Parking, employees, space rental, provision removed, HB 64.
- State building authority, bonds, indebtedness, issuance, refunding, provisions, \*HB 817, CH. 154 EX.

CAPITOL HISTORICAL ASSOCIATION:

- State, endowments, acceptance authorized, HB 173.

CARDROOMS:

- Games, social, bingo, raffles, amusement, authorized, \*Eng HB 291, CH. 280 EX. PV.
- Public, operation, licensing, tax, provisions, HB 967.

CARON, PHILIP:

- Central Washington State College, trustee board member, appointment, \*\*GA 26.

CATFISH:

- Walking catfish, possession, prohibited, HB 370.

CATS: (see also "Animals")

- Animal shelters, pounds, pet shops, standards, regulations, licensing, HB 1007.
- Dogs, cats, theft, crime, SB 332.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

- CATTLE:** (see also "Animals", also "Agriculture and Livestock")  
 Beef commission, assessments, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.  
 Calves, unweaned, personal property, livestock assessment, exempt, HB 881.  
 Commercial feed lots, identification, auditing, licensing, provisions, \*HB 676, CH. 181 EX.
- CEMENT MIXERS:**  
 Trucks, power take-off unit use, motor vehicle fuel, tax refunds, \*HB 353, CH. 36 EX.
- CEMETERIES:**  
 Districts, establishment, all counties, provision, \*SB 8, CH. 19, HB 238.  
 Mason county district, state forest land, one acre, deed, authorized, \*SB 858, CH. 90 EX.
- CENSUS:**  
 Counties, salary classification purposes, state census basis, HB 286.  
 Voting wards, districts, created, municipal decennial reapportionment requirement, HB 783.
- CENTRALIA COMMUNITY COLLEGE:**  
 Henderson, Melvin D., trustee board member, appointment, \*\*GA 44.
- CENTRAL WASHINGTON STATE COLLEGE:** (see also "Colleges and Universities")  
 Caron, Philip, trustee board member, appointment, \*\*GA 26.
- CHARITABLE ORGANIZATIONS:**  
 Bingo, raffles, amusement games, authorized, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.  
 Mentally, physically handicapped, parental successors, nonprofit corporations, appointment authorized, HB 782.  
 Registration, purposes, personnel, funds use statement, HB 68.  
 Trusts, charitable, not for profit foundations, certain tax related activities, prohibited, \*HB 216, CH. 58.
- CHARTERS:**  
 Cities, 1st class, charter revisions, special election procedures, HB 488.  
 County, governmental authority, county commissioners definition, included, \*SB 865, CH. 117 EX.  
 County, model, advisory committee, created, \*HCR 39.  
 County, model, statutory optional, alternative proposals, study, \*HCR 39.
- CHECKS:**  
 Larceny, by check, grand larceny, HB 244.  
 Savings and loan associations, accounts, authorized, HB 377.  
 State treasurer, cashing, state officials, employees, authorized, \*HB 130, CH. 5.
- CHIEF CLERK AND ASSISTANT CHIEF CLERK:**  
 Malcolm "Dutch" McBeath, nominated, elected . . . . . p. 10  
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- \*Indicates bills passed by both House and Senate.  
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- Legislative conference attendance, †HFR 120 . . . . . p. 2245
- Rulings by the Chief Clerk:
  - Electric roll call machine not in operation re: demand  
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## CHILD NURSERIES:

- Child care centers, ADC families, class AA, A counties, authorized, SB 152.
- Child care services, demonstration, pilot projects, HB 677.
- Child day care services, colleges, universities, study committee established, SCR 10.

## CHILDREN:

- Abused, photographs, documentary evidence purposes, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Adopted, after age 18, gift tax classification definition, excluded, HB 1129.
- Adopted, after age 18, inheritance tax classification definition, excluded, HB 1126.
- Adoption, difficult to place, aid payments, HB 170, Sub SB 128.
- Adoption, hard to place children, fee payments, waiver authorized, HB 768, \*Sub HB 768, CH. 63 EX.
- Adoption, petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.
- Child abuse, immediate oral report, mandatory, SB 818, \*HB 305, CH. 167 EX.
- Child care services, demonstration, pilot projects, HB 677.
- Child day care services, colleges, universities, study committee established, SCR 10.
- Child support, debt, public assistance lien permitted, HB 257, \*Sub HB 257, CH. 164 EX.
- Child support, social and health services department, enforcement services, \*HB 451, CH. 213 EX.
- Day care services, school facilities use permitted, HB 49.
- Death, injury, mothers, right of action, SB 32, HB 177.
- Delinquent, adjudicated, court placement, care payment, provisions, \*Sub 553, V.
- Handicapped, educational programs, coordination, study, \*SCR 4.
- Handicapped, education, special aid program, SB 66, \*HB 90, CH. 66 EX.
- Handicapped, health insurance, coverage, HB 119.
- Handicapped, transport, school bus leases, authorized, \*HB 322, CH. 78.
- Placement, interstate compact, enactment, \*HB 414, CH. 168 EX.
- Public assistance recipients, standards, regulations, stepparents exempt, HB 810.
- School buses, accident insurance, coverage, district payment, authorized, Sub HB 446.
- Stepchildren, family support provisions, excluded, HB 796.
- Unborn, quick, wilful injury, killing, murder, HB 319.
- Visitation rights, divorced parent, other persons, provisions, SB 489.
- Witnesses, morality, divorce trials, publicity protection, HB 801.
- Youth interrogators, judicial districts, appointment, duties, HB 801.

## CHIROPODISTS:

- Health care programs, state contract, various health practitioners, use, provisions, Eng HB 816.
- Licensing, basic sciences examination, waiver provision, HB 379, \*Sub HB 379, CH. 227 EX.

## CHIROPRACTORS:

- Disability insurance, services, contracts, coverage, \*SB 380, CH. 13 EX. PV.
- Doctor, use of title, provision, \*Sub HB 379, CH. 227 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## CHIROPRACTORS—Continued:

- Health care, all citizens, federally underwritten, services provision, petitioned, Sub SJM 12.
- Health care programs, state contract, various health practitioners, use, provisions, Eng HB 816.
- Health care services, insurance contracts, inclusion required, SB 696.
- Licensing, national board examination, state acceptance, HB 379, \*Sub HB 379, CH. 227 EX.
- Malpractice actions, statute of limitations, provision, \*HB 720, CH. 80.

## CHURCHES:

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- Property, real, nonprofit sectarian, tax exemptions, \*HB 38, CH. 64 EX.

## CIGARETTES:

- Advertising signs, health warning statement required, HB 736.
- Contraband, inspection, seizure provisions, HB 930.
- Surtax, imposed, HB 117.
- Tax, excise, increased, cities, towns, distribution, HB 568.
- Tax, excise, portion, nonpublic secular education services, cost payment, HB 419.
- Tax, excise, Viet Nam veterans, bonus payment, HB 31.
- Tax, increased, HB 355, \*Eng Sub SB 897, CH. 299 EX. PV.
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## CISPUS:

- Job corps center, U.S. present to state, petitioned, HJM 7.

## CITIES AND TOWNS:

- Airports, municipal, revenue warrants, issuance authorized, SB 218, \*HB 403, CH. 176 EX.
  - Air space corridors, public agencies acquisition, provisions, \*SB 363, CH. 39 EX., HB 598.
  - Alcoholism programs, facilities, state financial assistance, approval requirements, \*SB 214, CH. 104 EX. PV.
  - Annexations, original ordinance, resolution documents, filing provisions, SB 86.
  - Associations, public employees' retirement system, membership authorized, \*SB 522, CH. 271 EX.
  - Associations, statewide city employees' retirement system, membership authorized, SB 756.
  - Banks, trust, savings and loan businesses, license fee, tax imposition authorized, HB 1053.
  - Bonds, revenue, municipal, general revisions, \*HB 622, CH. 223 EX.
  - Bonds, revenue, municipal, license fees, utility income, special fund allocation, authorized, HB 1120.
  - Boundaries, water, incorporated areas, annexations, computations, use prohibited, HB 478.
  - Cemetery districts, establishment, \*SB 8, CH. 19, HB 238.
  - Cigarette excise tax, increase, distribution, HB 568.
  - Cities, certain, nonresident employee tax, imposition authorized, HB 1054.
  - Cities, noncharter code, electors, initiative, referendum powers, exercise, provisions, HB 670.
  - Citizens-Legislative Task Force, established, capital improvements, state bond issues, program study, HB 778.
  - City-county municipal corporations, establishment, HB 145, \*HJR 21.
- \*Indicates bills passed by both House and Senate.

## CITIES AND TOWNS—Continued:

- Conservation futures, open space land, purchase authorized, HB 586, \*SB 185, CH. 243 EX.
- Contracts, conditional sales, amounts, taxable property value percentage restriction removed, HB 1107.
- Damage claims, against officials, employees, filing requirements, HB 146.
- Demonstration cities act, city participation, fiscal liability, limitation provision, \*Eng HB 430, CH. 177 EX.
- Districts, water, sewer, jurisdiction, city assumption, rules established, \*Sub SB 85, CH. 95 EX.
- Economic opportunity act, programs, participation, provisions, \*HB 430, CH. 177 EX.
- Employees, collective bargaining, general revisions, HB 453.
- Employees, tax deferred annuity plans, provisions, \*SB 659, CH. 264 EX.
- Employees, unemployment compensation, coverage provisions, HB 795.
- Felons, criminals, apprehension, rewards, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Festivals, outdoor music, permits, regulation, authorized, HB 580, \*Sub SB 441, CH. 302 EX. PV.
- Firemen, residence outside service area, discharge restrictions, \*SB 710, CH. 256 EX., Eng HB 516.
- Fiscal agencies, designation provision revised, \*HB 437, CH. 79 EX.
- Funds, special purpose, license fee revenue, allocation, obligation, provision, \*HB 622, CH. 223 EX.
- Government, state, local, title only, HB 331, HB 332.
- Greyhound racing franchises, cities granting authorization, HB 1003.
- Gubernatorial legislative report, policies, progress, 10-point program, HB 483.
- Highways, location, design, public hearings, required, HB 769.
- Housing authorities, class A counties, east of Cascade mountains, need, referendum provisions, \*SB 884, CH. 300 EX. PV.
- Housing authorities, commissioners, per diem, expenses, payment provisions, HB 1066, Eng HB 516.
- Incorporation, minimum inhabitant requirement, number increased, HB 750.
- Indebtedness, limitations revised, \*HB 211, CH. 76.
- Islands, incorporation provisions, SB 821.
- Islands, unincorporated, referendums, not permitted, HB 478.
- Justice of peace, cities over 20,000, salary increased, HB 1095.
- Law enforcement officers, firemen, service credits, prior employment, retirement purposes, SB 353.
- Leases, annual rental amounts, taxable property value percentage restriction removed, HB 1108.
- Liquor tax, alcoholism program, share, allocation requirement, \*SB 214, CH. 104 EX. PV.
- Local government, obsolete code material, repealed, \*HB 211, CH. 76.
- Local government, title only, HB 514, HB 515, HB 516, HB 517, HB 520.
- Local improvement districts, formation, assessments, expenses, bonds, general revisions, \*SB 863, CH. 116 EX.
- Local improvement districts, projects, bonds, deposit, return, provisions, HB 1070.
- Log tolerance permits, trucks, tractors, city issuance provisions, \*Eng SB 450, CH. 249 EX.
- Meetings, open public, provisions, \*SB 485, CH. 250 EX.
- Metropolitan development act, city participation, liability limitation, provisions, \*Eng HB 430, CH. 177 EX.
- Motor vehicles, excise tax, July apportionment, fiscal year, crediting, \*HB 486, CH. 80 EX.
- Motor vehicles, fuel, sales, use taxes, imposed, HB 776.
- Municipal courts, pro tempore judges, appointments, HB 1016.
- Officers, contracts, personal interest, \$3,600 awards limitation, \*SB 176, CH. 242 EX.
- Officials, recall proceedings, signatures, filing time, limitation provisions, HB 214, \*Sub HB 214, CH. 205 EX.

\*Indicates bills passed by both House and Senate.

## CITIES AND TOWNS—Continued:

- Open space land, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.
- Open space, recreation facilities, development indebtedness increase authorized, HB 264, \*SB 177, CH. 38.
- Optional municipal code, officer elections, salary increases, general revisions, \*Sub SB 678, CH. 251 EX.
- Ordinances, public notice, resumes authorized, HB 207.
- Parking, business improvement areas, establishment authorized, \*SB 130, CH. 45 EX., HB 365.
- Parking, off-street, leasing, operation, provisions, HB 910.
- Parks, dedicated property, exchanges permitted, HB 1109.
- Police, volunteer reserves, uniformed, establishment authorized, HB 993.
- Police, 1st class cities, employees' system credits, transfer authorized, HB 618.
- Property, public, intergovernmental transfers, authorized, SB 392, HB 610.
- Public employment labor relations act, enacted, HB 522.
- Public utilities, services, bills, each utility, separate amount, indicated, HB 753.
- Public works, contracts, maximum no bid dollar amount, increased, HB 1069.
- Public works, local, advance planning, provisions, HB 680.
- Public works, over \$5,000 cost high bid rejection, construction by municipality authorized, HB 968, \*Eng SB 863, CH. 116 EX.
- Relocation, uniform assistance and real property acquisition policy, displace treatment provisions, \*Sub SB 770, CH. 240 EX.
- Retirement, pension system benefits, inheritance tax, exempt, HB 897.
- Retirement system, statewide, public system consolidation provision, \*HB 158, CH. 75.
- School patrols, adult supervisors, employment, jurisdiction, compensation, HB 987.
- School property, annexation, permitted, \*HB 250, CH. 69.
- Sewerage systems, waste disposal, permits required, HB 903.
- Sewer, water districts, mergers permitted, \*HB 567, CH. 146 EX.
- Shorelines, management, regulation, program administration, HB 584, \*Sub HB 584, CH. 286 EX. PV.
- Solid waste collection districts, county, service, provisions, \*SB 52, CH. 293 EX. PV, HB 194.
- Solid waste management plans, needs, franchise, boundary, population information, additional requirements, \*SB 52, CH. 293 EX. PV, HB 194.
- Streets, arterial, widening construction cost payments, HB 524.
- Subdivisions, plats, hearings publication notice defects, validation, \*SB 391 V.
- Supplies, equipment, services, purchases, maximum no bid dollar amount, increased, HB 1069.
- Surplus property, intergovernmental transfers, authorized, SB 392, HB 610.
- Title only, HB 951.
- Tourist promotion, expenditures authorized, \*SB 579, CH. 61 EX., HB 771.
- Townships, excess property levies, assessment authorized, HB 637, SB 851.
- Transit, public systems, financing, excise tax authorized, HB 966, \*SB 691, CH. 296 EX. PV.
- Trucks, overload fines, allocation, annual distribution provision, \*HB 30, CH. 17.
- Trucks, tractors, overlegal loads, special permits, issuance, \*Sub SB 401, CH. 248 EX.
- Trust moneys, public depositories, deposits authorized, SB 677.
- Urban arterial board, reporting, advance planning, time periods revised, \*HB 759, CH. 291 EX. PV.
- Urban arterials, plans, aggrieved persons, board hearing provisions, HB 360.
- Voting wards, districts created, decennial reapportionment requirement, HB 783.
- Water districts, withdrawal provisions, SB 270, \*Sub SB 542, CH. 272 EX.
- Water, management, use, local government functions, study, HB 278.
- Water, sewer service, outside existing boundaries, notice of intention, filing requirement, SB 100, \*HB 133, CH. 127 EX.
- Water systems, public utility district, sale, without voter approval, provision, HB 708.
- Zoning, variances, exceptions, automatic lapsing, HB 525.

\*Indicates bills passed by both House and Senate.

## CITIES—1ST CLASS:

Charter revisions, special election procedures, HB 488.

Parks, dedicated property, exchanges permitted, \*SB 219, CH. 16 EX., HB 402, HB 1109.

## CIVIC CENTERS:

Class H licenses, issuance provisions, \*HB 876, CH. 208 EX.

## CIVIL ACTIONS AND PROCEDURES:

Adoption, petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.

Advertising, unfair, deceptive, printers, publishers, broadcasters, liability, knowledge required, SB 792.

Attorney fees, certain cases, increase, HB 179.

Banks, savings and loan associations, civil actions, bond posting, not required, HB 262.

Civil procedure, title only, HB 630, HB 632.

Consumer protection, unfair, deceptive acts, class action suits, court civil rule 23, use authorized, HB 940, SB 792.

Contractors, surety bonds, actions consolidation, judgments, payment provisions, HB 573.

Contractors, surety bonds, claims, priorities revised, separate actions, judgments, payment provisions, Sub HB 596.

Convictions, more than one crime, sentencing, \*SB 108, CH. 295 EX. PV.

Credit reports, rating correction provisions, HB 842.

Damages, pain, decedent's injury claim basis, recovery, SB 62.

Death penalty, abolished, HB 638.

Deeds of trust, statute revision, HB 408.

Doctor-patient privilege, personal injury cases, waived, HB 348.

Domestic animals, injured, killed by dogs, owner liability, penalty, HB 960.

Eighteen-year-olds, legal majority, certain purposes, provisions, HB 309, HB 404, \*Sub HB 309, CH. 292 EX. PV, Eng HJR 30.

Emergency care, physician, hospital, liability limitation, SB 227.

Emergency care, without fee, liability limitation, HB 691, HB 1074, SB 227.

Filing fees, superior court, law library support, amount increase, provisions, \*HB 218, CH. 141 EX.

Indians, state jurisdiction, retrocession provisions, HB 1001.

Initiative, referendum petitions, signatures, solicitation, payment prohibited, HB 367.

Injury, death, caused by intoxicated person, third person illegal supplier, actions authorized, HB 978.

Judgment debtors, court appearance, interrogatories, creditor remedies, provisions, \*HB 686, CH. 211 EX.

Juries, 6 or 12 persons, request provisions, HB 187, SB 246.

Legal proceedings, deaf, non-English speaking individuals, interpreter provisions, Sub SB 470.

Liens, mechanics', materialmen's, claimants' address, requirement, \*SB 183, CH. 94 EX.

Liens, mechanics', materialmen's, loan proceeds, priority extension, provisions, HB 317.

Limitations, statute, tolling, summons, service, commencement, \*HB 181, CH. 131 EX.

Litigation, commenced, statute enactment, affect presumption, HB 657.

Medical malpractice, statute of limitations, provision, \*HB 720, CH. 80.

Mothers, child's death, injury, right of action, SB 32, HB 177.

Motor vehicle operators, nonresident, summons service, registered mail return receipt, provisions, \*SB 91, CH. 69 EX.

Negligence, professional, death, injury, actions, time limitation, HB 380.

Personal injury actions, fact statement, availability requirement, SB 73.

Physicians, incompetency, misconduct charges, fellow professional, immunity from suit, \*HB 351, CH. 144 EX.

Pistols, convicted individuals, ownership, possession, prohibited, \*Sub SB 441, CH. 302 EX. PV.

\*Indicates bills passed by both House and Senate.

## CIVIL ACTIONS AND PROCEDURES—Continued:

- Probates, appraiser, personal representative, claims, filing, provisions, HB 734.
- School district budgets, expenditures, in excess of appropriations, officers, employees, liability, \*SB 168, CH. 93 EX.
- Sentences, other than felony, consecutive service provision, repealed, \*SB 108, CH. 295 EX. PV.
- Settlement, pretrial, certain costs, recovery provisions, HB 423.
- Small claims court, defendant answer provisions, HB 836.
- State patrol, witness fees, provisions, HB 384.
- Stepchildren, family support provisions, excluded, HB 796.
- Water, shorelands, tidelands, rights, civil action, filings, attorney general notification required, HB 979.
- Witnesses, children, morality, divorce trials, publicity protection, HB 801.
- Women, married, personal injury actions, community property rights, provisions, HB 551.
- Workmen's compensation, injuries, death, third party contractor negligence, right of action, HB 538.

## CIVIL AIR PATROL:

- Sales, use taxes, exempt, HB 342.

## CIVIL DEFENSE:

- Emergency service, property damage, personal injury, compensation, provisions, \*SB 56, CH. 8 EX.
- Emergency services department, created, HB 78.

## CIVIL RIGHTS:

- Discrimination, general revision, \*Eng SB 203, CH. 52 EX.
- Human rights commission, created, discrimination duties transferred, \*Eng SB 203, CH. 52 EX.

## CIVIL SERVICE:

- Counties, class A, AA, system established, HB 59.
- Executive assistants, personnel administration, labor relations, exempt, \*HB 743, CH. 209 EX.
- Firemen, policemen, civil service, appointment, 3 name list provision, HB 85.
- Firemen, residence outside service area, discharge restrictions, \*SB 710, CH. 256 EX., Eng HB 516.
- Liquor agency vendors, part time, exempt, \*HB 270, CH. 59 EX.
- Sheriff's department, legal advisor, civil service exempt, HB 516.
- State public service personnel board, created, powers, duties, HB 665.
- Veterans, layoffs, reemployment, state preference, seniority credits, provisions, \*SB 857, CH. 19 EX., HB 1059.

## CLAIMS:

- Advertising, outdoor, along interstate highways, controls established, incentive claim payment, petitioned, \*SJM 15.
- Damage, against municipal officials, employees, filing requirement, HB 146.
- State government, title only, HB 1026.

## CLAMS: (see also "Shellfish")

- Personal use, license, concept, study, HCR 33.
- Razor, personal use, license provisions, HB 861.

## CLARK COMMUNITY COLLEGE:

- Lawton, Richard E., trustee board member, appointment, \*\*GA 46.

## CLARK COUNTY:

- Superior court, judges, number increased, \*HB 643, CH. 83 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## CLERKS:

Retail, workmen's compensation coverage, HB 122, SB 260.

## CLOTHING AND APPAREL:

Retail service center, distribution activities, B & O tax exempt, HB 894.

## CLOVER PARK COMMUNITY COLLEGE:

Aram, John L., trustee board member, appointment, GA 42.

Richter, Douglas, trustee board member, appointment, \*\*GA 43.

## CLUBS:

Class H licenses, discriminatory, exclusionary organizations, issuance prohibited, HB 749.

## CODE REVISER:

Liquor control board regulations, filing, code reviser's office, required, \*HB 266, CH. 62.

## CODES:

Ethics, public officials, revision, HB 462.

Fair campaign practices, HB 290.

Land use, model, state land planning commission, preparation, \*Eng HB 865, CH. 287 EX. PV.

Optional municipal code, county annexation review board, provisions, \*Sub SB 678, CH. 251 EX.

Optional municipal code, officer elections, salary increases, general revisions, \*Sub SB 678, CH. 251 EX.

Public highways and transportation, public highways title renamed, HB 539.

School, common, manual publication, sale provisions, \*SB 531, CH. 100 EX.

State building code, adopted, HB 898.

## COIN OPERATED MACHINES:

Mechanical devices, machines, equipment, certain, licensing, taxing, provisions, HB 967.

Money, unlawful removal, felony, HB 268.

Vending machines, public utility classification, separate registration, exempted, \*Eng Sub SB 897, CH. 299 EX. PV.

## COLD CREEK:

State route No. 240, to Richland, shoulder areas, construction, HB 673.

## COLLECTION AGENCIES:

Regulation, licensing, HB 949, Sub HB 949, \*Sub SB 796, CH. 253 EX.

Title only, HB 909.

## COLLECTIVE BARGAINING:

Employees, municipal, general revisions, SB 627.

Health care activities, nurses, provisions, HB 425, SB 415.

Higher education, faculties, professional negotiations, collective bargaining, rights, procedures, study, HB 984.

Hospitals, nursing homes, nurses, provisions, HB 425, SB 415.

Public employees, general revisions, HB 453.

Public employees, interim committee, private employment included, HB 851.

Public employees, new agreements, effective date provision, \*HB 1075, CH. 187 EX.

Uniformed personnel, mediation, determination provisions, SB 232.

## COLLEGES AND UNIVERSITIES: (see also name of college)

Administrative procedures act, established, \*SB 469, CH. 57 EX.

Athletic programs, intercollegiate, athletic financial assistance, funds, sources, provisions, Sub HB 293, \*SB 35, CH. 28 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## COLLEGES AND UNIVERSITIES—Continued:

- Building, construction, financing, 100% general tuition fees pledge, authorized, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Building, construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Capital projects, improvements, anticipated expenditures, OPPFM report required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Child day care services, study committee established, SCR 10.
- Counties, 4th class, location, prosecuting attorneys, salary provision, \*SB 512, CH. 237 EX.
- Credit cards, tuition payments, factoring charges prohibited, HB 572.
- Credits, transfer, status, study, \*HCR 35.
- Employees, classified, retirement, age 65, 30 years service, provisions, HB 1031.
- Employees, staff, students, health care, protection insurance, provisions, \*SB 298, CH. 269 EX.
- EWSC, nursing, dental hygiene degrees authorized, \*SB 35, CH. 28 EX.
- Facilities, user, construction, †HFR 97.
- Faculty, academic tenure, problems, issues, higher education council, study, HCR 14.
- Faculty, average weekly classroom contact, minimum hours established, \*Eng Sub HB 151, CH. 275 EX. PV.
- Faculty, employees, certain, teachers' retirement system, membership, provisions, \*SB 368, CH. 261 EX.
- Faculty, professional negotiations, collective bargaining, rights, procedures, study, HB 984.
- Financial plans, submission to governor, provisions, \*SB 208, CH. 40 EX.
- Higher education, title only, HB 293, HB 294, HB 295.
- Housing, married students, construction, 1971-73 biennium, expenditure prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Intercollegiate athletics, student participation, financial assistance, provision, \*SB 35, CH. 28 EX., Sub HB 293.
- Law students, private institutions, assistance program, HB 435.
- Meetings, open public, provisions, \*SB 485, CH. 250 EX.
- Nursing students, private schools, assistance programs, HB 442.
- Olympic Peninsula, 4-year college, feasibility study, HB 37.
- Operation, studies, interference, violence, unlawful, \*HB 15, CH. 45.
- Post high school, education, systems, financial support, study, \*HCR 7.
- Private, higher education programs, contracting, state plan, HB 441.
- Private, property, tax exempt, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Private, undergraduate, resident student, tuition supplementation, \*SB 419, CH. 56 EX.
- Public grant lands, sales, leases, school site use, provisions, \*HB 464, CH. 200 EX.
- Quarter system basis, provision, HB 559.
- Sabbatical leaves, faculties, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.
- Students, enrollments, determining, reporting, legislative budget committee, review provision, \*Eng Sub HB 151, CH. 275 EX. PV.
- Students, fees, bonds repayment, †HFR 41.
- Students, needy, loan fund established, tuition fee financing provisions, \*Sub HB 740, CH. 279 EX. PV.
- Students, residents, nonresidents, defined, tuition fee purposes, \*SB 594, CH. 273 EX., HB 802.
- Students, unauthorized absences, tuition forfeiture, provisions, SB 259.
- Transfers, policies, procedures, study, \*HCR 35.
- Tuition, fees, new categories, rate schedules, established, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Unemployment compensation, certain students, eligibility benefits restriction provisions, HB 996.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## COLLEGES AND UNIVERSITIES—Continued:

- Universities, faculty, employees, retired, pensions, ineligible for social security, benefits increased, \*HB 125, CH. 76. EX.
- Veterans, layoffs, reemployment, state preference, seniority credits, provisions, \*SB 857, CH. 19 EX., HB 1059.
- Veterans, Viet Nam, compensation, educational benefits, authorized, HB 1017.

## COLUMBIA BASIN COMMUNITY COLLEGE:

- Adams, O. C., trustee board member, appointment, \*\*GA 52.

## COLUMBIA RIVER:

- Fishing, commercial, district boundaries, established, \*Eng HB 687, CH. 283 EX. PV.
- Gorge, interstate development, title only, HB 952.
- Interstate development, HB 907.
- Kalama, harbor lines, relocation authorized, \*HB 200, CH. 158 EX., SB 161.
- Salmon, commercial fishing, license districts, revised, \*HB 687, CH. 283 EX. PV.

## COMFORT, PATRICK C.:

- Western Washington State College, trustee board member, appointment, \*\*GA 28.

## COMMERCE AND ECONOMIC DEVELOPMENT:

- Department, appropriation, state fair grants, HB 855, HB 1064.
- Joint interim committee, banking, insurance, utility regulation, established, duties, \*SCR 32.
- Regional economic development authority, created, HB 1012.
- Spokane, state building, acquisition, financing, leasing, provisions, \*Eng SB 739, CH. 3 EX.
- Tourist information center, Wallula authorized, HB 395.
- Trade fair, fund, transfer, general fund, authorized, HB 1122.

## COMMISSIONERS:

- Association, state, name change, \*HB 738, CH. 85 EX.
- Fire protection districts, meeting absenteeism, removal provisions, \*HB 766, CH. 153 EX.
- Port districts, compensation, set by port commissioners, ReEng SB 149.
- Port districts, per diem, salaries, provisions, SB 149.

## COMMISSIONS:

- Aeronautics, public municipal airports, federal aid, project approval, authority, HB 556.
- Beef, assessments, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.
- Civil service, class A, AA counties, established, HB 59.
- Compensation, per diem allowances, uniform provisions, HB 265.
- County utilities rate, established, duties, HB 754.
- Criminal justice standards and training, name change, HB 814.
- Eastern tuberculosis and respiratory disease hospital district, created, powers, duties, \*HB 313, CH. 277 EX. PV.
- Elections, established, powers, duties, HB 73, HB 241, Sub HB 241, HB 569, Eng HB 725.
- Escrow, established, \*Sub SB 216, CH. 245 EX., HB 508.
- Expo '74, created, \*Eng SB 737, CH. 1 EX.
- Expo '74, title only, HB 807.
- Fire, districts, certain, membership increased, HB 340, Sub HB 340, \*Eng SB 176, CH. 242 EX.
- Fire, districts, commissioners, insurance, payment provisions, Sub HB 340, \*Eng SB 176, CH. 242 EX.
- Game, per diem allowance, HB 107.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## COMMISSIONS--Continued:

- Harbor lines, Kalama, Bremerton areas, relocation authorized, \*HB 200, CH. 158 EX., SB 161.
- Harbors, Tri-City lines, location, establishment, authorized, HB 1067.
- Horse racing, meet participation, annual fee, establishment provision, HB 308.
- Horse racing, members, number increased, appointment provisions, Eng HB 668.
- Hospital rate, established, duties, HB 719.
- Human rights, created, discrimination board duties transferred, \*Eng SB 203, CH. 52 EX.
- Land planning, created, powers, duties, \*HB 865, CH. 287 EX. PV.
- Land use, created, HB 1014.
- Land use, established, HB 935.
- Lottery, established, powers, duties, HB 1121.
- Meetings, open public, provisions, \*SB 485, CH. 250 EX.
- Merchants, agricultural products, regulations amended, \*HB 706, CH. 182 EX.
- Mexican-American affairs, created, \*SB 394, CH. 34 EX., HB 678.
- Natural resources and recreation, created, HB 695.
- No-fault automobile insurance, temporary special study, created, HB 696.
- Oceanographic, appointments . . . . . p. 354
- Parks and recreation, park and recreation personnel examiners board established, HB 653.
- Professional practices, teachers, established, HB 51, Eng HB 1094.
- Publication supervision commission, court decisions, appeals court judge, membership provision, \*SB 447, CH. 42.
- Public broadcasting, created, HB 445.
- Public pension commission, medical benefits law enforcement, firefighters, study, †HFR 90.
- Racing, created, HB 208.
- Social and health services, advisory, restructuring, establishment, provisions, HB 417, \*Sub HB 417, CH. 189 EX.
- Stadium, created, HB 34.
- State land planning, \*Eng HB 865, CH. 287 EX. PV.
- State political history, created, HB 902.
- Sweepstakes, state, created, powers, duties, HB 8.

## COMMITTEES:

- Banking, insurance and transportation, joint committee, created, duties, SB 668.
- Banking, insurance, utility regulation, joint interim committee established, duties, \*SCR 32.
- Beach traffic advisory, counties, three created, Eng HB 555.
- Commerce, regulatory agencies, joint committee, created, duties, Eng SB 668.
- County model charter advisory, created, \*HCR 39.
- Day care study, established, SCR 10.
- Drug control unit, additional member added, SB 321.
- Educational management system, statewide, advisory committee established, HB 1076.
- Education, joint, community schools, extended, weekend use, funding methods, \*HCR 19, SCR 16.
- Education, joint, education assessment program, report, HB 1083.
- Education, joint, handicapped children, educational programs, coordination, study, \*SCR 4.
- Education, joint, school plant, facilities, additional use, study, SCR 16.
- Finance advisory, created, Eng HB 1022.
- Finance committee, duties transferred, finance department, Eng HB 1022.
- Fisheries, game, game fish, interim, created, powers, duties, \*SCR 31.
- Forest tax, created, power, duties, \*Sub SB 849, CH. 294 EX. PV.
- Forest tax, temporary, continued, \*SCR 9.
- Game, game fish, animals, protection, proposed legislation, study, SCR 20.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

## COMMITTEES—Continued:

- Governmental cooperation, joint committee, federal aid programs, availability, use, study, \*SCR 28.
- Governor's advisory, vendor rates, membership increased, \*SB 257, CH. 87 EX.
- Highways, joint committee, renamed, legislative transportation committee, \*Eng HB 892, CH. 195 EX.
- Interim, employees, employment, salary, approval provisions, HB 198.
- Local records, constituted, \*SB 302, CH. 10 EX.
- Municipal, temporary, created, membership, duties, \*SCR 29.
- Oil and gas conservation, membership, ecology department, added, HB 655.
- Outdoor interagency, all-terrain vehicles, registration fees, fuel tax refunds, trails allocation provisions, \*Sub SB 372, CH. 47 EX.
- Outdoor interagency, recreational trails system, inventory, construction, provisions, \*Sub SB 372, CH. 47 EX.
- Outdoor recreation, interagency, committee member, ecology director, added, \*HB 228, CH. 60.
- Outdoor recreation, interagency, membership revised, powers, duties expanded, HB 1099.
- Political, campaign contributions, expenditures, reporting provisions, HB 73, HB 241.
- Precinct, meetings, elections, presidential years, HB 280.
- Property tax, created, duties, appropriation, \*Sub HB 283, CH. 288 EX. PV.
- Public assistance, various advisory, membership, aid recipients, HB 341.
- Public employees' collective bargaining interim committee, private employment included, HB 851.
- Redistricting, special committee, legislative council, created, duties, HCR 43.
- River preservation advisory, created, HB 999.
- Select public works and employment, created, duties, Sub HB 777.
- Social and health services, advisory, restructuring, establishment, provisions, HB 417, \*Sub HB 417, CH. 189 EX.
- Standing committees, appointment . . . . . pp. 80-81.
- State finance, state debt, incurrence control, duties, \*HB 803, CH. 184 EX.
- Transportation, legislative, created, powers, duties, \*Eng HB 892, CH. 195 EX.
- Urban, racial, disadvantaged, education programs, statewide advisory, appointment, HB 344.
- Vendor rates, powers, duties, expanded, \*SB 408, CH. 298 EX. PV, HB 583.
- Youth development and conservation, membership, changes, decrease, HB 312.

## COMMON CARRIERS:

- Definition, brokers deleted, HB 751.
- Interstate, licensing, alternate fees, provisions, \*HB 229, CH. 143 EX.
- Motor vehicles, trailers, leased, rented, nonresident interstate operations, passengers, property transportation, excise tax exempt, \*Sub SB 352, CH. 11 EX., HB 456.
- Public service companies, rates, investigation, costs, assessment provision, \*HB 229, CH. 143 EX.
- Trucks, tractors, proportional registration, reciprocal mileage computation, revised, \*HB 54, CH. 51.

## COMMUNICATIONS:

- Transmitting, recording, private conversations, dangerous drug sales, provisions, HB 513.
- Underground wiring, electrical, communication facilities, installation, costs, provisions, \*SB 164, CH. 103 EX.

## COMMUNITY COLLEGE DISTRICT NO. 21:

- Stimpson, Mrs. E. K., trustee board member, appointment, \*\*GA 54.

## COMMUNITY COLLEGE EDUCATION BOARD: (see also "Community College")

- Landon, L. Evert, state board, member, appointment, \*\*GA 10.
- Morford, Donald K., state board, member, appointment, \*\*GA 9.
- Young, Andrew, state board, member, appointment, \*\*GA 11.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## COMMUNITY COLLEGES:

- Administrative procedures act, established, \*SB 469, CH. 57 EX.
- Athletic programs, intercollegiate, athletic financial assistance, funds, sources, provisions, Sub HB 293, \*SB 35, CH. 28 EX.
- Board, federal, state funds, comprehensive unified distribution, program costs, study, \*SCR 3.
- Bonding act, title only, HB 1025.
- Bonding authority, provisions, SB 383.
- Building, construction, financing, 100% general tuition fees pledge, authorized, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Capital projects, improvements, anticipated expenditures, OPPFM report required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Capital projects, improvements, budget funds use, competitive bids, contracts, required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- College, university, faculty, employees, certain, teachers' retirement system, membership, provisions, \*SB 368, CH. 261 EX.
- Costs, optional, capital, review, report, \*SCR 5.
- Credits, college, transfer, status, study, \*HCR 35.
- Districts, consolidations, feasibility study, HCR 8.
- Dormitories, approval, establishment, college board authority, SB 133, HB 327.
- Dormitories, capital improvements budget funds, use, prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Employee organization, negotiations, trustee boards, academic employees, provisions, \*HB 739, CH. 196 EX.
- Employees, certificated, obsolete negotiations provisions repealed, HB 13.
- Employees, state employees insurance, health plans, coverage authorized, HB 473.
- Faculties, employees, salary increases, same job classification, not permitted, \*Eng Sub HB 151, CH. 275 EX. PV.
- Faculty, senates abolished, HB 1110.
- Food, maintenance trade services, contracts permitted, HB 474.
- Funding, alternative methods, study, †HFR 112.
- Funds, federal, state, comprehensive unified distribution, program costs, study, \*SCR 3.
- Intercollegiate athletics, student participation, financial assistance, provision, \*SB 35, CH. 28 EX., Sub HB 293.
- Nonacademic services, facilities, financing, special student fees, authorized, SB 383.
- Operating expenses, administration, noninstrumental purposes, 50% limitation, HB 758.
- Operation, studies, interference, violence, unlawful, \*HB 15, CH. 45.
- Personnel, certain, demotions, dismissal, review, appeal, provisions, HB 1112.
- Post high school, education, systems, financial support, study, \*HCR 7.
- Programs, standard categories, academic, vocational-technical, institutional, reporting, information, study, \*HCR 7.
- Quarter system basis, provision, HB 559.
- Sabbatical leaves, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.
- Satellite campuses, capital improvements budget funds, use, prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Satellite campuses, legislative approval required, HB 326, Eng SB 133.
- Seattle, south campus, engineering technology building, final unit, construct, equip, appropriation, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Speakers, from outside Washington state, payment, tuition fees use, prohibited, SB 383(a).
- State building authority, supervision, HB 512.
- Students, campus disorders, participation, expulsion provisions, HB 197.
- Students, needy, loan fund established, tuition fee financing provisions, \*Sub HB 740, CH. 279 EX. PV.
- Students, pursuing high school diploma, free tuition, HB 652.
- Tidelands, Ballard tidelands area, community college board, state conveyance, \*SB 82, CH. 241 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

**COMMUNITY COLLEGES—Continued:**

Title only, HB 282, HB 296.

Transfers, colleges, universities, policies, procedures, study, \*HCR 35.

Trustees, qualified elector requirement, removed, HB 511.

Tuition, fees, new categories, rate schedules, established, HB 740, \*Sub HB 740, CH. 279 EX. PV.

Veterans, layoffs, reemployment, state preference, seniority credits, provisions, \*SB 857, CH. 19 EX., HB 1059.

**COMMUNITY PROPERTY:**

Transfers, spouses, two-gift proviso, repealed, HB 1127.

Women, married, rights extended, HB 551.

**COMPANIES:**

Installment loan, licenses, regulation, HB 805.

Insurance, holding, comprehensive regulatory provisions, HB 733, \*Eng SB 380, CH. 13 EX. PV.

Insurance, holding, regulation, HB 733.

Insurance, insolvent, life and disability insurance guaranty association, payment provisions, \*SB 17, CH. 259 EX., HB 1057.

Insurance, insolvent, certain, insurance, guaranty association, payment provisions, \*SB 18, CH. 265 EX., HB 1058.

Natural gas, pre-1960 mergers, anti-trust laws exemption, petitioned, \*SJM 17.

Public transportation, common, carriers, definition, brokers deleted, HB 751.

Small business investment, banks, trusts, stock purchases, increased amount, authorized, HB 1111.

Small loan, companies, garnishments, security, financial condition statements, provisions, HB 1105.

Small loan, contracts, simple interest rate requirement, HB 424.

Small loan, interest rate, loan amounts, revised, HB 1105.

**CONCESSIONS:**

Parks, state, leases, alteration, amending, provisions, SB 789.

**CONFERENCES:**

Judicial, annual, out-of-state locations provision, HB 183.

**CONGRESSIONAL DISTRICTS:**

Political parties, caucuses, conventions, meetings, regulation, HB 440, Sub HB 440.

Redistricting, reapportionment, seven districts, Eng HB 726, Eng HB 873.

Redistricting, reapportionment, title only, HB 726, HB 871, HB 873, HB 874, HB 1086, HB 1087, HB 1093.

**CONSERVATION AND DEVELOPMENT:**

Conservation futures, open space land, purchase authorized, HB 586, \*SB 185, CH. 243 EX.

Counties, natural resources, comprehensive plan, conservation, esthetic elements, provisions, HB 482.

Counties, real property, future public use purposes, option, purchase provisions, HB 685.

Open space land, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.

Property, real, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.

**CONSOLIDATION:**

Counties, single purpose special districts, provisions, HB 481.

School districts, joint, administration, funding, county classification provisions, SB 464.

**CONSTITUTIONAL AMENDMENTS:**

Amendments, multiple article, sections, permitted, HJR 35.

\*Indicates bills passed by both House and Senate.

## CONSTITUTIONAL AMENDMENTS—Continued:

- Annual sessions, 90/30 days, HJR 34.
- Annual sessions, 90/60 days, Eng HJR 34.
- City-county municipal corporations, establishment, \*HJR 21.
- County officials, own compensation, determination, authorization provision, \*SJR 38.
- Credit, state, public purposes, loan authorized, SJR 22.
- Debts, state, contracting permitted, \*HJR 52.
- Debts, state, newspaper notice, one time publication provision, HJR 27.
- Gateway amendments, Article XXIII revised, HJR 35.
- Governor, veto power, entire sections, appropriation items, limitations, SJR 14.
- Gubernatorial succession, provisions revised, HJR 22.
- Indians, voting franchise, restriction removed, HJR 30.
- Legislature, annual sessions, 90/30 days, HJR 34.
- Legislature, annual sessions, 90/60 days, Eng HJR 34.
- Legislature, extraordinary session, specific purpose, convene self, authority, Sub SJR 13.
- Lottery, legislative, initiative, referendum vote provisions, \*SJR 5.
- Lottery, state operated, \*SJR 5.
- Notice, newspaper publication provision, repeal, HJR 28.
- Property tax, assessed valuation, 25%, 40 mills, \*SJR 1.
- Property tax, excess levies, 3/5 majority, 40% previous election vote, \*HJR 47.
- Taxes, exemptions, exclusions, decennial review, \*HJR 1.
- U. S., voting age, 18, ratification, \*SJR 36, \*HJM 15.
- Voters, English language reading requirement repealed, HJR 30.
- Voters, residency time requirements, reduced, HJR 30.
- Voting age, reduced to 18, HJR 30, Eng HJR 30.

## CONSTRUCTION:

- Asbestos use, regulation, HB 927.
- Capital improvements budget, 1971-73 biennium, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, bonds, financing, 100% general tuition fees, pledge, authorized, HB 740. \*Sub HB 740, CH. 279 EX. PV.
- Colleges, universities, building construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Colleges, universities, capital improvements, anticipated expenditures, OPPFM report required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Contractors, surety bonds, claims, priorities, revised, HB 596, Sub HB 596.
- Factory built housing, inspection local construction code enforcement agency, authorized, HB 879.
- Ferries, contract awards, excessive unemployment periods, state shipbuilder preference, provisions, \*SB 906, CH. 21 EX.
- Highway district engineers, bids, construction maintenance contracts, authorized, \*HB 397, CH. 78 EX.
- Highways, expediting, employment increase purposes, \*HCR 42.
- Highways, utilities relocation costs, federal funds use, HB 1011.
- Hospital contracts, discriminatory practice prevention, reviews, HB 946, Sub HB 946.
- Hospitals, nursing homes, certification of need, issuance provisions, HB 553, \*Sub HB 553, CH. 198 EX.
- Industrial insurance, accident prevention incentives, protective premium formula, industry dividend returns, \*SB 472, CH. 274 EX.
- Public accommodation building, physically handicapped, aged persons, design standards, \*HB 841, CH. 219 EX.
- Public facilities, adverse affects, study, †HFR 87.
- Public works, contracts, nondiscrimination clauses, required, HB 541, Sub HB 541.
- Public works, municipal, contracts, maximum no bid dollar amount, increased, HB 1069.
- Schools, building bond redemption fund, construction fund interest, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

## CONSTRUCTION—Continued:

- Schools, buildings system project, development, implementation, \*Sub SB 109, CH. 238 EX.
- Seattle Community College, south campus, engineering technology building, construct, equip, appropriation, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Sewerage systems, treatment facilities, installation, waste entry, control, replacements, HB 780.
- Spokane, state building, acquisition, financing, leasing, provisions, \*Eng SB 739, CH. 3 EX.
- Water well, licenses, regulation, \*HB 495, CH. 212 EX.

## CONSUMER GOODS:

- Prices, manipulated, misleading, unlawful, HB 232.

## CONSUMER PROTECTION:

- Banking, insurance, commerce, regulatory agencies, public interest, protection, laws, study, \*SCR 32.
- Banking, insurance, transportation, public interest, protection, laws, study, SB 668.
- Commerce, regulatory agencies, public interest, protection, laws, study, Eng SB 668.
- Consumer services, agriculture department, renamed, HB 1116.
- Consumer warranty act, HB 982.
- Credit, reports, rating correction provisions, HB 842.
- Retail installment sales, interest rate, increased to 15%, HB 718.
- Title only, HB 616, HB 617, HB 837, HB 964.
- Unfair competition, deceptive acts, suits, class action, court civil rule 23, use authorized, HB 940, SB 792.

## CONTAINERS:

- Asbestos, standards, regulation, Eng HB 927.
- Bacon, packaging, standards, HB 22, \*HB 41, CH. 49.
- Beverage, control, return, recycling, HB 699.
- Food, deposit charges, tax exempt, HB 281.
- Liquor, damaged shipping containers, sale provisions, SB 529.

## CONTRACEPTIVES:

- Advertising, articles, medicine, prohibition removed, \*Eng HB 853, CH. 185 EX.
- Sale, distribution, prohibition removed, \*Eng HB 853, CH. 185 EX.

## CONTRACTORS:

- Bonds, surety, claims, priorities, revised, HB 596, Sub HB 596.
- Electrical, utility bid proposal, financial, experience statement filing required, \*HB 813, CH. 220 EX.
- Farm labor, license fees, provision revised, HB 828.
- Farm labor, license fees, title only, HB 889.
- Health care, title only, HB 829.
- Liens, owner's agent, provisions, HB 564, \*SB 183, CH. 94 EX.
- Public contracts, public works, nondiscrimination clauses, required, HB 541, Sub HB 541.
- Roads, state, sales tax provisions, inclusion, \*Eng Sub SB 897, CH. 299 EX. PV.
- Surety bonds, actions consolidation, judgments, payment provisions, HB 573.
- Title only, HB 953.
- Water well, licenses, regulation, \*HB 495, CH. 212 EX.
- Workmen's compensation, injuries, death, third party contractor negligence, right of action, HB 538.

\*Indicates bills passed by both House and Senate.

## CONTRACTS:

- Cancellation, installment sales, 3-day notice period, registered mail provision, HB 67.
- Capital projects, improvements, state, budget funds use, competitive bids, contracts, required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, building construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Community colleges, food, maintenance, trade services, contracts authorized, HB 474.
- Contract compliance officer, hospital construction, discriminatory practices, review, investigation, provisions, HB 946, Sub HB 946.
- Disability insurance, chiropractic services, contracts, coverage, \*SB 380, CH. 13 EX. PV.
- Disability insurance, psychological services, contracts, coverage, \*HB 684, CH. 197 EX.
- Districts, public utilities, purchases, certain, provisions, \*HB 813, CH. 220 EX.
- Educational service corporations, school district contracts, authorized, HB 944, Eng SB 464.
- Eighteen-year-olds, legal majority, certain purposes, provisions, HB 309, \*Sub HB 309, CH. 292 EX. PV, HB 404, Eng HJR 30.
- Ferries, construction, contract awards, excessive unemployment periods, state shipbuilder preference, provisions, \*SB 906, CH. 21 EX.
- Fish feed, public purchases, 5% in-state differential, authorized, \*SB 903 V.
- Funerals, preneed, regulation, HB 578.
- Grower-processor, mediation service, agriculture department, established, HB 943, Sub HB 943.
- Health care services, insurance, chiropractors, osteopaths, inclusion required, SB 696.
- Highways, construction, expediting, employment increase purposes, \*HCR 42.
- Highways, district engineers, bids, construction maintenance contracts, authorized, \*HB 397, CH. 78 EX.
- Highways, emergency restoration, bid, provisions, \*SB 312, CH. 4.
- Highways, plans, specifications, maps, bid purposes, sale provisions, \*SB 143, CH. 36.
- Hospital construction, discriminatory practice prevention, reviews, HB 946, Sub HB 946.
- Installment sale, cancellation, 3-day notice period, registered mail provision, HB 67.
- Insurance, examination rules established, HB 422.
- Insurance, physical disability, unknown pre-existing, disallowance provisions void, SB 480.
- Land, state, building authority, higher education purposes, 75-year leases authorized, \*SB 918, CH. 23 EX.
- Municipalities, officers, personal interest, \$3,600 awards limitation, \*SB 176, CH. 242 EX.
- Municipalities, school districts, conditional sales contract amounts, taxable property value percentage restriction removed, HB 1107.
- Personal service, filing, prior to fund obligation, requirement, \*Eng Sub HB 151, CH. 275 EX. PV.
- Public improvements, contract amounts, retained percentage tax lien priority, increased to \$20,000, \*Eng Sub SB 897, CH. 299 EX. PV.
- Public works, cities, towns, over \$5,000, high bid rejection, construction by municipality authorized, HB 968, \*Eng SB 863, CH. 116 EX.
- Public works, municipal, maximum no bid dollar amount, increased, HB 1069.
- Public works, nondiscrimination clauses, required, HB 541, Sub HB 541.
- Roads, state, contractors, sales tax provisions, inclusion, \*Eng Sub SB 897, CH. 299 EX. PV.
- School buses, governmental agency emergencies, contracts, leases authorized, SB 46, \*HB 75, CH. 24.
- School buses, handicapped children transport, leases, authorized, \*HB 322, CH. 78.
- School districts, research services, private individuals, agencies, authorized, \*Eng SB 168, CH. 93 EX.
- Services, personal, state, filing, required, \*Eng Sub HB 151, CH. 275 EX. PV.
- Small loan companies, simple interest rate requirement, HB 424.
- State, personal service, filing, required, \*Eng Sub HB 151, CH. 275 EX. PV.
- Teachers, certificated employees, nonreturn, notice requirement, SB 286.

\*Indicates bills passed by both House and Senate.

## CONTRACTS—Continued:

- Teachers, nonrenewal, written notification, hearing, provisions, HB 542, HB 1062.
- Teachers, renewals, legislative session year, notice provision, SB 286.
- Teachers, salaries, school year basis, provisions, HB 922.
- Transportation, private school students, school district contracts, authorized, HB 890.
- United States, cost-type, work, services, B & O tax imposed, HB 600.
- Water districts, cities, towns, facilities, operation, acquisition, provisions, SB 270, \*Sub SB 542, CH. 272 EX.

## CONTRIBUTIONS:

- Political campaigns, expenditures, reporting provisions, HB 73, HB 241, Sub HB 241.

## CONTROLLED SUBSTANCES:

- Drugs, uniform act, HB 997, \*2nd Sub SB 146, CH. 308 EX. PV.

## CONVENTIONS:

- Minor parties, general revisions, HB 436.
- Political parties, caucuses, meetings, regulation, HB 440, Sub HB 440.

## CONVENTS:

- Property, real, tax exempt, \*HB 38, CH. 64 EX.

## COOPERATIVES:

- Associations, corporations, merger provisions, \*HB 800, CH. 221 EX.

## COPYRIGHT:

- Music, certain listing, publication filing provisions, repealed, Eng HB 224.
- Music, list compilations, availability provisions, revised, HB 224.

## CORPORATIONS:

- B & O eliminated, income tax imposed, sales tax reduced, HB 1044.
- Business, licensing, title only, HB 808.
- Charitable trusts, formation, trustee, administration purposes, provisions, \*HB 84, CH. 226 EX.
- Cooperative associations, corporations, merger provisions, \*HB 800, CH. 221 EX.
- Domestic, annual license, failure to pay, certified mail notice, requirement deleted, \*HB 225, CH. 142 EX.
- Domestic, foreign, licenses, filing fees, surtax imposed, \*Eng SB 738, CH. 2 EX.
- Educational service, demonstration schools, authorized, HB 944, Eng SB 464.
- Educational service, title only, HB 1097.
- Ferry construction, contract awards, excessive unemployment periods, state shipbuilder preference, provisions, \*SB 906, CH. 21 EX.
- Filings, searches, certain, fees increased, \*HB 254, CH. 133 EX., HB 431.
- Foreign, applications, documents, simplification, \*HB 220, CH. 22.
- Foundations, not for profit, certain tax related activities, prohibited, \*HB 217, CH. 59.
- Income, principal, classification, distribution, share rights, trustee apportionment, \*HB 66, CH. 74.
- Income tax, imposed, B & O eliminated, sales tax reduced, HB 1044.
- Income tax, net graduated, imposed, HB 1045.
- Medical service, tax exemptions, title only, HB 827.
- Medical service, title only, HB 1020.
- Mergers, share, cash, property conversions, provisions, \*SB 564, CH. 38 EX.
- Mortgage corporations, U. S., securities, bank, trust company investment, authorized, HB 274.
- Nonprofit, associations, lack of funds, duties, suspension, HB 504.
- Nonprofit, definition, unemployment compensation purposes, coverage extended, \*HB 199, CH. 3, SB 120.

\*Indicates bills passed by both House and Senate.

## CORPORATIONS—Continued:

- Nonprofit, domestic provisions, transfer election authorized, \*SB 126, CH. 53 EX.
- Nonprofit, existence cessation, certified mail notice, requirement deleted, \*HB 222, CH. 128 EX.
- Nonprofit, records, filings, information, fees, revisions, HB 253.
- Parent, computer services, B & O tax, compensation deduction, \*HB 144 V.
- Principal and income act, enacted, HB 76.
- Professional service, shareholder, officer requirements, \*HB 143, CH. 57.
- Secured transactions, uniform commercial code, searches, copies, fees increased, HB 226.
- Special public, scientists, engineers, employment, petitioned, HJM 21.
- Tax, income, 4½% federal payment, imposed, HB 1039.
- Trusts, legal business, solicitation authorized, HB 420.
- Washington Housing Corporation, created, HB 587.

## COSTUMES:

- School, uniforms, costumes, performance purposes, provided, HB 325.

## COUNCILS:

- Community colleges, standard categories, academic, vocational-technical, instructional, reporting, information, study, \*HCR 7.
- Comprehensive health planning advisory council, created, duties, HB 553, \*Sub HB 553, CH. 198 EX.
- Higher education, academic tenure, study, †HFR 110.
- Higher education, college, universities, requirements analysis, uniform reporting, elements, information development, study, \*HCR 7.
- Higher education, foreign student college education problems, study, †HFR 57.
- Higher education, post high school, financial support, study, \*HCR 7.
- Higher education, private institutions, programs, contracting, state plan, HB 441.
- Higher education, transfer policy, study, †HFR 94.
- Judicial, landlord-tenant laws, study, HCR 23.
- Judicial, membership increased, appeals court judges, added, HB 185, \*SB 241, CH. 40.
- Marine, created, HB 592, Sub HB 592.
- Nisqually River Delta preservation advisory, HB 1030, Sub HB 1030, 2nd Sub HB 1030.
- Occupational education, coordinating council, vocational education needs, study, \*SCR 23.
- Occupational education, coordinating, duties, HB 634.
- Physicians, corpsmen, training, family practice, study, †HFR 44.
- Plumbing, created, HB 369.
- Population study, established, HB 455.
- Social and health services, advisory, restructuring, establishment, provisions, HB 417, \*Sub HB 417, CH. 189 EX.
- State building code, created, HB 898.
- Veterans' rehabilitation, created, HB 900.
- Veterans' rehabilitation, independent agency, title only, HB 988.
- Vocational education advisory, executive director, appointment provision, HB 604.
- Workmen's compensation advisory, appointment, powers, duties, \*Eng HB 735, CH. 289 EX. PV.

## COUNTIES:

- Air pollution control authority, single county establishment purposes, multi-county, regional district, withdrawal provisions, HB 772.
- Airports, municipal, revenue warrants, issuance authorized, SB 218, \*HB 403, CH. 176 EX.
- Air space corridors, public agencies acquisition, provisions, \*SB 363, CH. 39 EX., HB 598.
- Alcoholism programs, facilities, state financial assistance, approval requirements, \*SB 214, CH. 104 EX. PV.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## COUNTIES—Continued:

- Ambulance system, establishment, HB 197.  
 Annexation, review board, optional code, provisions, \*Sub SB 678, CH. 251 EX.  
 Assessors, elective, office abolished, appointment provisions, HB 786.  
 Associations, public employees' retirement system, membership authorized, \*SB 522, CH. 271 EX.  
 Association, state, name change, \*HB 738, CH. 85 EX.  
 Banks, trust, savings and loan businesses, license fee, tax imposition authorized, HB 1053.  
 Beach traffic advisory committees, three created, Eng HB 555.  
 Bonds, coupons, signature provision, expanded, seal imprinting, authorized, Eng HB 516.  
 Bonds, rate, double amendment, previous session, corrected, \*HB 95, CH. 9.  
 Budget, hearings, date provision, \*HB 765, CH. 136 EX.  
 Cemetery districts, establishment, \*SB 8, CH. 19, HB 238.  
 Charters, model, advisory committee, created, \*HCR 39.  
 Charters, model, statutory optional, alternative proposals, study, \*HCR 39.  
 Child care centers, ADC families, class AA, A counties, authorized, SB 152.  
 Child care services, demonstration, pilot projects, HB 677.  
 Citizens-Legislative Task Force, established, capital improvements, state bond issues, program study, HB 778.  
 City-county municipal corporations, establishment, HB 145, \*HJR 21.  
 Civil service system, class A, AA counties, established, HB 59.  
 Claims fund, establishment provision, \*HB 438, CH. 214 EX.  
 Classification, salary purposes, state census basis, HB 286.  
 Commissioners, definition, governmental authority, charter county, included, \*SB 865, CH. 117 EX.  
 Community mental health programs, boards, funding, provisions revised, \*HB 277, CH. 204 EX.  
 Conservation futures, land, county purchases, tax levy imposed, other taxing districts, reduced, HB 586, \*SB 185, CH. 243 EX.  
 Contracts, conditional sales, amounts, taxable property value percentage restriction removed, HB 1107.  
 Damage claims, against municipal officials, employees, filing requirements, HB 146.  
 Economic opportunity act, programs, participation, provisions, \*HB 430, CH. 177 EX.  
 Elections, annual general, odd-numbered years, state, local costs prorated, HB 463.  
 Employees, collective bargaining, general revisions, HB 453, SB 627.  
 Employees, tax deferred annuity plans, provisions, \*SB 659, CH. 264 EX.  
 Employees, unemployment compensation, coverage provisions, HB 795.  
 Equalization board, duties, appeals referrals, equalization, HB 518.  
 Felons, criminals, apprehension, rewards, authorized, \*Sub SB 441, CH. 302 EX. PV.  
 Festivals, outdoor music, permits, regulation, authorized, SB 411, HB 580.  
 Fire protection districts, commissioners, meeting absenteeism, removal provisions, \*HB 766, CH. 153 EX.  
 First class, voting devices, tally systems, use, HB 137.  
 Fiscal agencies, designation provision revised, \*HB 437, CH. 79 EX.  
 Garbage, refuse collection, collection districts, establishment authorized, duties, \*SB 52, CH. 293 EX. PV, HB 194.  
 Garbage, refuse collection, company service certificate, county issuance, HB 690.  
 Government, state, local, title only, HB 331, HB 332.  
 Gubernatorial legislative report, policies, progress, 10-point program, HB 483.  
 Highway facilities, new, prior to establishment, public hearings required, HB 769.  
 Home rule charter invalidation, interim government provision, HB 9.  
 Hospitals, districts, bisecting irrigation block unit, boundary change provision, HB 1050.  
 Housing authorities, class A counties, east of Cascade mountains, need, referendum provisions, \*SB 884, CH. 300 EX. PV.  
 Humane societies, incorporation, more than one, statute privileges extended, HB 880.  
 Hunting, elk, deer, either sex season, commissioner approval provision, \*HB 773, CH. 183 EX.

\*Indicates bills passed by both House and Senate.

## COUNTIES—Continued:

- Incorporation, minimum inhabitant requirement, number increased, HB 750.  
 Indebtedness, limitations revised, \*HB 211, CH. 76.  
 Infirmaries, public assistance recipients, indigents, services, payment, \*HB 313, CH. 277 EX. PV.  
 Law enforcement officers, firemen, service credits, prior employment, retirement purposes, SB 353.  
 Law libraries, county, regional, support, fee amount increase, provision, HB 104, \*HB 218, CH. 141 EX.  
 Legislative bodies, elected officials, salary establishment authority, HB 959.  
 Liquor tax, alcoholism program, share, allocation requirement, \*SB 214, CH. 104 EX. PV.  
 Local government, obsolete code material, repealed, \*HB 211, CH. 76.  
 Local government, title only, HB 514, HB 515, HB 516, HB 517, HB 520.  
 Medical examiners state system created, HB 998.  
 Meetings, open public, provisions, \*SB 485, CH. 250 EX.  
 Mental health, county funds, state transfer, federal matching purposes, \*HB 707, CH. 84 EX.  
 Motor vehicle excise tax, special, mass transit purposes, population basis formula, distribution, \*HB 543, CH. 199 EX.  
 Motor vehicle fuel, sales, use taxes, imposed, HB 776.  
 Museums, historical, operation, maintenance expenditures, maximum limitation provisions, repealed, \*SB 195, CH. 39.  
 Natural resources, comprehensive plan, conservation aesthetic elements, provisions, HB 482.  
 Officers, contracts, personal interest, \$3,600 awards limitation, \*SB 176, CH. 242 EX.  
 Officials, certain elected, bond requirements, increased, \*SB 97, CH. 71, HB 315.  
 Officials, nonelected, bonds, provisions, \*Eng SB 97, CH. 71.  
 Officials, recall proceedings, signatures, filing time, limitation provisions, HB 214, \*Sub HB 214, CH. 205 EX.  
 Officials, salaries, increased, \*SB 512, CH. 237 EX., HB 764.  
 Open space land, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.  
 Optional municipal code, officer elections, salary increases, general revisions, \*Sub SB 678, CH. 251 EX.  
 Ordinances, initiative, referendum provisions, Sub SB 16.  
 Parking, business improvement areas, establishment authorized, \*SB 130, CH. 45 EX., HB 365.  
 Parks, property conveyances, governmental unit, provisions, \*SB 185, CH. 243 EX.  
 Port districts, area annexation, not part of existing district, provisions, \*HB 88, CH. 157 EX.  
 Port districts, passenger transportation, local facilities, authorized, HB 418.  
 Precinct committees, meetings, elections, presidential years, HB 280.  
 Precinct election officers, pay ceiling removed, HB 164.  
 Probation service programs, state funds, payment, average base commitment rate, use provisions, SB 468, \*HB 575, CH. 165 EX.  
 Property, public, intergovernmental transfers, authorized, SB 392, HB 610.  
 Property, real, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.  
 Property, real, future public use purposes, option, purchase provisions, HB 685.  
 Property, real, revaluation plan, assistance, appropriation, \*Sub HB 151, CH. 275 EX. PV.  
 Property, real, valuation, illegal, court decisions, notice requirement, HB 1134.  
 Property, tax advisor, appointment, duties, \*Sub HB 283, CH. 288 EX. PV.  
 Property, tax, revaluations, increases, entire county requirements, HB 3, SB 424.  
 Public employment labor relations act, enacted, HB 522.  
 Public utilities, services, bills, each utility, separate amount, indicated, HB 753.  
 Public works, local, advance planning, provisions, HB 680.  
 Railroad grade crossings, speed, regulation, \*HB 229, CH. 143 EX.  
 \*Indicates bills passed by both House and Senate.

## COUNTIES—Continued:

- Records, certain, retention, period reduced, \*SB 40, CH. 29.
- Regulations, state, electricity, labor and industries, boilers, elevators, adoption by reference, prohibited, \*SB 865, CH. 117 EX.
- Relocation, uniform assistance and real property acquisition policy, displacee treatment provisions, \*Sub SB 770, CH. 240 EX.
- Review boards, water, sewer district, formation, consolidation, mergers, intention notice, filing provision, HB 142, \*Sub HB 142, CH. 139 EX.
- Road millage funds, use, other purposes, permitted, \*HB 248, CH. 25 EX.
- Roads, construction, improvements, public utility facilities, relocation, cost payment provision, HB 850.
- Safety awards, employees, authorized, \*HB 523, CH. 79.
- Salary fund, class AA, A counties, amount authorized, increased, \*HB 438(a), CH. 214 EX.
- Salary fund, smaller than 1st class, establishment provision, \*HB 438, CH. 214 EX.
- School district directors, class AA, certain, 4-year terms, HB 549.
- School districts, county building improvements, funds, expenditure permitted, HB 1080.
- School districts, indicated county ratio, individual district correction, HB 81.
- School districts, intermediate, abolished, HB 521.
- School districts, joint, consolidation, administration, funding, county classification provisions, SB 464.
- School patrols, adult supervisors, employment, jurisdiction, compensation, HB 987.
- Sewerage systems, waste disposal, permits required, HB 903.
- Sewer districts, boundaries, one or more counties, provisions, \*Sub SB 542, CH. 272 EX.
- Sewer, water districts, formation, consolidation, mergers, approval requirement, HB 142, \*Sub HB 142, CH. 139 EX.
- Sewer, water districts, mergers permitted, \*HB 567, CH. 146 EX.
- Sewer, water districts, rates, services, facilities, across boundaries, unincorporated areas, review, HB 141, \*Eng Sub SB 139, CH. 96 EX.
- Sheriff's department, legal advisor, civil service exempt, HB 516.
- Sheriffs, volunteer reserves, uniformed, establishment authorized, HB 993.
- Shorelines, management, regulation, program administration, HB 584, \*Sub HB 584, CH. 286 EX. PV.
- Single purpose special districts, consolidation, HB 481.
- Solid waste collection districts, establishment authorized, duties, \*SB 52, CH. 293 EX. PV, HB 194.
- Subdivisions, plats, hearings publication notice defects, validation, \*SB 391 V.
- Superior court sessions, other than county seat location, authorized, \*SB 277, CH. 60 EX.
- Surplus property, intergovernmental transfers, authorized, SB 392, HB 610.
- Tax defender, public, office established, HB 168.
- Taxes, conservation futures land, purchases, payment, imposition, HB 586, \*SB 185, CH. 243 EX.
- Taxes, delinquent, interest, state, taxing district, credit distribution, HB 494.
- Taxes, property erroneous payment, refund provision, HB 110, HB 127.
- Taxes, real property, revaluation adjustments, inspectional intervals, statistical data use authorized, HB 283.
- Tax notices, mailed, receipt use provisions, \*HB 251, CH. 35 EX.
- Television reception improvement districts, authorized, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.
- Territory, transfer to another county, petition, election, provisions, HB 1073.
- Tourist promotion, expenditures authorized, \*SB 579, CH. 61 EX., HB 771.
- Transit, public systems, financing, excise tax authorized, HB 966, \*SB 691, CH. 296 EX. PV.
- Trucks, overload fines, allocation, annual distribution provisions, \*HB 30, CH. 17.
- Trucks, tractors, overlegal loads, special permits, issuance, \*Sub SB 401, CH. 248 EX.
- Trust moneys, public depositories, deposits authorized, SB 677.
- \*Indicates bills passed by both House and Senate.

## COUNTIES—Continued:

- Urban arterial board, reporting, advance planning, time periods revised, \*HB 759, CH. 291 EX. PV.
- Urban arterials, plans, aggrieved persons, board hearing provisions, HB 360.
- Utilities, rate commission established, HB 754.
- Voter registration records, general revisions, \*HB 372, CH. 202 EX.
- Voting devices, tally systems, use, all elections, all counties, authorized, \*HB 215, CH. 6 EX.
- Warrants, uncalled, 1-year cancellation provisions, \*HB 44, CH. 120 EX.
- Water, management, use, local government functions, study, HB 278.
- Water, sewer districts, state lands, assessments authorized, \*SB 314, CH. 234 EX., HB 301.
- Zoning, variances, exceptions, automatic lapsing, HB 525.

## COUNTY OFFICERS—ASSESSORS:

- Assistants, deputies, education, experience backgrounds, requirements, \*HB 166, CH. 27 EX. PV.
- Information manual, property taxes, taxpayer petition, appeal preparation assistance, provision, HB 167.
- Licensing, examination, \*HB 166, CH. 27 EX. PV, \*Sub HB 283, CH. 288 EX. PV.
- Office, elective, abolished, appointment provisions, HB 786.
- Property, assessed valuation, evaluation procedure, improperly performed, notice distribution provision, \*SB 925, CH. 42 EX.
- Property, real, assessment roll, development, use restrictions, recording required, Eng HB 167.
- Property, real, valuation, illegal, court decisions, notice requirement, HB 1134.
- Taxes, real property, assessed value, prior, new, cyclical revaluation program, taxpayer notice, county assessor, required, \*Sub HB 283, CH. 288 EX. PV.
- Timber, listing, values, assessment rolls, provisions, \*Sub SB 849, CH. 294 EX. PV.

## COUNTY OFFICERS—AUDITOR:

- Mobile homes, identification tags, issuance, provisions, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- Precinct committeemen, deputy registrar authority, HB 390, HB 393.
- Voter registration records, custodian, duties, provisions, \*HB 372, CH. 202 EX.

## COUNTY OFFICERS—COMMISSIONERS:

- County elected officials, salary establishment, county legislative bodies, authority, HB 959.

## COUNTY OFFICERS—CORONERS:

- Abolished, duties transferred, HB 998.

## COUNTY OFFICERS—PROSECUTING ATTORNEYS:

- Counties, 3rd and 4th class, private practice, salary provisions, revised, \*SB 512, CH. 237 EX.
- Recalls, charges, constitutional requirements, time limitation, provisions, HB 214, \*Eng Sub HB 214, CH. 205 EX.
- Salaries, one-half, state payment, requirement, repealed, HB 487.

## COUNTY OFFICERS—SHERIFFS:

- Drug agents, special, deputies, extraterritorial jurisdiction, HB 1096, \*Eng Sub SB 441, CH. 302 EX. PV.
- Legal advisor, sheriffs' department, civil service exempt, HB 516.
- Reserves, volunteer, uniformed, establishment authorized, HB 993.
- \*Indicates bills passed by both House and Senate.

## COUNTY OFFICERS—TREASURERS:

Taxes, property, revenue, anticipated, state report required, \*Sub HB 283, CH. 288 EX. PV.

## COUNTY OFFICIALS:

Bonds, coupons, signature provision, expanded, seal imprinting, authorized, Eng HB 516.  
 Bonds, fidelity, elected, nonelected, officials, amount increased, \*SB 97, CH. 71.  
 Clerks, records, certain, retention, period reduced, \*SB 40, CH. 29.  
 Compensation, own, determination, authorization provision, \*SJR 38.  
 Elected, nonelected, certain, bond requirements, increased, \*SB 97, CH. 71, HB 315.  
 Treasurer, collected taxes, district distribution, option provision, HB 1100.

## COURT ADMINISTRATORS:

Supreme court, salary ceiling removed, HB 178.

## COURT REPORTERS:

Compensation, certain judicial districts, population limits revised, HB 79.  
 Compensation, increased, judicial districts, size reduced, HB 368.

## COURTS:

Accused persons, rendition, uniform act, enacted, \*SB 249, CH. 17 EX., HB 503.  
 Administration, interference, obstruction, crime, \*Sub SB 441, CH. 302 EX. PV.  
 Adoption, petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.  
 Appeals, appeal procedures, general revisions, \*SB 449, CH. 107 EX.  
 Appeals, court commissioner judgments, appropriate court provision, HB 154.  
 Appeals, decisions, precedential value opinions, publication provisions, \*Sub SB 390, CH. 41, HB 950.  
 Appeals, decisions, publication, supervision commission jurisdiction, \*SB 447, CH. 42.  
 Appeals, provisions, existing laws, inclusion, \*SB 122, CH. 81.  
 Appeals, publication supervision commission, membership, appeals court judge added, \*SB 447, CH. 42.  
 Appeals, U.S., Seattle based, creation petitioned, SJM 7.  
 Consumer protection, unfair deceptive acts, class action suits, court civil rule 23, use authorized, HB 940, SB 792.  
 Counsel, indigent juveniles, delinquents, state provisions, SB 57.  
 Defendants, criminal cases, prior judgments, information, social and health services, provision, \*SB 108, CH. 295 EX. PV.  
 District court act, inferior courts, all counties, provisions, HB 156, HB 182.  
 District, justice court, names, alternate referrals, HB 188, \*SB 244, CH. 73.  
 Family, spouses, outside specialist aid, expense provisions, \*HB 694, CH. 151 EX.  
 Filing fees, county law library support, increased, HB 189.  
 Higher, judges salaries, state per capita personal income basis, annual adjustments, HB 906, HB 981.  
 Highways, condemnation actions, real estate, court costs, state payment provisions, Sub SB 226.  
 Indigents, certain cases, court counsel, state payment provisions, Sub HB 176.  
 Inferior, all counties, district court act, provisions, HB 156, HB 182.  
 Inferior, arrest, search warrants, issuance, HB 148.  
 Interpreters, legal proceedings, non-English speaking individuals, provision, Sub SB 470.  
 Judgment debtors, court appearance, interrogatories, creditor remedies, provisions, \*HB 686, CH. 211 EX.  
 Judicial districts, certain, population limits revised, HB 79.  
 Judicial districts, size reduced, court reporter compensation increased, HB 368.  
 Judicial retirement system, courts of record, established, \*Eng SB 59, CH. 267 EX.  
 Juries, 6 or 12 persons, request provisions, HB 187, SB 246.  
 Justice, cities over 20,000, salary increased, HB 1095.  
 Justice, department created, powers, duties, HB 814.  
 \*Indicates bills passed by both House and Senate.

## COURTS—Continued:

- Justice, district court, names, alternate referrals, HB 188, \*SB 244, CH. 73.
- Juvenile delinquents, adjudicated, court placement, care payment, provisions, \*Sub SB 553 V.
- Juveniles, felony proceedings, open to public, HB 201.
- Juveniles, motor vehicle cases, no jurisdiction, HB 162.
- Litigation, commenced, statute enactment, affect presumption, HB 657.
- Motor vehicle operators, juvenile offenders, minor violations, any court, jurisdiction, SB 436.
- Municipal, pro tempore judges, appointments, HB 1016.
- Property, real, valuation, illegal, decisions, notice requirement, HB 1134.
- Records, certain, county retention, period reduced, \*SB 40, CH. 29.
- Records, electronic, proceedings, superior courts, provisions, HB 190.
- Records, electronic, verbatim, oral proceedings, justice courts, provisions, HB 547.
- Sentences, criminal, rules, certain, revised, \*SB 108, CH. 295 EX. PV.
- Sentences, suspended, civil rights restoration, provision, \*Eng HB 311, CH. 188 EX.
- Settlements, pretrial, certain costs, recovery provisions, HB 423.
- Small claims, defendants, answer provisions, HB 836.
- Superior, counties, judges, number revised, districts altered, HB 536, \*HB 643, CH. 83 EX.
- Superior, law libraries, support, probate, civil filings, fee amount increase, provisions, \*HB 218, CH. 141 EX.
- Superior, sessions, other than county seat location, authorized, \*SB 277, CH. 60 EX.
- Supreme, judges, membership, reduced to 5, HB 658.
- Title only, HB 628, HB 629, HB 633.
- Washington judicial retirement system act, established, HB 818.
- Youth interrogators, judicial districts, appointment, duties, HB 801.

## CRAWFISH:

- Commercial fishing, prohibited, \*SB 335, CH. 106 EX.

## CREDIT:

- Card plans, small loan company regulations, exempt, \*HB 660, CH. 37 EX.
- Cards, college tuition payments, factoring charges prohibited, HB 572.
- Collection agency act, \*Sub SB 796, CH. 253 EX.
- Judgment debtors, court appearance, interrogatories, creditor remedies, provisions, \*HB 686, CH. 211 EX.
- Manufacturers, tax credits, claims, 2-year limitation, provision, \*Eng Sub SB 897, CH. 299 EX. PV.
- Public assistance vendors, tax credits, setoff provisions, HB 840.
- Refusal, sex, marital basis, prohibited, HB 231.
- Reports, rating correction provisions, HB 842.
- State, public purposes, loan authorized, SJR 22.

## CREDIT CARDS:

- Loan plans, small loan company regulations, exempt, \*HB 660, CH. 37 EX.

## CREMATION AND CREMATORIES:

- Public assistance recipients, cremation, services, minimum standard established, payment provisions, HB 779.

## CRIMES AND CRIMINAL PROCEDURES:

- Accused persons, rendition, uniform act, enacted, \*SB 249, CH. 17 EX., HB 503.
- Arrest, detention powers, extended to merchant patrolmen, HB 923.
- Bail reform, arrest, charges, release, procedures, HB 260.
- Child abuse, immediate report, failure to make, penalty, \*HB 305, CH. 167 EX.
- Child abuse, suspected, mandatory report, failure to make, crime, Eng SB 818.
- \*Indicates bills passed by both House and Senate.

## CRIMES AND CRIMINAL PROCEDURES—Continued:

- Child, unborn quick, wilful injury, killing, murder, HB 319.
- Coin operated machines, money, unlawful removal, felony, HB 268.
- Court administration, interference, obstruction, crime, \*Sub SB 441, CH. 302 EX. PV.
- Crime control, prevention, title only, HB 623, HB 625, HB 627.
- Criminal extradition, uniform act, \*SB 514, CH. 46 EX.
- Criminal investigatory act, \*HB 175, CH. 67 EX.
- Criminally insane, later found sane, probation provisions, HB 383.
- Dog, cat theft, crime, SB 332.
- Dog theft, penalties, HB 103, HB 131.
- Domestic animals, injured, killed by dogs, owner liability, penalty, HB 960.
- Drugs, convictions, motor vehicle operators, license suspension provisions, HB 957.
- Drugs, illegal sale, conviction, suspension, deferrals, prohibited, \*SB 108, CH. 295 EX. PV.
- Drugs, sales, conspiracy defined, HB 513.
- Elections, candidates, purchases, for certain persons, prohibited, penalties, \*SB 612, CH. 112 EX.
- Explosives, use, malicious placement, penalty, minimum established, \*Sub SB 441, CH. 302 EX. PV.
- Felons, armed crimes, suspended sentences, permitted, HB 499.
- Grand juries, summons provisions, \*HB 175, CH. 67 EX.
- Homicide, felonious flight, justifiable provisions, HB 406.
- Incendiary devices, explosives, use, resulting deaths, 1st degree murder, provision, \*Sub SB 441, CH. 302 EX. PV.
- Indians, state jurisdiction, retrocession provisions, HB 1001.
- Indigents, certain cases, court counsel, state payment provisions, Sub HB 176.
- Judgments, prior, information, criminal case defendants, social and health services, provision, \*SB 108, CH. 295 EX. PV.
- Junkyards, adjacent to highways, screening requirements, failure to comply, penalties, \*SB 735, CH. 101 EX.
- Juries, 6 or 12 persons, request provisions, HB 187, SB 246.
- Justice department created, powers, duties, HB 814.
- Juveniles, felony crimes, photographing, fingerprinting, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Legal proceedings, deaf, non-English speaking individuals, interpreter provisions, Sub SB 470.
- Litigation, commenced, statute enactment, affect presumption, HB 657.
- Littering, violations, control act provisions, penalties, \*SB 428, CH. 307 EX. PV.
- Metal, certain, purchases, permanent record, requirement, penalties, \*Sub SB 441, CH. 302 EX. PV.
- Motor vehicle operators, under influence drugs, liquor, jail sentence, fine, suspension provisions, \*Sub HB 321, CH. 284 EX. PV.
- Pistols, convicted individuals, ownership, possession, prohibited, \*Sub SB 441, CH. 302 EX. PV.
- Probation, felons, not considered sentence, \*SB 108, CH. 295 EX. PV.
- Property, leased, rental agreements, failure to return, crime, \*HB 234, CH. 61.
- Property, wilful destruction, over \$75.00 damage, felony, \*HB 697, CH. 152 EX.
- Rape, sentence increased, HB 319.
- Schools, colleges, universities, operations, studies, interference, violence, unlawful, \*HB 15, CH. 45.
- Self defense, no legal jeopardy, provisions, HB 339.
- Sentences, consecutive, one or more offenses, separate acts, court option provisions, \*SB 108, CH. 295 EX. PV.
- Sentences, suspended, civil rights restoration provision, \*Eng HB 311, CH. 188 EX.
- Snowmobiles, all-terrain vehicles, operation, regulation violations, property damage, penalties, \*SB 156, CH. 29 EX.
- Tapes, records, manufacturer's name, address, identification required, violations, penalties, \*Eng SB 658, CH. 113 EX.

\*Indicates bills passed by both House and Senate.

## CRIMES AND CRIMINAL PROCEDURES—Continued:

- Tires, motor vehicles, standards, violations, penalties, \*HB 298, CH. 77.
- Tool boxes, forest protection, unauthorized entry, penalty, SB 341, \*Eng HB 303, CH. 134 EX.
- Traffic, motor vehicle operators, habitual offenders, penalties, procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.
- Welfare frauds, certain cases, attorney general prosecution, authorized, HB 682.
- Witnesses, children, morality divorce trials, publicity, protection, HB 801.

## CROPS:

- Grower-processor, contracts, mediation service, agriculture department, established, HB 943, Sub HB 943.

## CYPRESS ISLAND:

- Educational reserve, established, HB 32.

## DAIRIES AND DAIRY PRODUCTS:

- Consumer services, agriculture department, renamed, HB 1116.

## DAMAGES:

- Decedent's pain, injury claim basis, recovery, SB 62.

## DAMS:

- Lower Granite, construction, supplemental federal appropriation, petitioned, SJM 9.

## DATA BANKS:

- Land use, design expansion, natural resources department, provision, \*SB 314, CH. 234 EX.
- Land use, information bank, statewide, development, duties, \*HB 865, CH. 287 EX. PV.
- Land use, information bank, title only, HB 1114.

## DAY CARE CENTERS:

- Child care centers, ADC families, class AA, A counties, authorized, SB 152.
- School facilities, use permitted, HB 49.

## DEAF:

- Legal proceedings, interpreter provisions, Sub SB 470.

## DEATHS AND DEAD BODIES:

- Medical examiner, office created, post mortems, deaths, investigation, HB 998.

## DEBTS:

- Cities, towns, open space, recreation facilities, development, indebtedness increase authorized, HB 264, \*SB 177, CH. 38.
- Judgment debtors, court appearance, interrogatories, creditor remedies, provisions, \*HB 686, CH. 211 EX.
- State, contracting, permitted, \*HJR 52.
- State, incurrence, state finance committee control provisions, \*HB 803, CH. 184 EX.
- State, newspaper notice, one time publication provision, HJR 27.

## DEEDS:

- Trust, economic distress areas, homeowner payments, foreclosure sales, deferred, HB 824.
- Trust, property, real, delinquent payments, interest penalty limitation, HB 852.
- Trust, statute revision, HB 408.
- \*Indicates bills passed by both House and Senate.

**DEER:**

- Emergency periods, protection from dogs, provisions, \*HB 773, CH. 183 EX.
- Hunting, either sex season, county commissioner approval provision, \*HB 773, CH. 183 EX.

**De LaCHAPELLE, CHARLES:**

- Yakima Community College, trustee board member, appointment, \*\* GA 48.

**DENTAL HYGIENE:**

- EWSC, degree, granting authorized, \*SB 35, CH. 28 EX.
- Hygienists, certain duties, expansion provision, \*SB 231, CH. 235 EX.

**DENTISTS AND DENTISTRY:**

- Assistants, duties, certain, authorized, \*SB 233, CH. 236 EX.
- Corporations, professional, health care contractors, employment provisions, HB 891.
- Dental disciplinary board, created, HB 310.
- Drugs, dangerous, possession, health professions, duty purposes only, HB 11.
- Duties, certain, delegation, authorized, \*SB 233, CH. 236 EX.
- Incompetency, misconduct charges, fellow professionals, immunity from suit, \*HB 351, CH. 144 EX.
- Malpractice actions, statute of limitations, provisions, \*HB 720, CH. 80.
- Public assistance, health care services, vendor fee determination, uniform method, HB 986.

**DEPARTMENTS:**

- Institutions, established, HB 202.
- Natural resources and recreation, created, HB 695.

**DEPILATION:**

- Operators, schools, license provisions, HB 400.

**DISCRIMINATION:**

- Automobile insurance, cancellation, sex, marital basis, prohibited, \*HB 140, CH. 174 EX.
- Civil rights, general revisions, \*Eng SB 203, CH. 52 EX.
- Clubs, fraternal organizations, exclusionary, class H license, discount prohibited, HB 749.
- Hospital construction contracts, discriminatory practice prevention, reviews, HB 946, Sub HB 946.
- Human rights commission, created, discrimination duties transferred, \*Eng SB 203, CH. 52 EX.
- Optometrists, health care services, state, municipal contracts, discrimination prohibited, SB 617.
- Physical disability, sex, discriminatory practices, prohibited, Sub HB 594.
- Public works, contracts, nondiscrimination clauses, required, HB 541, Sub HB 541.
- Sex, discriminatory practices, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.

**DISEASE:**

- Pets, communicable, protection, control, provisions, \*SB 228, CH. 72.
- Tuberculosis, respiratory disease hospitals, two districts, establishment authorized, \*HB 313, CH. 277 EX. PV.

**DISTRICT COURTS:**

- Justice courts, names, alternate referrals, HB 188, \*SB.244, CH. 73.

**DISTRICTS: (see also type of districts)**

- Cemetery, establishment, all counties, provision, \*SB 8, CH. 19, HB 238.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## DISTRICTS—Continued:

- Congressional, redistricting, reapportionment, Eng HB 726.
- Fire, commissioners, certain districts, membership increased, HB 340, Sub HB 340, \*Eng SB 176, CH. 242 EX.
- Fire protection, commissioners, meeting absenteeism, removal provisions, \*HB 766, CH. 153 EX.
- Fire protection, excess tax levies, any purpose, special election, provisions, SB 493.
- Fire protection, excess tax levies, over permissible limits, provisions, \*SB 269, CH. 105 EX.
- Fire protection, firemen, residence outside service area, discharge restrictions, \*SB 710, CH. 256 EX., Eng HB 516.
- Fire protection, merged, commissioners, number reduced, SB 102, \*HB 134, CH. 55.
- Hospital, contiguous, bisecting irrigation block unit, boundary change provision, HB 1050.
- Hospital, small, warrants, superintendent issuance, authorized, HB 1091.
- Hospital, taxing limits increased, revenue bonds issuance authorized, \*HB 1046, CH. 218 EX.
- Irrigation, real property sale, adjacent owners notice, purchase preference, \*HB 337, CH. 125 EX.
- Irrigation, treasurer, appointment, salary, provisions, HB 105.
- Natural resources, title only, HB 716.
- Port, inactive, dissolution, method, provisions, HB 47, \*Sub HB 47, CH. 162 EX.
- Public utility, double amendment, previous session, corrected, \*HB 98, CH. 12.
- Public utility, services, bills, each utility, separate amount, indicated, HB 753.
- Public utility, water systems, sale, without voter approval, provisions, HB 708.
- Roads, taxes, levied, not collected, code city distribution, provision, \*Sub SB 678, CH. 251 EX.
- School, numbering system, state education board, responsibility, \*HB 109, CH. 54.
- Sewer, boundaries, one or more counties, provisions, \*Sub SB 542, CH. 272 EX.
- Sewer, water, formation, consolidation, mergers, approval requirement, HB 142, \*Sub HB 142, CH. 139 EX.
- Sewer, water, life insurance, employees, commissioners, authorized, SB 526.
- Sewer, water service, outside existing boundaries, notice intention, filing required, SB 100, \*HB 133, CH. 127 EX.
- Solid waste collection, counties, establishment authorized, duties, \*SB 52, CH. 293 EX. PV, HB 194.
- Special purpose, all, open public meetings, provisions, \*SB 485, CH. 250 EX.
- Taxing, collected taxes distribution, county treasurer option provision, HB 1100.
- Taxing, double amendment, previous session, corrected, \*HB 96, CH. 10.
- Television reception improvement, authorized, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.
- Tuberculosis, two hospitals, establishment authorized, \*HB 313, CH. 277 EX. PV.
- Voting, wards, created, municipal decennial reapportionment requirement, HB 783.
- Water, sewer, jurisdiction, city assumption, rules established, \*Sub SB 85, CH. 95 EX.
- Water, sewer, service, outside existing boundaries, notice of intention, filing requirements, SB 100, \*HB 133, CH. 127 EX.
- Water, sewer, state lands, assessment authorized, \*SB 314, CH. 234 EX., HB 301.

## DIVISIONS:

- Banking, duties transferred, financed business regulation department, HB 591.
- Industrial hygiene, labor and industries department, established, HB 843.
- Motor transport, general administration department, established, HB 703.
- Organization and school plant facilities, superintendent of public instruction office, created, \*Eng Sub SB 109, CH. 238 EX.
- Securities, real estate, professional licensing, duties transferred, finance and business regulation department, HB 591.

\*Indicates bills passed by both House and Senate.

**DIVORCE:**

- Attorney fees, case preparation expenses, provisions, HB 184, SB 237.
- Children, visitation rights, parent, other persons, provisions, SB 489.
- Marriage, summary dissolution, title only, HB 1027.
- Mothers, child's death, injury, right of action, SB 32.
- Obligor, extradition, return, by state nonresident, debt proof, \*Eng SB 514, CH. 46 EX.
- Witnesses, children, morality, divorce trials, publicity protection, HB 801.

**DOCKS AND WHARVES:**

- Abandoned, ecology department removal procedures, HB 484.
- Port Townsend, Keystone ferry, docks, franchise rights, purchase authorized, HB 1033.

**DOGS:**

- Animal, shelters, pounds, pet shops, standards, regulations, licensing, HB 1007.
- Biting, individuals, invitees on private property, liability, HB 606.
- Deer, elk, emergency periods, protection from dogs, provisions, \*HB 773, CH. 183 EX.
- Domestic animals, injured, killed, owner liability, penalties, HB 960.
- Greyhound, racing, provisions, HB 208, HB 1003.
- Guide, blind, use, road crossings, traffic right-of-way, \*HB 357, CH. 77 EX.
- Theft, crime, HB 103, HB 131.
- Theft, dog, cat, crime, SB 332.

**DOMESTIC RELATIONS:**

- Children, support, debt, public assistance lien permitted, HB 257, \*Sub HB 257, CH. 164 EX.
- Children, visitation rights, divorced parent, other persons, provisions, SB 489.
- Divorce, attorney fees, case preparation expenses, provisions, HB 184, SB 237.
- Family court, proceedings, spouses, outside specialist aid, expense provisions, \*HB 694, CH. 151 EX.
- Marriage, common law, time period, provision, HB 256.
- Marriage, summary dissolution, title only, HB 1027.
- Obligor, extradition, return, by state nonresident, debt proof, \*Eng SB 514, CH. 46 EX.
- Stepchildren, family support provisions, excluded, HB 796.
- Women, maiden names, use subsequent to marriage, provision, HB 698.

**DORMITORIES:**

- Community colleges, approval, establishment, college board authority, SB 133, HB 327.

**DOUGLAS COUNTY:**

- Justice court judges, number, reduced to one, \*HB 620, CH. 147 EX.

**DRILLING:**

- Oil, gas, hydrocarbon substances, beneath surface waters, permits, issuance, provision, requirements, \*Eng Sub HB 655, CH. 180 EX.
- Oil, gas, hydrocarbon substances, Puget Sound, prohibited, HB 371.

**DRUGS: (see also "Narcotics")**

- Agents, special law enforcement, extraterritorial jurisdiction, HB 1096, \*Eng Sub SB 441, CH. 302 EX. PV.
- Conspiracy, drug sales, defined, HB 513.
- Contraceptives, prohibition removed, \*Eng HB 853, CH. 185 EX.
- Controlled substances, uniform act, HB 997, \*2nd Sub SB 146, CH. 308 EX. PV.
- Control unit committee, additional member added, SB 321.
- Dangerous, possession, health professions, duty purposes only, HB 11.
- Education, rehabilitation program, established, HB 219, Sub HB 219, \*Eng SB 273, CH. 304 EX. PV.
- Juveniles, offenses, photographing, fingerprinting authorized, \*Sub SB 441, CH. 302 EX. PV.

\*Indicates bills passed by both House and Senate.

## DRUGS—Continued:

- Marijuana sales, regulation, liquor control board jurisdiction, HB 588.
- Minors, drug, alcoholic abuse care without parental consent authorized, \*SB 273, CH. 304 EX. PV.
- Motor vehicle accident fatalities, drivers, pedestrians, blood samples required, \*SB 467, CH. 270 EX.
- Motor vehicle operators, drug offense conviction, license suspension provision, HB 957.
- Motor vehicle operators, under influence drugs, liquor, jail sentence, fine, suspension provisions, \*Sub HB 321, CH. 284 EX. PV.
- Prescription, medicine name, dosage, labeling provision, \*SB 454, CH. 99 EX.
- Prescription, sales tax payments, refund, HB 100.
- Prescription, security cap, safety standards, compliance provision, \*SB 454, CH. 99 EX.
- Sales, illegal, conviction, suspension, deferrals, prohibited, \*SB 108, CH. 295 EX. PV.
- Sales, private conversations, transmitting, recording, provisions, HB 513.
- Tax, sales, prescription, exempted, graduated income tax, imposed, HB 1125.
- Transportation, unlawful, conveyance forfeiture, \*Eng 2nd Sub SB 146, CH. 308 EX. PV.
- Treatment centers, drug, alcohol, formation, funding, HB 219, Sub HB 219, \*Eng SB 273, CH. 304 EX. PV.
- Treatment centers, formation, funding, HB 102.
- Treatment, voluntary submission, confidentiality, HB 236.
- Venereal disease, contraceptives, treatment, medicine, advertising, prohibition removed, \*Eng HB 853, CH. 185 Ex.

## EARLEY, ROBERT:

- Horse racing commission, member, appointment, GA 59.

## EASTERN WASHINGTON STATE COLLEGE: (see also "Colleges and Universities")

- Degrees, nursing, dental hygiene, authorized, \*SB 35, CH. 28 EX.
- Robinson, Ronald E., trustee board member, appointment, \*\*GA 58.
- Shore, Morris G., trustee board member, appointment, \*\*GA 27.

## ECOLOGICAL: (see also "Environment")

- Artifacts, ancient culture, department preservation, authorized, HB 901.
  - Biggs, John A., department director, appointment, \*\*GA 4.
  - Critical areas, land, water, classification created, designation provisions, Sub HB 811.
  - Department, air pollution control, plans, procedures, emergency actions, provisions, \*HB 992, CH. 194 EX.
  - Department, critical areas, land, water, classification created, designation provisions, Sub HB 811.
  - Department, double amendment, previous session, corrected, \*HB 97, CH. 11.
  - Department, fire permits, certain purposes, issuance provisions, HB 772, \*Sub HB 772, CH. 232 EX.
  - Department, grass seed field burning, research program, appropriation, HB 895.
  - Department, land use commission, created, HB 1014.
  - Department, litter control act, administration, INIT 40, \*SB 428, CH. 307 EX. PV.
  - Department, oil and gas conservation committee abolished, duties transferred to department, HB 655.
  - Department, oil and gas conservation committee, prevention control, membership provision, \*Eng Sub HB 655, CH. 180 EX.
  - Department, rivers, streams, certain free-flowing, preservation, provisions, HB 554.
  - Department, water, air resources program, integration, HB 480.
  - Department, waterfront structures, abandoned, removal procedures, HB 484.
  - Department, water pollution control facilities, construction, appropriation, \*HB 832, CH. 20 EX.
  - Department, water resources development management plan, \*HB 394, CH. 225 EX.
  - Director, outdoor interagency recreation committee member, \*HB 228, CH. 60.
- \*Indicates bills passed by both House and Senate.  
 \*\*Indicates confirmed gubernatorial appointments.

**ECOLOGY—Continued:**

Environmental policy, state act, established, \*SB 545, CH. 109 EX.  
 Environmental protection, state act, established, HB 752.  
 Fuel, systems, automotive, alternative, program support petitioned, HJM 9.  
 Highways, construction, environmental impact reports, \*HB 273, CH. 24 EX.  
 Industrial waste discharges, reporting, disclosure provisions, HB 595, \*Sub HB 595, CH. 160 EX.  
 Litter, control act, department administration, INIT 40, \*SB 428, CH. 307 EX. PV.  
 Motor vehicles, exhaust emission, air contaminants, controls, standards, Eng HB 605.  
 Nisqually Delta protective area, established, HB 1030, Sub HB 1030, 2nd Sub HB 1030.  
 School curricula, related courses, superintendent of public instruction study, \*SCR 12.  
 Sewerage systems, local governmental, waste disposal, permits required, HB 903.  
 Shoreline management act, HB 584, \*Sub HB 584, CH. 286 EX. PV.  
 Statewide land use planning, provisions, HB 811.  
 Water, public, waste entry, control, sewerage, treatment facilities installation, requirements, HB 780.

**ECONOMIC DISTRESS AREAS:**

Homeowners, mortgages, trust deeds, payments, foreclosures deferred, HB 824.

**ECONOMIC OPPORTUNITY ACT:**

Programs, state, local participation, provisions, \*HB 430, CH. 177 EX.

**EDGECLIFF HOSPITAL—Spokane:**

Facilities, use, tuberculosis and respiratory disease hospital district, operation, provisions, \*HB 313, CH. 277 EX. PV.

**EDMONDS COMMUNITY COLLEGE:**

Muncaster, Theodore H., trustee board member, appointment, \*\*GA 34.

**EDUCATION:**

Agencies, public fund expenditures, reductions, legislative budget committee, authority, \*SB 559, CH. 263 EX.  
 Assessment program, student progress, program development, HB 1083.  
 Board, financial assistance program, disadvantaged elementary, secondary students, SB 264.  
 Board, members election, director district vote, weighting basis revised, SB 160, \*HB 491, CH. 285 EX. PV.  
 Code, double amendments, previous session, corrected, \*HB 94, CH. 8.  
 Colleges, universities, faculty average weekly classroom contact, minimum hours established, \*Eng Sub HB 151, CH. 275 EX. PV.  
 Common schools, title only, HB 821, HB 846, HB 848.  
 Community colleges, comprehensive unified fund distribution, program costs, study, \*SCR 3.  
 Community colleges, students, pursuing high school diploma, free tuition, HB 652.  
 Community school concept, alternative school programs, report, recommendations, \*HCR 19, SCR 16.  
 Cypress Island educational reserve, established, HB 32.  
 Drug, alcohol, education, rehabilitation program, established, HB 219, Sub HB 219, \*Eng SB 273, CH. 304 EX. PV.  
 Ecology, school curricula, related courses, materials, superintendent of public instruction, study, \*SCR 12.  
 Educational management system, established, objectives, HB 1076.  
 Educational service corporations, demonstration schools, school district contracts, authorized, HB 944, Eng SB 464.  
 Educational service corporations, title only, HB 1097.  
 Employees, schools, community colleges, negotiations procedures, arbitration, mediation provisions, Eng HB 1094, Eng SB 464.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## EDUCATION—Continued:

Enrollment, estimates, state fund apportionment purposes, certification purposes, SB 158.

Foreign students, problem study, †HFR 57.

Handicapped children, special aid program, SB 66, \*HB 90, CH. 66 EX.

Higher, administrative procedures act, established, \*SB 469, CH. 57 EX.

Higher, faculty, academic tenure, problems, issues, council study, HCR 14, †HFR 110.

Higher, private, students, undergraduate, resident, tuition supplementation, \*SB 419, CH. 56 EX.

Higher, title only, HB 293, HB 294, HB 295.

Higher, transfer policies, †HFR 94.

High school diploma, equivalency certificate, provision, \*HB 10, CH. 43.

Independent schools, reimbursement grants, K-12 students, established, HB 1132.

Instructional materials, common schools, parental review, SB 24.

Joint committee, intermediate school districts, funding, alternate systems, study, \*HB 86, CH. 282 EX. PV.

Levies, millages, amounts, allocation, distribution, provisions, HB 791.

Mediation, conciliation, fact-finding service, superintendent of public instruction office, established, Eng HB 1094, Eng SB 464.

Medical, residency training program, community, statewide, established, HB 1079.

Nonhigh school districts, high school district services, payments, HB 479.

Occupational, coordinating council, vocational education duties, HB 634.

Olympic peninsula, 4-year college, feasibility study, HB 37.

Police, killed, disabled on duty, children, free tuition, HB 246.

Post high school, financial support systems, study, \*HCR 7.

Private institutions, higher education program, contracting, state plan, HB 441.

Private, parochial schools, minimum state controls, standards, provisions, \*HB 335, CH. 215 EX.

Professional practice commission, established, HB 51, Eng HB 1094.

Programs, urban, racial, disadvantaged, programmed budget request, required, HB 344.

Purchasing, joint agency, private schools, authorized, \*SB 266, CH. 26.

Rescheduled, extended school year, provision, HB 497.

Research services, school districts, contracts, private individuals, agencies, authorized, \*Eng SB 168, CH. 93 EX.

School buildings, construction, modernization, financing, bond issuance authorized, HB 1038.

School code, common school, manual publication, sale provisions, \*SB 531, CH. 100 EX.

School day redefined, \*HB 863, CH. 161 EX.

School day, year, definitions revised, HB 922.

School directors, election procedures, revision, HB 476.

School districts, excess levies, elections, provisions, HB 656.

School districts, numbering system, state education board, responsibility, \*HB 109, CH. 54.

School districts, property tax, state levy, 2-mill allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Eng Sub SB 897, CH. 299 EX. PV, \*Sub HB 283, CH. 288 EX. PV.

School districts, state fund distribution, formula revision, HB 485.

School districts, state monthly fund apportionment schedule, revised, SB 158.

Schools, colleges, universities, operations, studies, interference, violence, unlawful, \*HB 15, CH. 45.

Schools, community, extended, weekend use, funding methods, study, \*HCR 19, SCR 16.

Schools, plant, facilities, additional use, study, SCR 16.

School year, obsolete apportionment provision, repealed, \*HB 16, CH. 46.

Secular, nonpublic schools, service, cost payment, provisions, HB 419.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## EDUCATION—Continued:

- Students, conduct, discipline, rights, written rules, adoption, distribution, \*SB 98, CH. 268 EX., HB 147.
- Teachers, contract renewals, legislative session year, notice provision, SB 286.
- Teachers, private, public school transfers, seniority rights, SB 267.
- Teachers, salary schedule, statewide, provisions, HB 815.
- Television, public, instructional, statewide system, HB 445.
- Title only, HB 446, HB 447, HB 449, HB 646, HB 647, HB 649, HB 761, HB 763, HB 767, HB 787, HB 794.
- Traffic safety education account, motor vehicle violations, penalties, distribution provision, \*HB 645, CH. 26 EX.
- Traffic safety, fund, title only, HB 626.
- Tuition free attendance, racial balance programs, parental written consent, HB 475.
- Veterans, Viet Nam, compensation, educational benefits, authorized, HB 1017.
- Vocational, advisory council, executive director, appointment provisions, HB 604.
- Vocational, commonly used terms, uniform definitions, HB 490, SB 530, \*HB 491, CH. 285 EX. PV.
- Vocational education, needs, services, funding, comprehensive study, \*SCR 23.
- Vocational education, programs, implementation, rules, regulation, state board adoption, SB 539.

## EDUCATION BOARD:

- School districts, numbering system, state board, responsibility, \*HB 109, CH. 54.
- Schools, certain, classification, accreditation, provisions, HB 531.
- State, intermediate school districts, number, changes, property, assets transfer, authorized, \*HB 86, CH. 282 EX. PV.
- Vocational education, programs, implementation, rules, regulation, state board adoption, SB 539.

## EGGS:

- Fish, shellfish, new species, control, HB 532.
- Salmon, fish farming, aquaculture purposes, supply provisions, \*Eng Sub SB 142, CH. 35.

## ELECTIONS:

- Ballots, wrongful name placement, allegation, time limitation, HB 822.
  - Campaign contributions, expenditures, reporting regulations, HB 73, HB 241, Sub HB 241, HB 557, HB 569, Eng HB 725.
  - Candidates, ballot name, occupation, identification provisions, HB 180.
  - Candidates, liquor purchases, for certain persons, election day, prohibited, \*SB 612, CH. 112 EX.
  - Candidates, names, voting devices, listing order, provisions, \*HB 215, CH. 6 EX.
  - Candidates, write-in nominations, minimum vote reduced, HB 427.
  - Cities, 1st class, charter revision, special election procedures, HB 488.
  - Commission, established, powers, duties, HB 73, HB 241, Sub HB 241, HB 557, HB 569, Eng HB 725.
  - Counties, territory, transfer to another county, petitions, provisions, HB 1073.
  - Education board, state, members, director district vote, weighting basis revised, SB 160, \*HB 491, CH. 285 EX. PV.
  - Employees, temporary, minimum wage coverage, HB 20, \*HB 242, CH. 124 EX.
  - Fire protection districts, excess tax levies, any purpose, provisions, SB 493.
  - Fire protection districts, excess tax levies, over permissible limits, provisions, \*SB 269, CH. 105 EX.
  - General, annual, odd-numbered years, state, local costs prorated, HB 463.
  - Housing authorities, class A counties, east of Cascade mountains, need, referendum provisions, \*SB 884, CH. 300 EX. PV.
  - Initiatives, referendums, ballot titles, for and against votes, clarification, HB 599.
  - Initiative 43, voters' pamphlet, comparative maps, captions, included, HB 1133, Eng HB 463.
  - Legislature, redistricted, provisions, HB 870, SB 928.
- \*Indicates bills passed by both House and Senate.

## ELECTIONS—Continued:

- Lieutenant governor, governor, joint candidacy, election provision, HB 774.
- Liquor sales, election days, prohibition removed, \*SB 612, CH. 112 EX.
- Lotteries, legislative initiative, referendum vote provisions, \*SJR 5.
- Metropolitan municipal corporation, transit functions, authorization, provision, \*SB 690, CH. 303 EX. PV, HB 972.
- National, 18-year-old, special voters, HB 433, \*Sub HB 433, CH. 178 EX.
- Nominees, party, minimum vote requirement reduced, HB 4.
- Nominees, previous election percentage, requirement deleted, HB 74, HB 443.
- Nonpartisan, candidacy voids, filings, special provisions, SB 192.
- Precinct committeemen, deputy registrar authority, HB 390, HB 393.
- Precinct committeemen, name changed precinct chairmen, HB 574.
- Precinct committeemen, name on ballot, twice, permitted, \*HB 245, CH. 18.
- Precinct committees, meetings, elections, presidential years, HB 280.
- Precinct officers, pay ceiling removed, HB 164.
- Property tax, excess levies, 3/5 majority, 40% previous election vote, \*HJR 47.
- Recalls, signature filing, time limitation provisions, HB 214, \*Sub HB 214, CH. 205 EX.
- Registration records, general revisions, \*HB 372, CH. 202 EX.
- School directors, certain class AA counties, 4-year terms, HB 549.
- School directors, procedures, revision, HB 476.
- School district directors, particular district voters, limitation, provisions, HB 731.
- School districts, excess levies, provisions, HB 656.
- Sewer districts, commissioners, areas, one or more counties, provisions, \*Sub SB 542, CH. 272 EX.
- State committee, precinct committeemen, legislative districts, election provisions, HB 507.
- Taxes, exemptions, exclusions, decennial review, provisions, \*HJR 1.
- Title only, HB 725, HB 729.
- Voter registrar office, created, HB 392.
- Voters' pamphlets, photographs, statements, space, contents, costs, general revisions, \*HB 364, CH. 145 EX.
- Voting age, reduced to 18, HJR 30, HB 433, \*Sub HB 433, CH. 178 EX., \*SJR 36, \*HJM 15.
- Voting devices, tally systems, use, all elections, all counties, authorized, \*HB 215, CH. 6 EX.
- Voting devices, tally systems, 1st class counties, use, HB 137.
- Voting devices, use, election officer instruction, \*HB 242, CH. 124 EX.
- Voting wards, districts, created, municipal decennial reapportionment requirement, HB 783.

## ELECTRICITY—POWER:

- Electrical contractors, utility bid proposal, financial, experience statement filing, required, \*HB 813, CH. 220 EX.
- Electrical regulations, state, adoption by reference, counties, prohibited, \*SB 865, CH. 117 EX.
- Generating facilities, steam-powered, taxation, provisions, HB 1124.
- Public entities, federal license applications, state law compliance, required, HB 785.
- Tax, use, imposed, \*Eng Sub SB 897, CH. 299 EX. PV.
- Underground wiring, electrical, communication facilities, installation, costs provision, \*SB 164, CH. 103 EX.
- Wiring, safe, inspection labels, fees increased, HB 562, \*Sub HB 562, CH. 129 EX.

## ELECTRONIC RECORDING:

- Justice courts, oral proceedings, provisions, HB 547.
- Superior court proceedings, permitted, HB 190.

## ELEVATORS:

- Inspection, division of safety, administration, \*HB 320, CH. 66.
- Regulations, state, adoption by reference, counties, prohibited, \*SB 865, CH. 117 EX.
- \*Indicates bills passed by both House and Senate.

## ELK:

- Emergency periods, protection from dogs, provisions, \*HB 773, CH. 183 EX.
- Hunting, either sex season, county commissioner approval provision, \*HB 773, CH. 183 EX.

## EMERGENCY SERVICES:

- Civil defense activities, property damage, personal injury, compensation provisions, \*SB 56, CH. 8 EX.

## EMINENT DOMAIN:

- Condemned property, building moving procedures, HB 396.
- Condemnees, certain real property cases, attorney, expert witness fees, authorized, HB 601, \*Sub SB 770, CH. 240 EX.
- Highway relocations, rent payments, public assistance recipients, duplication, allowance determination, \*SB 172, CH. 9 EX.
- Highways, condemnation actions, real estate, court costs, state payment provisions, Sub SB 226.
- Highways, condemned property, setoffs benefits, determination, time period, HB 138.
- Land, condemnor improvements, remaining land, diminished value, compensation, HB 648.
- Public works, condemnations, displacees, uniform relocation program, compensation, provisions, \*Sub SB 770, CH. 240 EX.
- Relocation, uniform assistance and real property acquisition policy, displacee treatment provisions, \*Sub SB 770, CH. 240 EX.

## EMPLOYEES:

- Agricultural labor relations act, enactment, HB 550.
- Agricultural, minimum wage coverage, HB 363.
- Associations, cities, towns, statewide city employees' retirement system, membership authorized, SB 756.
- Associations, political subdivisions, public employees' retirement system, membership authorized, \*SB 522, CH. 271 EX.
- Colleges, universities, insurance, coverage, all types, provisions, \*SB 298, CH. 269 EX.
- Colleges, universities, salary increases, same job classification, not permitted, \*Eng Sub HB 151, CH. 275 EX. PV.
- Community colleges, obsolete negotiations provisions repealed, HB 13.
- Community colleges, organization, negotiations, trustee boards, academic employees, provisions, \*HB 739, CH. 196 EX.
- Community college, state employees' insurance, health plan, coverage authorized, HB 473.
- County, safety awards, authorized, \*HB 523, CH. 79.
- Election, temporary, minimum wage provisions, HB 20, \*HB 242, CH. 124 EX.
- Employee driving experience, record, abstract period coverage, reduced, HB 1098.
- Employer records, inspection, industrial compensation purposes, availability, \*SB 619, CH. 255 EX.
- Extrahazardous employment, included categories, revised, \*Eng HB 735, CH. 289 EX. PV.
- Firefighters, maximum work established, HB 527.
- Highway, appointment, discipline, discharge, department authority, \*SB 861, CH. 115 EX.
- Liquor agency vendors, part time, civil service exempt, \*HB 270, CH. 59 EX.
- Municipal, collective bargaining, general revisions, SB 627.
- Municipal, unemployment compensation, coverage provisions, HB 795.
- Nonprofit organizations, unemployment compensation, coverage, SB 120, \*HB 199, CH. 3.
- Nurses, registered, practical, collective bargaining, provisions, HB 425, SB 415.
- Precinct election officers, pay ceiling removed, HB 164.
- Public, collective bargaining, general revisions, HB 453.
- \*Indicates bills passed by both House and Senate.

## EMPLOYEES—Continued:

- Public, collective bargaining, new agreements, effective date provision, \*HB 1075, CH. 187 EX.
- Public employees' collective bargaining interim committee, private employment included, HB 851.
- Public employees' retirement system, duties transferred, finance and business regulation department, HB 591.
- Public employees' retirement system, general revisions, HB 149.
- Public, retirement system, funding, 5-year reserves, provisions, HB 830.
- Public, retirement system, funds payments, accounts, appropriations, \*Eng Sub HB 151, CH. 275 EX. PV.
- Public, retirement system, savings fund, not withdrawn, transfer provisions, \*SB 522, CH. 271 EX., HB 983.
- Public, tax deferred annuity plan, provisions, \*SB 659, CH. 264 EX.
- Railroad, duty hours, regulation, HB 24.
- School, certificated, district negotiations, advisory committee, general revisions, HB 258, HB 1051.
- School, certificated, public school transfers, seniority rights, SB 267.
- School district, annual leave, emergency purposes, provisions, \*HB 346, CH. 203 EX.
- School district, health, protection, provisions, school payments, amount increased, Eng SB 464, HB 350.
- School district, leave time, accumulated, credit, retirement purposes, provision, \*Eng HB 346, CH. 203 EX.
- School districts, budgets, expenditures, in excess of appropriations, officers, employees, liability, \*SB 168, CH. 93 EX.
- School districts, classified, unemployment compensation coverage, mandatory provisions, HB 838.
- School districts, insurance, on-duty coverage, provision, \*SB 298, CH. 269 EX.
- School districts, payroll deductions, certain, authorized, HB 465.
- Schools, accumulated sick leave, severance pay use, HB 42.
- Schools, colleges, health care, protection insurance, provisions, \*SB 298, CH. 269 EX.
- Schools, teachers, contract renewals, legislative session year, notice provision, SB 286.
- State, campaigning, other than state offices, permitted, HB 467.
- State, checks, cashing, state treasurer authorized, \*HB 130, CH. 5.
- State, insurance, health coverage plans, choice, provisions, HB 816.
- State, parking, capitol grounds, space rental, provisions removed, HB 64.
- State, political party office, precinct committeemen permitted, HB 467.
- State, public employees' system payments, departmental budget funds use, provision, \*Eng Sub HB 151, CH. 275 EX. PV.
- State, retirement, age 65, 30-years service, provisions, HB 1031.
- State, retirement system, employer's contributions, payments, temporarily suspended, HB 825.
- State, sabbatical leaves, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.
- State, salaries exceeding governors, legislative approval required, HB 849.
- State, salaries, increases, travel, general provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- State, unemployment compensation, coverage, SB 120, \*HB 199, CH. 3.
- State, veterans, military service time, retirement system credit, HB 602.
- State, volunteer, workmen's compensation, medical aid coverage, \*HB 71, CH. 20.
- Statewide city retirement system, public system consolidation, \*HB 158, CH. 75, HB 858.
- State, 4-day, 10-hour day work week, study, SCR 25.
- Unemployment compensation, benefits, eligibility, qualification, amounts, provisions revised, Sub HB 1024.
- Unemployment compensation, benefits extended, definitions, standards, \*SB 58, CH. 1, HB 72.
- Unemployment compensation, state, nonprofit organizations, coverage, SB 120, \*HB 199, CH. 3.
- Wage protection, provisions, \*SB 261, CH. 55 EX.

\*Indicates bills passed by both House and Senate.

**EMPLOYERS:**

- Corporations, nonprofit, unemployment compensation, coverage extended, \*HB 199, CH. 3, SB 120.
- Employee wage protection, provisions, \*SB 261, CH. 55 EX.
- Hospitals, nonprofit, unemployment compensation, coverage extended, \*HB 199, CH. 3, SB 120.
- Public, collective bargaining, new agreements, effective date provision, \*HB 1075, CH. 187 EX.
- Records, inspection, industrial compensation purposes, availability, \*SB 619, CH. 255 EX.
- State, unemployment compensation, coverage extended, \*HB 199, CH. 3, SB 120.
- Unemployment compensation, benefits extended, definitions, standards, \*SB 58, CH. 1, HB 72.

**EMPLOYMENT:**

- Agencies, title only, HB 909.
- Agency act, repealed, HB 471.
- Agricultural labor relations act, enactment, HB 550.
- Definition, unemployment compensation purposes, \*HB 199, CH. 3, SB 120.
- Discrimination, sex basis, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.
- Education, high school diploma, equivalency certificate, provision, \*HB 10, CH. 43.
- Employment supplement program, additional funds, petitioned, \*SJM 19.
- Extrahazardous, included categories, revised, \*Eng HB 735, CH. 289 EX. PV.
- Firefighters, maximum work week established, HB 527.
- Highways, construction, expediting, employment increase purposes, \*HCR 42.
- Police, firemen, minimum medical health standards, retirement system coverage, established, \*Sub SB 354, CH. 257 EX.
- Public employees' collective bargaining interim committee, private employment included, HB 851.
- Public employment labor relations act, enacted, HB 522.
- Scientists, engineers, employment, special public corporation, petitioned, HJM 21.
- State, certain pensioners, spouses, restrictions, HB 1048.
- State, minorities, population ratio basis, preference provision, \*Eng Sub HB 151, CH. 275 EX. PV.
- Unemployment compensation, municipal employees, coverage provisions, HB 795.
- Veterans, layoffs, reemployment, state, preference, seniority credits provisions, \*SB 857, CH. 19 EX., HB 1059.
- Veterans, preference, layoffs, reemployment, seniority, credit computation, HB 756.
- Veterans, public, preference, 5-year limitation removed, HB 80.
- Veterans, tests, preference points, schedule revised, SB 308.

**EMPLOYMENT SECURITY:**

- Department, utilization, study, †HFR 53.
- Unemployment compensation, benefits extended, definitions, standards, \*SB 58, CH. 1, HB 72.
- Unemployment compensation, certain students, eligibility benefits restriction provisions, HB 996.
- Unemployment compensation, collection procedures, general revisions, HB 859.
- Unemployment compensation, school district classified employees, mandatory coverage, HB 838.
- Unemployment compensation, state, nonprofit corporations, coverage extended, \*HB 199, CH. 3, SB 120.

**ENGINEERS:**

- Highway, district, bids, construction, maintenance contracts, authorized, \*HB 397, CH. 78 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

**ENVIRONMENTAL QUALITY:** (see also "Pollution")

Cypress Island educational reserve, established, HB 32.  
Litter control, act, \*SB 428, CH. 307 EX. PV.

**ENVIRONMENT:** (see also "Ecology", also "Pollution")

Cispus Job Corps Center, U.S. present to state, petitioned, HJM 7.  
Critical areas, land, water, classification created, designation provisions, Sub HB 811.  
Environmental noise pollution study, †HFR 70.  
Environmental policy, state act, established, \*SB 545, CH. 109 EX.  
Environmental protection, state act, established, HB 752.  
Fish, wildlife, dangerous, deleterious to environment, native fish, wildlife, possession, sale, prohibited, \*HB 106, CH. 166 EX.  
Fuel, systems, automotive, alternative, program support petitioned, HJM 9.  
Highways, construction, impact reports, provisions, \*HB 273, CH. 24 EX.  
Highways, location, design, public hearings, required, HB 769.  
Port Discovery Bay fishing, effects, study, †HFR 62.  
Statewide land use planning, provisions, HB 811.

**ESCHEATS:**

Postal savings, unclaimed, state property, \*SB 71, CH. 68 EX.

**ESCROW:**

Agents, regulations, licensing, general revisions, \*Sub SB 216, CH. 245 EX., HB 508.

**ESTATES:**

Leasehold, public, taxes, absorption, lease modification provisions, \*HB 493, CH. 43 EX.

**ETHICS:**

Attorneys, rules, supreme court adoption, HB 233.  
Code, public officials, revision, HB 462.

**EVERETT JUNIOR COLLEGE:**

Muncaster, Theodore H., trustee board member, appointment, \*\*GA 34.

**EVERGREEN STATE COLLEGE:** (see also "Colleges and Universities")

Pay, classification plans, fiscal impact, review, alteration, program planning and fiscal management office, authority, approval provisions, HB 545, \*Sub HB 545, CH. 170 EX.

**EVIDENCE:**

Children, abused, photographing, documentary evidence purposes, authorized, \*Sub SB 441, CH. 302 EX. PV.  
Personal injury actions, fact statement, availability requirement, SB 73.  
Speed, motor vehicles, computer determined, permissible, HB 361.

**EXECUTIVE DEPARTMENT:**

Officials, elected, appointed, public retirement system, membership authorized, \*SB 522, CH. 271 EX.

**EXPLOSIVES:**

Incendiary devices, defined, \*Sub SB 441, CH. 302 EX. PV.

**EXPOSITIONS:**

Expo '74, Spokane, state participation, commission created, \*Eng SB 737, CH. 1 EX.  
Expo '74, title only, HB 807.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

EXTRADITION:

- Accused persons, rendition, uniform act, \*SB 249, CH. 17 EX., HB 503.
- Criminal, uniform act, \*SB 514, CH. 46 EX.
- Divorce, obligor, return, by state nonresident, debt proof, \*Eng SB 514, CH. 46 EX.

EXTRAORDINARY SESSIONS:

- Bills, consideration, limitation, HCR 31.
- Legislature, specific purpose, convene selves, authority, Sub SJR 13.

EYES & EYEGLASSES:

- Health care services, public, doctors, freedom of choice, established, SB 615, HB 912, HB 913.
- Health care services, state, municipal contracts, optometrists, discrimination prohibited, SB 617.
- Lenses, safety, required, HB 439.
- Motorcycle operators, riders, glasses, helmets, wearing requirements, \*HB 672, CH. 150 EX.

FACTORY BUILT HOUSING:

- Inspection, local construction code enforcement agency, authorized, HB 879.

FAIRS:

- Expo '74, Spokane, state participation, commission created, \*Eng SB 737, CH. 1 EX.
- Expo '74, title only, HB 807.
- State, trade, funds abolished, moneys transferred, HB 855, HB 1064.
- Trade, funds transfer, general funds, authorized, HB 1122.

FARMERS AND FARMING:

- Agricultural labor relations act, enactment, HB 550.
- Bluegrass seed field burning, †HFR 37.
- Family farm units, agricultural labor, membership, interference, operation provisions, HB 917.
- Farm labor contractors, license fees, provision revised, HB 828.
- Farm labor contractors, license fees, title only, HB 889.
- Game, licensing provisions, HB 963, SB 817.
- Grower-processor, contracts, mediation service, agriculture department, established, HB 943, Sub HB 943.
- Operations, large corporations, study, †HFR 45.
- Potato growers, assistance program, †HFR 18.
- Trucks, crop harvest, handling, nonhighway use, motor vehicle fuel, tax refunds, HB 1043.

FEDERAL GOVERNMENT:

- Agnew, Spiro T., Vice-president, U.S., legislative message, joint session, \*HCR 22, . . . . . pp. 675-685
- Airports, public municipal, federal aid, project approval, aeronautics commission authority, HB 556.
- Appeals court, U. S., Seattle based, creation petitioned, SJM 7.
- Automotive, fuel systems, alternative, program support petitioned, HJM 9.
- Cispus Job Corps Center, U. S. present to state, petitioned, HJM 7.
- Constitutional convention, petitioned, HJM 1.
- Economic opportunity act, programs, local, state participation, provisions, \*HB 430, CH. 177 EX.
- Electric, public entities, federal license applications, state law compliance, required, HB 785.
- Employment supplement program, additional funds, petitioned, \*SJM 19.
- Environmental protection, state act, established, HB 752.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## FEDERAL GOVERNMENT—Continued:

- Fish, anadromous, high seas control, conservation, foreign agreements, petitioned, SJM 14.
- Fisheries, off-shore, negotiations, agreements, foreign, revaluation petitioned, HJM 16.
- Food, drug and cosmetic act, regulations, state adoption, HB 1116.
- Fort Lawton, Seattle acquisition, city park purposes, petitioned, HJM 14.
- Health care, all citizens, federally underwritten, petitioned, Sub SJM 12.
- Highways, construction, utilities relocation costs, federal funds use, HB 1011.
- Highways, relocation, construction, improvements, public utilities facilities, relocation, cost payment provision, HB 850, \*SB 486, CH. 262 EX.
- Income tax revenue, state sharing petitioned, HJM 1.
- Indian land, state zoning powers relinquished, HB 1000.
- Indians, fishing, treaty rights exercise, arrest immunity, HB 1004, HB 1005.
- Indians, state, criminal, civil jurisdiction, retrocession provisions, HB 1001.
- Lower Granite Dam, construction, supplemental federal appropriation, petitioned, SJM 9.
- Lunch program, specific state funds, federal matching provision, HB 39.
- Mental health, county funds, state transfer, federal matching purposes, \*HB 707, CH. 84 EX.
- Mortgage corporations, securities, bank, trust company investment, authorized, HB 274.
- Natural gas companies, mergers, pre-1960, anti-trust laws exemption, petitioned, \*SJM 17.
- Outdoor advertising, along interstate highways, controls established, incentive claim payment petitioned, \*SJM 15.
- Rail system, basic, Pacific Northwest inclusion, petitioned, SJM 3, HJM 8.
- Scientists, engineers, employment, special public corporation, petitioned, HJM 21.
- Social, health services, funding, title only, HB 969.
- SST program, decision to halt, congressional reconsideration petitioned, HJM 22.
- State, local governments, aid programs, availability, use, study, \*SCR 28.
- State, surplus funds, certain federal corporations, investment provisions, \*HB 29, CH. 16.
- Television, radio, major party candidates only, equal time, petitioned, HJM 6.
- Trucks, operators, interstate, national licensing regulations, abandonment petitioned, \*SJM 16.
- Unemployment compensation, federal conformity, coverage extended, SB 120, \*HB 199, CH. 3.
- Unemployment compensation, Washington law, federal conformity, provisions, \*SB 58, CH. 1, HB 72.
- U. S. facilities, work, services, cost-type contracts, B & O tax imposed, HB 600.
- Voting age, 18, U. S. constitutional amendment, ratification, \*SJR 36, \*HJM 15.
- Welfare programs, greater financial assistance requested, \*SJM 5.

## FEES:

- Attorneys, air space condemnation proceedings, condemnee award provisions, \*SB 363, CH. 39 EX., HB 598.
- Attorneys, certain civil cases, increase, HB 179.
- Attorneys, divorce case preparation expenses, provisions, HB 184, SB 237.
- Attorneys, indigents, constitutionally required cases, provisions, HB 176.
- Attorneys, public assistance medical aid lien, proportionate share, SB 114.
- Attorneys, real property condemnation, condemnees, payment authorized, HB 601, \*Sub SB 770, CH. 240 EX.
- Corporate filings, searches, certain, increased, \*HB 254, CH. 133 EX.
- Electric safe wiring inspection, labels, fees increased, HB 562, \*Sub HB 562, CH. 129 EX.
- Lobbyists, registration, regulation, general revisions, HB 457, Sub HB 457, HB 577.
- Mobile home, recreational vehicle parks, fee schedules, licenses, inspection, HB 806.
- Motor vehicle license, increased, allocation, HB 566.
- Notary public commission, payment to general fund, HB 45.
- \*Indicates bills passed by both House and Senate.

## FEES—Continued:

- Pharmacy board, increased, \*HB 411, CH. 201 EX.
- Real estate, excise tax, exemption affidavits, filing fee, HB 252.
- Secretary of state, corporation filings, searches, certain, fees increased, \*HB 254, CH. 133 EX., HB 431.
- State parks, authorized, HB 401, HB 651.
- State patrol, witness, provisions, HB 384.
- Trucks, tractors, over legal loads, special permits, schedule, \*Sub SB 401, CH. 248 EX.

## FELONIES:

- Juveniles, court proceedings, open to public, HB 201.
- Juveniles, felony crimes, photographing, fingerprinting, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Property, wilful destruction, over \$75.00 damage, felony, \*HB 697, CH. 152 EX.

## FELONS: (see also "Prisoners")

- Armed, suspended sentences, permitted, HB 499.
- Furloughs, rehabilitation purposes, established, SB 283, \*Eng SB 125, CH. 58 EX.
- Male, presentence evaluations, HB 186.
- Paroled, probation, discharged, aid program, created, \*SB 196, CH. 31 EX.
- Probation, not considered sentence, provision, \*SB 108, CH. 295 EX. PV.
- Rewards, apprehension, cities, towns, counties, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Sentences, criminal cases, rules, certain, revised, \*SB 108, CH. 295 EX. PV.

## FENCES:

- Secondhand dealers, premises, required, SB 89.

## FERRIES:

- Construction, contract awards, excessive unemployment periods, state shipbuilder preference, provisions, \*SB 906, CH. 21 EX.
- Cross-sound, evaluation, financing, development plan, operation, maintenance, authorized, \*HB 659, CH. 149 EX.
- Port Townsend-Keystone, docks, franchise rights, purchase authorized, HB 1033.
- Puget Island-Westport system, maintenance, operation payments authorized, HB 356, \*SB 567, CH. 254 EX.
- Puget Sound system, motor vehicle fuel tax, percentage allocation, provisions, \*Sub SB 915 V.
- Southworth-Fauntleroy, deficit, study, †HFR 98.

## FESTIVALS:

- Outdoor music, licensing, regulation, HB 580, \*Sub SB 441, CH. 302 EX. PV.
- Outdoor music, tickets, sales tax imposed, HB 1042.

## FINANCE AND BUSINESS REGULATION DEPARTMENT:

- Created, certain agencies, duties, powers, transferred, HB 591.

## FINANCE DEPARTMENT:

- Created, powers, duties, Eng HB 1022.

## FINANCIAL PLANS:

- Colleges, universities, submission to governor, provisions, \*SB 208, CH. 40 EX.

## FINANCIAL RESPONSIBILITY:

- Juvenile delinquents, adjudicated, court placement, care payment provisions, \*Sub SB 553 V.
- Motor vehicles, deposit security, requirement provision, accident amount, increased to \$200, \*Eng SB 47, CH. 22 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## FINANCIAL RESPONSIBILITY—Continued:

- Motor vehicles, registration certificate issuance, driver license, financial responsibility requirement, HB 7.
- Motor vehicles, registration, proof required, HB 46.

## FINES:

- Traffic violations, penalty moneys, traffic safety education account, distribution provision, \*HB 645, CH. 26 EX.
- Trucks, overload fines, allocation, annual distribution, \*HB 30, CH. 17.

## FINGERPRINTING:

- Juveniles, felony, drug offenses, photographing, fingerprinting, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Pistol, concealed, license application, requirement provision, \*Sub SB 441, CH. 302 EX. PV.

## FIREARMS: (see also "Weapons")

- Felons, armed crimes, suspended sentences, permitted, HB 499.
- Minors, under 14, supervised, use permitted, \*SB 141, CH. 34.
- Pistols, concealed, license fee increased, \*Sub SB 441, CH. 302 EX. PV.

## FIREMEN:

- Civil service, appointment, 3-name list provision, HB 85.
- Driver's license, emergency alarm, possession provision, exemption, HB 359.
- Employment, minimum medical health standards, retirement system coverage, established, \*Sub SB 354, CH. 257 EX.
- Firefighters' retirement system, general revisions, SB 186, HB 1052, \*Sub SB 354, CH. 257 EX.
- Regulation, state preemption, HB 576.
- Retirement, prior service, certain, credit provisions, SB 353.
- Retirement system, duties transferred, finance and business regulation department, HB 591.
- Retirement system, funding, 5-year reserves, provisions, HB 830.
- Retirement system, state administrative costs, local government apportionment, \*HB 210, CH. 216 EX.
- Social security, coverage, provisions, HB 956.
- Uniformed personnel, collective bargaining, mediation, determination provisions, SB 232.
- Volunteer, state board, duties transferred, finance and business regulation department, HB 591.
- Workweek, maximum, established, HB 527.
- Workweek, maximum hours, HB 1049.

## FIRE PROTECTION:

- Capitol, equipment, services, provision, HB 161.
- Districts, certain, commissioners, membership increased, insurance, payment provisions, HB 340, Sub HB 340, \*Eng SB 176, CH. 242 EX.
- Districts, commissioners, meeting absenteeism, removal provisions, \*HB 766, CH. 153 EX.
- Districts, excess levies, any purpose, special election, provision, SB 493.
- Districts, excess, over permissible limits, special elections, provisions, \*SB 269, CH. 105 EX.
- Districts, merged, commissioners, number reduced, SB 102, \*HB 134, CH. 55.
- Fire department vehicles, studded tires, use, Nov. 1-April 1, permitted, \*SB 95, CH. 32 EX. PV.
- Firefighters, maximum workweek established, HB 527.
- Fire lines system, title only, HB 937.
- \*Indicates bills passed by both House and Senate.

## FIRE PROTECTION—Continued:

- Firemen, residence outside service area, discharge restriction, \*SB 710, CH. 256 EX., Eng HB 516.
- Forest debris, mill waste, dumping, forest, range lands, permit required, SB 341, \*HB 303, CH. 134 EX.
- Forest fires, protection assessments increased, \*HB 1034, CH. 207 EX.
- Forest fires, suppression costs, contingency funds, natural resources department, supplemental appropriations, \*HB 688, CH. 50 EX.
- Forest products, burning, natural resources department regulation, \*SB 42, CH. 233 EX.
- Forest protection, natural resources department, reference change, \*HB 303, CH. 134 EX., SB 341.
- Forests, fire hazard debris, control, suppression, costs, rules, regulations, \*HB 1034, CH. 207 EX.
- Incendiary devices, possession, manufacture, use, crime, \*Sub SB 441, CH. 302 EX. PV.
- Insurance agents, fire casualty liability, appointment revocation, hearing provision, HB 939.
- Motorcycles, motorbikes, spark arresters, forest fire protection purposes, required, \*HB 303, CH. 134 EX., SB 341.
- Permits, certain purposes, issuance provisions, HB 772, \*Sub HB 772, CH. 232 EX.
- Retirement system, state administrative costs, local government apportionment, \*HB 210, CH. 216 EX.

## FISCAL AGENCIES:

- Political subdivisions, certain, designation provision revised, \*HB 437, CH. 79 EX.
- State, duties, crematory procedures, repealed, \*HB 209, CH. 163 EX.

## FISCAL NOTES:

- Legislative bills, requirement, HB 195.

## FISH AND FISHING: (see also "Shellfish")

- Anadromous, high seas control, conservation, foreign agreements, petitioned, SJM 14.
- Columbia River, licensing district, commercial fishing, boundaries established, \*Eng HB 687, CH. 283 EX. PV.
- Commercial, charter boats, licensing provisions, HB 585, HB 640, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.
- Commercial, salmon, Puget Sound, Juan de Fuca Straits, special harvest, gill nets, purse seines, use, provisions, HB 799, \*Eng HB 687, CH. 283 EX. PV.
- Commercial, vessels, foreign, certain, port privileges, granting prohibited, HB 1131.
- Committee, fisheries, game, game fish, interim, created, powers, duties, \*SCR 31.
- Crawfish, commercial fishing, prohibited, \*SB 335, CH. 106 EX.
- Dangerous, deleterious to environment, native fish, wildlife, possession, sale, prohibited, \*HB 106, CH. 166 EX.
- Endangered species, protection, \*HB 106, CH. 166 EX.
- Fisheries, coastal, jurisdiction extension, petitioned, \*SJM 1.
- Fish farming, aquaculture, permitted, licensing, \*Sub SB 142, CH. 35, HB 328.
- Fish feed, public contracts, 5% differential, in-state purchases, authorized, \*SB 903, V.
- Fish foods, purchase, title only, HB 1092.
- Food fish, shellfish, title only, HB 722, HB 723.
- Indians, steelhead, off-reservation, prohibited, HB 35, SB 110.
- Indians, treaty rights exercise, arrest immunity, HB 1004, HB 1005.
- Licenses, certain senior citizens, free, HB 269.
- Licenses, commercial, personal, established, HB 781, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.
- Licenses, disabled veterans, free, HB 410.
- Licenses, weekend, title only, HB 1021.
- Marine aquatic invertebrates, taking, possession, permit required, HB 1117.
- Port Discovery Bay, commercial fishing, prohibited, HB 533.
- Salmon, commercial fishing licenses, number issued, decrease, HB 323.
- \*Indicates bills passed by both House and Senate.

## FISH AND FISHING—Continued:

- Salmon, commercial fishing licenses, provisions revised, fees increased, \*HB 687, CH. 283 EX. PV.
- Salmon, delivery permits, commercially licensed fishing boats, issuance, HB 640.
- Salmon, personal use license, salt water, required, HB 378, HB 548.
- Sockeye salmon disposition, excess, †HFR 81.
- Soviets, fishing vessels, port use privileges, agreement revaluation petitioned, HJM 16.
- Species, new, state introduction, control, HB 532.
- Walking catfish, other dangerous species, prohibited, HB 370.
- West Coast, off-shore fisheries, foreign agreements, moratorium, review, petitioned, HJM 16.

## FISHERIES:

- Department, building account, established, salmon propagation purposes, \*HB 687, CH. 283 EX. PV.
- Department, catch fees, collection, transferred, revenue department, HB 654, Sub HB 654.
- Department, razor clams, personal use, licenses provisions, HB 861.
- Fish, shellfish, new species, control, HB 532.
- Off-shore, negotiations, agreements, foreign, revaluation petitioned, HJM 16.

## FLENNAUGH, DR. ROBERT L.:

- University of Washington, regents board member, appointment, \*\*GA 23.

## FLOOR RESOLUTIONS—HOUSE:

- Academic tenure, higher education, study, †HFR 110.
- Adjournment *sine die*, Senate notification, †HFR 21.
- Adjournment *sine die*, 1st extraordinary session, Senate notification, †HFR 122.
- Air pollution authorities, reexamine priorities, †HFR 66.
- American Creed Week declaration requested, †HFR 11.
- Appropriations, committee approval, study, †HFR 91.
- Basketball, Senate challenge accepted, †HFR 35.
- Bates, Stan, congratulated, †HFR 80.
- Beck, Rep. C. W. "Red", appreciation, †HFR 123.
- Bellingham High School Band, commended, †HFR 114.
- Bennett, Dorothy J., commended, †HFR 48.
- Blame-the-parents laws, study, †HFR 106.
- Bluegrass seed fields burning, †HFR 37.
- Boards, commissions, comprehensive study, †HFR 42.
- Boating public financial support contribution, †HFR 75.
- Boat registration, taxation, safety, study, †HFR 67.
- Bohlke, Harrie O., death mourned, †HFR 33.
- Boundary review boards, study, †HFR 101.
- Buffalo Bills, bring to Washington, †HFR 4.
- Cable barricades, dangers, study, †HFR 73.
- Chief Clerk, complete work of session, †HFR 120.
- College student fees, bonds repayment, study, †HFR 41.
- Colleges, user facilities construction, †HFR 97.
- Color bearers, boys, girls, alternating turns, †HFR 55.
- Community colleges, funding, study, †HFR 112.
- Coordinated mapping system, †HFR 17.
- Demographic variations, service needs, study, †HFR 107.
- Dewey, Thomas E., death mourned, †HFR 31.
- Disabled American Veterans, 50th anniversary, †HFR 65.
- Domestic animal owners, duties, liabilities, †HFR 12.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## FLOOR RESOLUTIONS – HOUSE—Continued:

- Driving records, certified abstracts, †HFR 84.
- Drugs, legal, moral aspects, study, HFR 34 (not adopted).
- Elwha River salmon run decline, study, †HFR 59.
- Employment, men's equal rights study, HFR 68 (not adopted).
- Employment security department, utilization study, †HFR 53.
- Environmental noise pollution study, †HFR 70.
- Expo '74, youth appointments, HFR 43 (not adopted).
- Farming operations, large corporations, study, †HFR 45.
- Federal mass transit research grants, †HFR 13.
- FHA, 25 years of service, commended, †HFR 14.
- Foreign students, education, problems study, †HFR 57.
- Fort Worden, availability law enforcement training, HFR 6 (not adopted).
- Franchising business, study, †HFR 46.
- Geographical coordinate plans system, †HFR 96.
- Gerth, Ellen C., thanks extended, †HFR 93.
- Hamilton, Tom, commended, †HFR 71.
- Higher education, transfer policies, †HFR 94.
- House organized, extraordinary session, †HFR 24.
- House organized, Senate notified, †HFR 2.
- House Resolution 71-32 rescinded, †HFR 64.
- Indian artifacts, conservation, study, †HFR 95.
- Initiative, referendum powers, study, †HFR 40.
- Insurance, marketing, cancellation, study, †HFR 92.
- Israel, 23rd anniversary, commemorated, †HFR 79.
- Joint committees, appointment authorized, †HFR 117.
- Justice, courts, administration, study, †HFR 103.
- Kennewick Lions wrestling team commended, †HFR 19.
- King, Martin Luther, birthdate, honored, †HFR 5.
- Kirk, Gladys, accomplishments, commended, †HFR 72.
- Kitsap county, jet airport, study, †HFR 99.
- Law enforcement and firefighters' retirement system, medical benefits, study, †HFR 90.
- Law enforcement, central training facility, †HFR 83.
- Legislation, draft requests, limit, study, †HFR 111.
- Legislative employees, dress rules rescinded, HFR 25 (not adopted).
- Legislative interns, commended, †HFR 29.
- Lensegrav, Walt, heroism recognized, †HFR 16.
- Likarish, Judith Anne, congratulated, †HFR 77.
- Local government consolidation, study, †HFR 116.
- Local government, taxing districts, study, †HFR 82.
- Local taxing, authority, problems, study, †HFR 50.
- Merta, Leonard C., small business man of the year, †HFR 74.
- Mexican correctional system, study, †HFR 100.
- Mothers Day, tribute, †HFR 105.
- Naturopathy, study, †HFR 78.
- News coverage, correspondents congratulated, †HFR 119.
- New tax, increased tax levies, study, †HFR 20.
- Nursing homes industry, study, †HFR 108.
- Official state air show, recognition, †HFR 10.
- Oil spills, Puget Sound, study, †HFR 115.
- Olympia, hospitality, thanks expressed, †HFR 118.
- Olympic College Jazz Festival, congratulated, †HFR 56.
- Photographer, official, House, recommendation, †HFR 8.
- Physicians, corpsmen, family practice, study, †HFR 44.
- Port Discovery Bay fishing, ecological effects, †HFR 62.
- Port Townsend, 120th birthday, greetings, †HFR 52.
- Potato growers, assistance program, †HFR 18.

†Indicates resolutions passed by House.

## FLOOR RESOLUTIONS – HOUSE—Continued:

- Public construction, adverse effects, study, †HFR 87.
- Puyallup Vikings, basketball team commended, †HFR 36.
- Reclamation revolving account, study, †HFR 89.
- Representatives, employees, weekly payment provisions, †HFR 3.
- River systems, study, †HFR 102.
- Rules, permanent, 1st extraordinary session, adopted, †HFR 22.
- Rules, temporary, adopted, †HFR 1.
- Salmon, surplus, use by public schools, HFR 61 (not adopted).
- School premises, drug problem, †HFR 88.
- Seattle School District levy, passage urged, †HFR 26.
- Senator Proxmire's present, cheap champagne, †HFR 38.
- Sockeye salmon, excess, disposition, †HFR 81.
- Southworth–Fauntleroy, ferry deficit, †HFR 98.
- Standing committees, reappointed, †HFR 23.
- State personnel, salaries, compensation study, †HFR 39.
- State retirement, funding, study, †HFR 109.
- State water resources conservation, †HFR 58.
- Steam-generated power plants, study, †HFR 113.
- Student instructional material, parent review, HFR 85 (not adopted).
- Tacoma City Light, Cowlitz River fishery restoration, †HFR 49.
- Teachers, employment termination experience, †HFR 27.
- Tide, shorelands, revenues, allocation, study, †HFR 76.
- Unemployed, mortgage payment moratorium, †HFR 54.
- Unemployment workweek, inequities, study, †HFR 51.
- Utility rights-of-way, study, †HFR 104.
- Value-added tax, replace B & O, study, †HFR 63.
- Veterinarian assistants, licensing, study, †HFR 69.
- Washington-British Columbia, pollution control, †HFR 86.
- Washougal Panthers wrestling team commended, †HFR 47.
- Watercraft waste disposal legislation study, †HFR 60.
- Wenatchee, state contribution, complimented, †HFR 15.
- YMCA Youth Legislature, House chambers use, †HFR 30.
- Young, Whitney M. Jr., death, condolences, †HFR 28.

## FLOUR:

- Enriched, bread, rolls, macaroni, use required, \*SB 131, CH. 27.

## FOOD:

- Additives, federal act, regulations, state adoption, HB 1116.
- Bacon, packaging, standards, HB 22, \*HB 41, CH. 49.
- Commission merchants, agricultural products, regulation amended, \*HB 706, CH. 182 EX.
- Community colleges, food, maintenance, trade services, contracts authorized, HB 474.
- Containers, deposit charges, tax exempt, HB 281.
- Federal food, drug and cosmetic act, regulations, state adoption, HB 1116.
- Fish, farming, aquaculture, permitted, licensing, HB 328.
- Fish food, purchases, title only, HB 1092.
- Flour, enriched, bread, rolls, macaroni, use required, \*SB 131, CH. 27.
- Sales tax, payment refund, HB 100.
- Tax, sales, exempted, graduated income tax, imposed, HB 1125.

## FOOTBALL:

- University of Washington, stadium, use permitted, HB 34.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## FORESTS AND FORESTRY:

- Fire hazard debris, control, suppression, costs, rules, regulation, \*HB 1034, CH. 207 EX.
- Forest debris, mill waste, dumping, forest, range lands, permit required, SB 341, \*HB 303, CH. 134 EX.
- Forest fires, suppression costs, contingency funds, supplemental appropriations, \*HB 688, CH. 50 EX.
- Forest products, burning, permits, natural resources department, issuance, regulation, \*SB 42, CH. 233 EX.
- Forest protection, natural resources department, reference change, \*HB 303, CH. 134 EX., SB 341.
- Forest tax temporary committee, continued, \*SCR 9.
- Lands, timber, taxes, ad valorem system basis, revised, \*Sub SB 849, CH. 294 EX. PV.
- Motorcycles, motorbikes, spark arresters, forest fire protection purposes, required, \*HB 303, CH. 134 EX., SB 341.
- Public lands, multiple use, provisions, HB 301, \*SB 314, CH. 234 EX.
- Resources, fallen timber, gravel, small sale procedures, revisions, \*HB 237, CH. 123 EX.
- Tax committee, created, powers, provisions, duties, \*Sub SB 849, CH. 294 EX. PV.
- Taxes, reforestation land, yield, acreage, increased, \*Sub SB 897, CH. 299 EX. PV.
- Tool boxes, forest protection, unauthorized entry, penalty, SB 341, \*Eng HB 303, CH. 134 EX.

## FORT LAWTON:

- Seattle, acquisition, city park purposes, petitioned, HJM 14.

## FORT STEILACOOM COMMUNITY COLLEGE:

- Aram, John L., trustee board member, appointment, GA 42.
- Richter, Douglas, trustee board member, appointment, \*\*GA 43.

## FORT WORDEN:

- Law enforcement training, availability, HFR 6.
- Operation, appropriation, HB 132.
- Operation, appropriation, omnibus budget, \*Eng Sub HB 151, CH. 275 EX. PV.

## FOUNDATIONS:

- Not for profit, certain tax related activities, prohibited, \*HB 217, CH. 59.
- Trusts, charitable, not for profit, certain tax related activities, prohibited, \*HB 216, CH. 58.

## FRANCHISES:

- Business, study, †HFR 46.
- Greyhound racing, cities granting authority, HB 1003.
- Investment protection act, \*SB 755, CH. 252 EX., HB 938.
- Port Townsend-Keystone ferry, docks, franchise rights, purchase authorized, HB 1033.
- Solid waste collection, management plans, information, required, \*SB 52, CH. 293 EX. PV, HB 194.

## FRUIT:

- Trees, seedlings, rootstock, tax assessment, annual, imposed, \*SB 410, CH. 33 EX. PV.

## FUEL:

- Aircraft, excise tax, extended, HB 839.
- Aircraft, excise tax, uncollected, payment provisions, \*HB 56, CH. 156 EX.
- Marine, tax, use, recreation project costs, limitation removed, \*HB 212, CH. 140 EX.
- Motor vehicle, cement mixer, garbage, fuel delivery trucks, power take-off unit use, tax refund, \*HB 353, CH. 36 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## FUEL—Continued:

- Motor vehicle, ditch riders, certain farm trucks, nonhighway use, tax refund, HB 1043.
- Motor vehicle, excise tax, commercial marine vessels, exempt, HB 730, Sub HB 730.
- Motor vehicle, excise tax, lowered, sales tax authorized, HB 709.
- Motor vehicle, sales, use taxes, imposed, HB 776.
- Motor vehicles, tax, urban arterial trust account, insufficiency, allocation provision, \*HB 759, CH. 291 EX. PV.
- Pleasure craft, motor vehicle fuel tax, exemption repealed, Eng Sub HB 730.
- Special, tax imposed, HB 247, \*Sub HB 247, CH. 175 EX.
- Systems, automotive, alternative, program support petitioned, HJM 9.
- Tax, use, marine pleasure craft, imposed, HB 1029.
- Trucks, delivery, power take-off unit use, motor vehicle fuel, tax refund, \*HB 353, CH. 36 EX.
- Vessels, commercial, motor vehicle excise, exempt, HB 730.

## FUNDS:

- Adoption support account, social and health services, created, HB 768, \*Sub HB 768, CH. 63 EX.
- Agriculture department, funds, interest, crediting provisions, HB 621.
- Cities, towns, counties, tourist promotion, expenditures authorized, \*SB 579, CH. 61 EX., HB 771.
- Claims, counties, establishment provision, \*HB 438, CH. 214 EX.
- Coastal protection, ecology department, established, \*Eng Sub HB 655, CH. 180 EX.
- Common school construction, interest, bond redemption fund, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- Community college, federal, state, comprehensive unified distribution, program costs, study, \*SCR 3.
- Conservation futures, counties, establishment authorized, HB 586, \*SB 185, CH. 243 EX.
- County road millage, other purposes, use permitted, \*HB 248, CH. 25 EX.
- Drug treatment center, created, HB 102.
- Educational reimbursement account, created, HB 1132.
- Federal-aid utility relocation, established, \*SB 486, CH. 262 EX.
- Fisheries department building account, established, salmon propagation purposes, \*HB 687, CH. 283 EX. PV.
- General administration facilities and revolving fund, \*HB 429, CH. 159 EX.
- Horse racing, licensing parimutuel betting, fund reallocation, HB 855, HB 1064.
- Hospitals, schools, state, residential, resident personal funds, amount reduction, program qualification purposes, \*Sub SB 866, CH. 118 EX.
- Housing development fund, created, HB 587.
- Insurance guaranty association, created, \*SB 18, CH. 265 EX., HB 1058.
- Landowner contingency forest fire suppression account, created, \*HB 1034, CH. 207 EX.
- Legal services revolving, created, \*SB 648, CH. 71 EX.
- Life and disability insurance guaranty, association created, \*Eng SB 17, CH. 259 EX.
- Liquor and marijuana fund, established, HB 588.
- Litter control account, established, \*SB 428, CH. 307 EX. PV.
- Local public works planning revolving, planning and community affairs agency, HB 680.
- Lottery revolving, established, HB 1121.
- Mental health, county funds, state transfer, federal matching purposes, \*HB 707, CH. 84 EX.
- Motor vehicle, allocation, state patrol highway account, abolished, \*SB 124, CH. 91 EX.
- Motor vehicle, cross-sound ferries, operation, maintenance, availability inquiry, \*Eng HB 659, CH. 149 EX.
- Motor vehicle, truck overload fines, allocation, annual distribution, provisions, \*HB 30, CH. 17.

\*Indicates bills passed by both House and Senate.

## FUNDS—Continued:

- Motor vehicle, weed district assessments, highway rights-of-way, payment provision, \*SB 883, CH. 119 EX.
- Municipal, special purpose, license fee revenue, allocation, obligation, provisions, \*HB 622, CH. 223 EX.
- Nonpublic elementary and secondary education, created, HB 419.
- Orphan schools, state fund apportionment, obsolete provision repealed, \*HB 17, CH. 47.
- Outdoor recreational bond redemption, deposit date, established, \*SB 150, CH. 37.
- Outdoor recreation, all-terrain vehicle related expenses, use, \*Sub SB 372, CH. 47 EX.
- Parolee and probationer revolving fund, \*SB 196, CH. 31 EX.
- Public assistance, special programs, services improvement, experimentation, nonappropriated funds use, provisions, HB 915, \*Sub HB 915, CH. 309 EX.
- Public, investment, finance department, administration, Eng HB 1022.
- Public, state, investments, finance and business regulation department, administration, HB 591.
- Puget Sound ferry operations account, created, \*Sub SB 915 V.
- Regional development fund, created, HB 1012.
- Rivers preservation fund established, HB 999.
- Road millage, county, use, other purposes, permitted, \*HB 248, CH. 25 EX.
- Salary, class AA, A counties, amount authorized, increased, \*HB 438, CH. 214 EX.
- Salary, smaller than 1st class counties, establishment provision, \*HB 438, CH. 214 EX.
- School building bond redemption fund, cigarette tax distribution provisions, \*SB 262, CH. 70 EX.
- School districts, state monthly apportionment schedule, revised, SB 158.
- Secretary of state, revolving, created, \*HB 221, CH. 122 EX.
- State aircraft revolving fund, established, HB 664.
- State depository, interest distribution, dates revised, \*SB 626, CH. 72 EX.
- State, fiscal policies, title only, HB 985.
- State, local improvements, revolving account, supplemental appropriation, HB 777, Sub HB 777.
- State, school districts distribution, formula revision, HB 485.
- State surplus, certain federal corporations, investment provisions, \*HB 29, CH. 16.
- State trade fair fund abolished, moneys transferred, HB 855, HB 1064.
- Students, needy, colleges, universities, establishment authorized, \*Sub HB 740, CH. 279 EX. PV.
- Supplemental pension, established, SB 686.
- Trade fair, transfer, general fund, authorized, HB 1122.
- Traffic safety education account, motor vehicle violations, penalty payments, distribution provision, \*HB 645, CH. 26 EX.
- Traffic safety education, title only, HB 626.
- Trust land purchase account, created, \*HB 721, CH. 210 EX.
- Veterans' bonuses, change provisions, SB 263.
- Veterans' bonuses, excess, transfer to general fund, provision, \*Eng Sub SB 897, CH. 299 EX. PV.
- Veterans' education aid account, created, HB 1017.
- Vocational education, federal, state, comprehensive unified distribution, study, \*SCR 2.
- Warrants, state, registered, redemption, funds, calls, investment, provisions, \*SB 862, CH. 88 EX.

## FUNERALS:

- Coaches, blue light, display, use, provisions repealed, \*Eng SB 136, CH. 92 EX.
- Contracts, preneed, regulation, HB 578.
- Public assistance recipients, cremation, services, minimum standard established, payment provisions, HB 779.

## FURLOUGHS:

- Felons, rehabilitation purposes, established, SB 283, \*Eng SB 125, CH. 58 EX.

\*Indicates bills passed by both House and Senate.

**FURMAN, JAMES:**

Western interstate commission for higher education, member, appointment, \*\*GA 13.

**GAMBLING:**

Bingo, raffles, amusement games, authorized, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.

Comprehensive law, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.

Horse racing, parimutuel betting, licensing funds, reallocation, provisions, HB 855, HB 1064.

Lotteries, legislative, initiative, referendum vote provisions, \*SJR 5.

Lottery, state, established, HB 1121.

Lottery, state operated, \*SJR 5.

Sweepstakes, state operated, HB 8.

**GAME:**

Animals, protection, proposed legislation, SCR 20.

Commission, per diem allowance, HB 107, SB 333.

Committee, fisheries, game, game fish, interim, created, powers, duties, \*SCR 31.

Deer, elk, emergency periods, protection from dogs, provisions, \*HB 773, CH. 183 EX.

Department, Nisqually Delta wildlife area lands purchases, appropriation, HB 1030, Sub HB 1030, 2nd Sub HB 1030.

Farmers, licensing provisions, HB 963, SB 817.

Game protector, definition revised, wildlife agent, \*HB 171, CH. 121 EX.

Protectors, arrest powers, \*HB 113, CH. 173 EX.

Protectors, litterers, arrest powers, \*Eng HB 113, CH. 173 EX.

Wildlife agent, definition, \*HB 171, CH. 121 EX.

**GARBAGE (see also "Solid Waste"):**

Collection companies, fees, utilities and transportation commission, amount increased, \*HB 229, CH. 143 EX.

Collection, company service certificate, county issuance, HB 690.

Counties, solid waste collection districts, establishment authorized, duties, \*SB 52, CH. 293 EX. PV, HB 194.

Trucks, collection, power take-off unit use, motor vehicle fuel, tax refund, \*HB 353, CH. 36 EX.

Trucks, rear axle load, limitation exemption, \*SB 209, CH. 244 EX.

Waste treatment plant operations, licensing, HB 324.

**GARDNER, B. T.:**

Bellevue Community College, trustee board member, appointment, \*\*GA 37.

**GARNISHMENT:**

Exemptions, clerical error, previous session, corrected, \*HB 92, CH. 6.

Small loan companies, borrower's unpaid earnings, employer directed, prohibited, HB 1105.

**GARRET, THOMAS:**

Parks and recreation commission, member, appointment, \*\*GA 15.

**GAS ("Natural," "Manufactured," "Liquid Petroleum"):**

Drilling, Puget Sound, prohibited, HB 371.

Drilling, under surface waters, permits, issuance, provision, requirements, \*Eng Sub HB 655, CH. 180 EX.

Natural, companies, mergers, pre-1960, anti-trust laws exemption, petitioned, \*SJM 17.

Natural, distribution, B & O, increased, \*Eng Sub SB 897, CH. 299 EX. PV.

Natural, Puget Sound, drilling prohibited, HB 371, \*Sub HB 584, CH. 286 EX. PV.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

GAS—Continued:

Propane, other special motor vehicle fuel, tax imposed, HB 247, \*Sub HB 247, CH. 175 EX.

GASOLINE:

Motor vehicle, fuel, excise lowered, sales tax authorized, HB 709.  
Motor vehicle, fuel, sales, use taxes, imposed, HB 776.  
Octane rating, number, display, HB 139.  
Tax, urban arterial trust account, insufficiency, allocation provisions, \*HB 759, CH. 291 EX. PV.

GEMS:

State, agate, designation, HB 386.

GENERAL ADMINISTRATION DEPARTMENT:

Administrative board, abolished, duties transferred, HB 492.  
Buildings, state, operating costs, expenses, interagency payment provisions, \*HB 429, CH. 159 EX.  
Installment loan companies, licensing, supervision, regulation provisions, HB 805.  
Motor pool, highway department, duties transferred, HB 703.  
Motor vehicles, purchasing, propulsion systems, pollution information, HB 544.  
Reorganization, provisions, HB 428.

GENERATORS:

Electric, steam-powered, facilities, taxation, provisions, HB 1124.

GEOGRAPHIC NAMES:

Board, established, SB 338.

GIFTS:

Children, adopted after age 18, tax classification definition, excluded, HB 1129.  
Presentation to House members . . . . . p. 1540

GILLIES, STANLEY C.:

Grays Harbor Community College, trustee board member, appointment, \*\*GA 31.

GLIDERS:

Definition, aircraft, tax purposes, HB 506, Eng HB 153.

GOOD SAMARITANS:

Emergency care, physician, hospital, liability limitation, SB 227.  
Emergency care, without fee, liability limitation, HB 691, HB 1074, SB 227.  
Negligence, professional, death, injury, actions, time limitation, HB 380.  
Protection, aid, people in danger, no legal jeopardy, provisions, HB 339.

GOVERNOR:

Administrative board, abolished, duties transferred, HB 492.  
College, university financial plans, submission, provisions, \*SB 208, CH. 40 EX.  
Executive request bills, HB 72, HB 147, HB 151, HB 152, HB 199, HB 248, HB 463, HB 539, HB 540, HB 541, HB 551, HB 552, HB 553, HB 554, HB 555, HB 556, HB 557, HB 561, HB 584, HB 587, HB 590, HB 591, HB 592, HB 593, HB 594, HB 595, HB 654, HB 655, HB 659, HB 695, HB 696, HB 776, HB 777, HB 778, HB 811, HB 814, HB 1000, HB 1001, HB 1004, HB 1012, HB 1017, HB 1031, HJR 30, HJR 34, HJR 35, HJR 37, HJR 42, SB 58, SB 120, SB 283, SJR 22.  
Joint session, budget message, \*HCR 3 . . . . . pp. 68-71  
Legislative report, policies, progress, 10-point program, HB 483.

\*Indicates bills passed by both House and Senate.  
\*\*Indicates confirmed gubernatorial appointments.

## GOVERNOR—Continued:

- Legislature, adjournment *sine die*, notification, \*HCR 25.
- Legislature, adjournment *sine die*, 1st extraordinary session, notification, \*HCR 44.
- Legislature, notification of organization, \*HCR 2.
- Legislature, 1st extraordinary session, notification of organization, \*HCR 26.
- Lieutenant governor, governor, joint candidacy, election provision, HB 774.
- Message, urging passage of property tax measure, HJR 47 . . . . . pp. 1024-1025
- Population study council, established, HB 455.
- Proclamation, convening extraordinary session . . . . . pp. 791-793
- Retirement, public employees' system, membership authorized, \*SB 522, CH. 271 EX.
- State officials, employees, salaries exceeding governor's, legislative approval required, HB 849.
- State of the state message to joint session . . . . . pp. 27-29
- Succession, provisions revised, HJR 22.
- Vendor rates committee, powers, duties, expanded, \*SB 408, CH. 298 EX. PV, HB 583.
- Veto, entire sections, appropriation items, limitations, SJR 14.

## GRAIN:

- Trucks, overload, certain cases, unloading not required, \*HB 644, CH. 148 EX.

## GRANT COUNTY:

- Justice court judges, number, reduced to one, \*HB 620, CH. 147 EX.

## GRANTS:

- Educational reimbursement, K-12 students, independent schools, established, HB 1132.

## GRAVEL:

- Public land resources, small sale procedures, revisions, \*HB 237, CH. 123 EX.

## GRAYS HARBOR COMMUNITY COLLEGE:

- Gillies, Stanley C., trustee board member, appointment, \*\*GA 31.
- Tibbetts, Oliver, trustee board member, appointment, \*\*GA 30.

## GRAYS HARBOR COUNTY:

- Justice court judges, number, reduced to two, \*HB 620, CH. 147 EX.

## GREAGER, DR. OSWALD H.:

- Thermal power plant site evaluation council, chairman, appointment, GA 25.

## GREEN LIGHTS:

- Firemen, private cars, display provision, \*Eng SB 136, CH. 92 EX.

## GREEN RIVER COMMUNITY COLLEGE:

- Shaw, Dr. Spencer W., trustee board member, appointment, \*\*GA 40.
- Smith, Helen, trustee board member, appointment, \*\*GA 41.

## GREYHOUNDS:

- Racing, provisions, HB 208, HB 1003.

## GROUP TRAINING HOMES:

- Income, care, maintenance, B & O tax exempt, HB 1047.

## GUARDIANS:

- Age qualification; reduced, \*SB 10, CH. 28.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## GUBERNATORIAL APPOINTMENTS:

- Adams, O. C., Columbia Basin Community College, trustee board member, \*\*GA 52.  
 Albrecht, Richard, higher education council, member, GA 12.  
 Anderson, Donald E., Tacoma Community College, trustee board member, \*\*GA 55.  
 Aram, John L., Clover Park Community College, trustee board member, GA 42.  
 Biggs, John A., ecology department, director, \*\*GA 4.  
 Brazier, Donald H., Jr., utilities and transportation commission, chairman, \*\*GA 56.  
 Bruckart, John R., Jr., Olympic Community College, trustee board member, \*\*GA 32.  
 Caron, Philip, Central Washington State College, trustee board member, \*\*GA 26.  
 Comfort, Patrick C., Western Washington State College, trustee board member, \*\*GA 28.  
 De LaChappelle, Charles, Yakima Community College, trustee board member, \*\*GA 49.  
 Earley, Robert, Washington state horse racing commission, GA 59.  
 Flenbaugh, Dr. Robert L., University of Washington board of regents, member, \*\*GA 23.  
 Furman, James, western interstate commission for higher education, member, \*\*GA 13.  
 Gardner, B. T., Bellevue Community College, trustee board member, \*\*GA 37.  
 Garrett, Thomas, parks and recreation commission, \*\*GA 15.  
 Gillies, Stanley C., Grays Harbor Community College, trustee board member, \*\*GA 31.  
 Greager, Dr. Oswald H., thermal power plant site evaluation council, chairman, GA 25.  
 Hale, Reid E., Highline Community College, trustee board member, \*\*GA 39.  
 Hansey, Donald G., aeronautics commission, member, \*\*GA 7.  
 Henderson, Melvin D., Centralia Community College, trustee board member, \*\*GA 44.  
 Hill, Matthew, pollution control hearing board member, \*\*GA 18.  
 Hoag, Dr. Richard M., Skagit Valley Community College, trustee board member, \*\*GA 33.  
 Holifield, George W., personnel board member, \*\*GA 1.  
 Howe, Walter C., Jr., program planning and fiscal management office, director, \*\*GA 22.  
 Hughes, John B., Shoreline Community College, trustee board member, \*\*GA 36.  
 Hunt, Harry T., Peninsula Community College district, trustee board member, \*\*GA 29.  
 James, Leslie W., Walla Walla Community College, trustee board member, \*\*GA 53.  
 Jaquette, Mrs. Harriet S., Bellevue Community College, trustee board member, \*\*GA 38.  
 Johnson, F. Bruce, prison terms and paroles board member, \*\*GA 19.  
 Kintner, Dr. Robert M., Wenatchee Valley Community College, trustee board member, \*\*GA 47.  
 Koss, Dr. George, aeronautics commission member, GA 8.  
 Landon, L. Evert, community college education board member, \*\*GA 10.  
 Lawton, Richard E., Clark Community College, trustee board member, \*\*GA 46.  
 Ludeman, Dick D., Big Bend Community College, trustee board member, \*\*GA 51.  
 McCurdy, James G., parks and recreation commission member, GA 3.  
 Morford, Donald K., community college education board member, \*\*GA 9.  
 Mottley, Mrs. Ruth F., Yakima Community College, trustee board member, \*\*GA 48.  
 Muncaster, Theodore H., Everett Junior College-Edmonds Community College, trustee board member, \*\*GA 34.  
 Nelson, Jack, motor vehicles department director, \*\*GA 5.  
 Neupert, Jack G., University of Washington, board of regents member, \*\*GA 24.  
 Perry, Ernst L., canal commission member, \*\*GA 21.  
 Putnam, Robert H., personnel board member, GA 61.  
 Reiley, Eldon, Spokane Community College, trustee board member, GA 2.  
 Richter, Douglas, Clover Park Community College, trustee board member, \*\*GA 43.  
 Robinson, Ronald E., Eastern Washington State College, trustee board member, \*\*GA 58.  
 Shaw, Dr. Spencer W., Green River Community College, trustee board member, \*\*GA 40.  
 Sheehy, James T., pollution control hearing board member, \*\*GA 17.  
 Shore, Morris G., Eastern Washington State College, trustee board member, \*\*GA 27.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## GUBERNATORIAL APPOINTMENTS--Continued:

- Siegal, Arthur, Seattle Community College, trustee board member, GA 35.
- Smith, Helen, Green River Community College, trustee board member, \*\*GA 41.
- Smith, Mrs. Ward H., Lower Columbia Community College, trustee board member, \*\*GA 45.
- Smith, Sidney E., social and health services, secretary, \*\*GA 6.
- Smyth, Wayne, canal commission, member, \*\*GA 20.
- Stimpson, Mrs. E. K., community college district No. 21, trustee board member, \*\*GA 54.
- Stubbs, Leonard, Spokane Community College, trustee board member, \*\*GA 50.
- Thal, Sanford, Washington state pharmacy board member, \*\*GA 60.
- Tibbetts, Oliver, Grays Harbor Community College, trustee board member, \*\*GA 30.
- Troup, John B., higher education personnel board, \*\*GA 57.
- Whittaker, James W., parks and recreation commission, \*\*GA 14.
- Woodward, Walt, pollution control hearing board member, \*\*GA 16.
- Young, Andrew, community college education board member, \*\*GA 11.

## HAIR STYLISTS:

- Men, examination, licensing, regulation, HB 908.

## HIGHLIGHT REIDE:

- Highline Community College, trustee board member, appointment, \*\*GA 39.

## HANDICAPPED: (see also "Mentally Ill and Retarded")

- Children, educational programs, coordination, study, \*SCR 4.
- Children, education, special aid program, SB 66, \*HB 90, CH. 66 EX.
- Children, health insurance, coverage, HB 119.
- Children, transport, school bus leases, authorized, \*HB 322, CH. 78.
- Disabled persons, certain, real property tax, payment deferrals, lien provisions, HB 1036.
- Legal proceedings, deaf, non-English speaking individuals, interpreter provisions, Sub SB 470.
- Parental successors, nonprofit charitable corporation, appointment authorized, HB 782.
- Physically, employment, discrimination prohibited, Sub HB 594.
- Public accommodation buildings, design standards, \*HB 841, CH. 219 EX.
- Students, educational progress, assessment, program development, HB 1083.

## HANSEY, DONALD G.:

- Aeronautics commission member, appointment, \*\*GA 7.

## HARBORS:

- Areas, leases, governmental agencies, natural resources department, management fee, determination, Sub SB 147.
- Lines, Kalama, Port Washington Narrows, Sinclair Inlet, relocation authorized, \*HB 200, CH. 158 EX., SB 161.
- Tri-cities, location, establishment, authorized, HB 1067.

## HAY:

- Warehouses, public, open air yards, definition expanded, \*HB 558, CH. 65.

## HEAD START:

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## HENDERSON, MELVIN D.:

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- Albrecht, Richard, member, appointment, GA 12.
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- Employees, classified, retirement, age 65, 30 years service, provisions, HB 1031.
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## HIGHLINE COMMUNITY COLLEGE:

- Hale, Reid E., trustee board member, appointment, \*\*GA 39.

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- Environmental impact reports, construction related, provisions, \*HB 273, CH. 24 EX.

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- Transportation committee, created, powers, duties, \*Eng HB 892, CH. 195 EX.
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- Urban arterial board, reporting, advance planning, time period revised, \*HB 759, CH. 291 EX. PV.
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- No. 115, Ocean Shores to Ocean City, established, HB 560.
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## HILL, MATTHEW:

- Pollution control hearing board, member, \*\*GA 18.

## HISTORY:

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## HOAG, DR. RICHARD M.:

- Skagit Valley Community College, trustee board member, appointment, \*\*GA 33.

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## HOLIFIELD, GEORGE W.:

- Personnel board, member, appointment, \*\*GA 1.

## HOME RULE:

- Charters, invalidation, interim government provision, HB 9.

## HOMESTEADS:

- Value, amounts increased, \*SB 496, CH. 12 EX.

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- Public assistance recipients, mental patients, eligibility limitation deleted, \*HB 416, CH. 169 EX.
- Schools, residential, students, compulsory attendance law, excepted, \*HB 1037, CH. 51 EX.
- State hospitals, mentally ill minors, admission, charges, payment, HB 530.
- State hospitals, mentally ill, patients, personal funds, reduction, program qualification purposes, \*Sub SB 157, CH. 82.
- State, school, residential, students, personal funds, reduction, program qualification purposes, \*Sub SB 866, CH. 118 EX.
- Work release, prisoners, approval provisions revised, \*SB 125, CH. 58 EX.

## INSTRUMENTS:

- Checks, larceny by check, grand larceny, HB 244.
- State, public assistance warrant, lost, duplicate issue, bond requirement, not applicable, \*SB 137, CH. 54 EX.

## INSURANCE: (see also "Industrial Insurance")

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- Agents, fire casualty liability, appointment revocation, hearing provision, HB 939.
- \*Indicates bills passed by both House and Senate.

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- Automobile, cancellation, sex, marital basis, prohibited, \*HB 140, CH. 174 EX.  
 Automobile, no-fault, study, report, HB 696.  
 Children, handicapped, health insurance, coverage, HB 119.  
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 Colleges, universities, employees, students, coverage, all types, provisions, \*SB 298, CH. 269 EX.  
 Commissioner, premium taxes, collection, transferred, revenue department, HB 654.  
 Companies, insolvent, certain, insurance guaranty association, payment provisions, \*SB 18, CH. 265 EX., HB 1058.  
 Companies, insolvent, life and disability insurance guaranty association, payment provisions, \*SB 17, CH. 259 EX., HB 1057.  
 Contracts, examination rules established, HB 422.  
 Disability, chiropractic services, contracts, coverage, \*SB 380, CH. 13 EX. PV.  
 Disability, psychological services, contracts, coverage, \*HB 684, CH. 197 EX.  
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 Funeral contracts, preneed, regulation, HB 578.  
 Group life, policy assignment, provision revised, HB 1103.  
 Guaranty association, created, \*SB 18, CH. 265 EX., HB 1058.  
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 Health care, contracts, chiropractors, osteopaths, inclusion required, SB 696.  
 Health care, protection, school, college employees, staff, provisions, \*SB 298, CH. 269 EX.  
 Health care, public contracts, doctors, freedom of choice, established, SB 615, HB 912, HB 913.  
 Health care, service, contracts, title only, HB 1018.  
 Health care, state, municipal contracts, doctors, freedom of choice, established, SB 614, HB 911, HB 916.  
 Health care, state, municipal contracts, optometrists, discrimination prohibited, SB 617.  
 Holding companies, comprehensive regulatory provisions, HB 733, \*Eng SB 380, CH. 13 EX. PV.  
 Industrial, accident prevention, incentives, protective premium formula, building industry, dividend returns, \*SB 472, CH. 274 EX.  
 Insolvent firms, insurance guaranty association, claimant payment provisions, \*SB 18, CH. 265 EX., HB 1058.  
 Insurance code, general revisions, HB 581.  
 Joint committee, banking, insurance and transportation, joint committee created, duties, SB 668.  
 Joint interim committee, banking, insurance, utility regulation, established, duties, \*SCR 32.  
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 Motor vehicle, driving experience abstracts, period coverage, reduced, HB 1098.  
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 Rating, examining bureaus, establishment, authorized, HB 422.  
 School buses, accident, children, coverage, district payment, authorized, Sub HB 446.  
 School districts, employees, staff, students, on-duty coverage, provision, \*SB 298, CH. 269 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

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- School employees, health, protection, provisions, school payments, amount increase, Eng SB 464, HB 350.
- Sewer, water districts, life insurance, employees, commissioners, authorized, SB 526.
- State employees' insurance, health plan, community college employees coverage authorized, HB 473.
- State employees, officials, health care contracts, various health practitioners, use, provisions, Eng HB 816.
- Students, school activities, insurance coverage, HB 129.
- Teachers, retirement allowance, premiums, deductions authorized, \*HB 434, CH. 63.
- Title only, HB 958, HB 877.
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- Agriculture department, funds, interest, crediting provisions, HB 621.
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- Retail installment sales, rate, increased to 15%, HB 718.
- Small loan companies, contracts, simple interest rate requirement, HB 424.
- Small loan companies, interest rates, loan amounts, revised, HB 1105.
- State depository, interest distribution, dates revised, \*SB 626, CH. 72 EX.
- Taxes, delinquent, payments, penalties, interest application priority provision, \*Eng Sub SB 897, CH. 299 EX. PV.
- Taxes, delinquent, state, taxing district, credit distribution, HB 494.
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- State commissions, boards, members, conflict of interest statute, inclusion, HB 918.

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**INTERPRETERS:**

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**IRRIGATION:**

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Districts, treasurer, appointment, salary, provisions, HB 105.

**ISLAND COUNTY:**

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**JAMES, LESLIE W.:**

Walla Walla Community College, trustee board member, appointment, \*\*GA 53.

**JANITORS AND JANITORIAL SERVICES:**

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**JAQUETTE, MRS. HARRIET S.:**

Bellevue Community College, trustee board member, appointment, \*\*GA 38.

**JOHNSON, BRUCE F.:**

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\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

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## JUAN DE FUCA STRAITS:

- Fishing, commercial, special harvest, gill nets, purse seines, use, provisions, HB 799, \*Eng HB 687, CH. 283 EX. PV.

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- Appeals court, provisions, existing laws, inclusion, \*SB 122, CH. 81.
- Appeals court, publication supervision commission, membership provision, \*SB 447, CH. 42.
- Appeals court, retirement system inclusion, \*SB 79, CH. 30, HB 126.
- Higher courts, salaries, state per capita personal income basis, annual adjustments, HB 906, HB 981.
- Inferior courts, arrest, search warrants, issuance, HB 148.
- Judicial conference, annual, out-of-state locations, provision, HB 183.
- Judicial council, membership increased, appeals court judges, added, HB 185, \*SB 241, CH. 40.
- Justice court, Douglas county, number, reduced to one, \*HB 620, CH. 147 EX.
- Justice court, Grant county, number, reduced to one, \*HB 620, CH. 147 EX.
- Justice court, Grays Harbor county, number, reduced to two, \*HB 620, CH. 147 EX.
- Justice courts, cities over 20,000, salary increased, HB 1095.
- Justice courts, districts over 40,000, over \$9,000, deemed full time justices, \*HB 620, CH. 147 EX.
- Justice courts, jail rules determination, included, HB 205.
- Municipal courts, pro tempore appointments, HB 1016.
- Retirement, public employees' system, former membership, reinstatement, prior service credits, \*Eng SB 59, CH. 267 EX.
- State employees' health care plan, inclusion, HB 816.
- Superior court, grand juries, summons provisions, \*HB 175, CH. 67 EX.
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- Superior court, medical inquest, authorized, HB 998.
- Superior court, Pierce county, number increased, HB 536.
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\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## JUDGES—Continued:

- Superior court, Whatcom county, number increased, district altered, \*HB 643, CH. 83 EX.
- Supreme court, membership reduced to 5, HB 658.
- Washington judicial retirement system act, established, HB 818.

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- Contractors, surety bonds, actions consolidation, judgments, payment provisions, HB 573.
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- Debtors, court appearance, interrogatories, creditor remedies, provisions, \*HB 686, CH. 211 EX.

## JUDICIAL COUNCIL:

- Justice courts, administration, study, †HFR 103.
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## JUDICIAL DISTRICTS:

- Superior court, Island, San Juan, Skagit counties, judges, number revised, districts altered, \*HB 643, CH. 83 EX.
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## JUNKYARDS:

- Location, adjacent to highways, screening requirements, \*SB 735, CH. 101 EX.

## JURIES AND JURORS:

- Grand, summons provisions, \*HB 175, CH. 67 EX.
- Juries, 6 or 12 persons, request provisions, HB 187, SB 246.

## JUSTICE COURTS:

- Administration, study, †HFR 103.
- District court act, all counties, provisions, HB 156, HB 182.
- District courts, names, alternate referrals, HB 188, \*SB 244, CH. 73.
- Douglas, Grant, county, judges, number, reduced to one, \*HB 620, CH. 147 EX.
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- Jails, rules determination, judges included, HB 205.
- Judges, cities over 20,000, salary increased, HB 1095.
- Judges, districts over 40,000, over \$9,000, deemed full time justices, \*HB 620, CH. 147 EX.
- Records, verbatim, oral proceedings, electronic recording, provisions, HB 547.

## JUSTICE DEPARTMENT:

- Created, powers, duties, HB 814.

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- Court proceedings, felony cases, open to public, HB 201.
- Delinquent, adjudicated, court placement, care payment, provisions, \*Sub SB 553, V.
- Felony, drug offenses, fingerprinting, photographing, authorized, \*Sub SB 441, CH. 301 EX. PV.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## JUVENILES—Continued:

- Firearms, under 14, supervised, use permitted, \*SB 141, CH. 34.
- Indigent, delinquent, court counsel, state provision, SB 57.
- Motor vehicle cases, juvenile court, no jurisdiction, HB 162.
- Motor vehicle operators, minor violations, court jurisdiction, incarceration facility, provision, SB 436.

## KALAMA:

- Harbor, Columbia river, lines relocation, authorized, \*HB 200, CH. 158 EX., SB 161.

## KENNEWICK:

- Harbor lines, location, establishment, authorized, HB 1067.

## KEYSTONE:

- Port Townsend, ferry, docks, franchise rights, purchase authorized, HB 1033.

## KIDNAPPING:

- Capital punishment, abolished, HB 638.

## KIDNEY CENTERS:

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## KING COUNTY:

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## KING, MARTIN LUTHER:

- Birthday, school holiday, SB 104, HB 674.

## KINSWA, IKE:

- Mayfield Lake State Park, renamed, \*Eng HB 50, CH. 50.

## KITNER, DR. ROBERT K.:

- Wenatchee Valley Community College, trustee board member, appointment, \*\*GA 47.

## KOSS, DR. GEORGE:

- Aeronautics commission, member, appointment, GA 8.

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- Electric, safe inspection wiring, fees increased, HB 562, \*Sub HB 562, CH. 129 EX.
- Prescription drugs, medicine name, dosage, labeling provision, \*SB 454, CH. 99 EX.
- Tapes, recordings, retail sale, manufacturer's identification requirement, \*SB 658, CH. 113 EX.

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- Collective bargaining, public employees' interim committee, private employment included, HB 851.
- Collective bargaining, public employees', new agreements, effective date provisions, \*HB 1075, CH. 187 EX.
- Family farm units, agricultural labor, membership, interference, operation provisions, HB 917.
- Firemen, workweek, maximum hours, HB 1049.
- Labor relations act, enacted, HB 470, HB 608.
- Public employment labor relations act, enacted, HB 522.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## LABOR—Continued:

- School employees, certificated, negotiations, advisory committee provisions, HB 258, HB 1051.
- State employees, 4-day, 10-hour day workweek, study, SCR 25.
- Teachers, labor dispute circumstances, provisional certification, HB 498.

## LABOR AND INDUSTRIES:

- Accident prevention, industrial insurance, incentives, protective premium formula, building industry, dividend returns, \*SB 472, CH. 274 EX.
- Agricultural labor relations act, administration, appropriations, HB 550.
- Asbestos use, manufacturing, construction, regulation, HB 927.
- Department, contract compliance officer, hospital construction, discriminatory practices, review, investigation, provisions, Sub HB 946.
- Department, powers, duties, transferred to workmen's compensation department, \*HB 735, CH. 289 EX. PV.
- Electric wiring, safe inspection labels, fees increased, HB 562, \*Sub HB 562, CH. 129 EX.
- Elevator inspection, division of safety, administration, \*HB 320, CH. 66.
- Hospital construction contracts, discriminatory practice prevention, reviews, Sub HB 946.
- Hotels, motels, licensing regulation, HB 955.
- Industrial hygiene division established, HB 843.
- Industrial insurance, general revisions, SB 686, HB 904, \*HB 735, CH. 289 EX. PV.
- Mobile home, recreational vehicle parks, fee schedules, licenses, inspection, HB 806.
- Nurses, registered, practical, collective bargaining, provisions, HB 425, SB 415.
- Public employees, collective bargaining, general revisions, HB 453.
- Regulations, state, departmental, adoption by reference, counties, prohibited, \*SB 865, CH. 117 EX.
- Workmen's compensation, injuries, death, third party contractor negligence, right of action, HB 538.
- Workmen's compensation, payments increased, HB 529.
- Workmen's compensation, private, state, self-insurer, coverage insurance, \*HB 735, CH. 289 EX. PV.
- Workmen's compensation, retail clerks, coverage, HB 122, SB 260.

## LAKES:

- Crawfish, commercial fishing, prohibited, \*SB 335, CH. 106 EX.

## LANDLORD AND TENANT:

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- Residential landlord-tenant act, HB 593.

## LANDON, L. EVERT:

- Community college education board, member, appointment, \*\*GA 9.

## LAND: (see also "Public Lands")

- Assessment, current use, application, filing period extended, HB 571.
- Critical areas, classification created, designation provisions, Sub HB 811.
- Data bank, information assembly, use goals, policies, development, pilot project provision, \*HB 865, CH. 287 EX. PV.
- Eminent domain, condemnor improvements, remaining land, diminished value compensation, HB 648.
- Forest, growing, harvesting timber, reclassified, tax purposes, \*Sub SB 849, CH. 294 EX. PV.
- Indian land, state zoning powers relinquished, HB 1000.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## LAND—Continued:

- Land sales practices, uniform act, HB 1002.
- Planning, state, commission created, powers, duties, \*Eng HB 865, CH. 287 EX. PV.
- Public works, condemnations, displacees, uniform relocation program, compensation, provisions, \*Sub SB 770, CH. 240 EX.
- Reforestation, yield, acreage taxes, increased, \*Sub SB 897, CH. 299 EX. PV.
- Relocation, uniform assistance and real property acquisition policy, displacee treatment provisions, \*Sub SB 770, CH. 240 EX.
- Right of entry, natural resources department employees, property examinations, surveys, provision, \*HB 300, CH. 49 EX.
- Spokane, state building, acquisition, financing, leasing, provisions, \*Eng SB 739, CH. 3 EX.
- State, building authority, leasing, higher education construction purposes, authorized, \*SB 88, CH. 31.
- State, building authority, 75-year leases, higher education construction purposes, authorized, \*SB 918, CH. 23 EX.
- Use, data bank, design expansion, natural resources department, provision, \*SB 314, CH. 234 EX.
- Use, data banks, statewide, development, \*Eng HB 865, CH. 287 EX. PV.
- Use, management, long-range, comprehensive policy, HB 1014, \*HB 865, CH. 287 EX. PV.
- Use, state, commission created, powers, duties, HB 935.
- Use, statewide, planning, provisions, HB 811.
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## LANGUAGES:

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## LARCENY:

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- Drug agents, special, extraterritorial jurisdiction, HB 1096, \*Eng Sub SB 441, CH. 302 EX. PV.
- Employment, minimum medical health standards, retirement system coverage, established, \*Sub SB 354, CH. 257 EX.
- Merchant patrolmen, arrest, detention powers, extension provisions, HB 923.
- Motor vehicles, junk, abandoned, inspection disposal, authorization provisions, \*SB 606, CH. 111 EX.
- Retirement system, duties transferred, finance and business regulation department, HB 591.
- Retirement system, general revisions, SB 186, HB 1052, \*Sub SB 354, CH. 257 EX.
- Retirement system, state administrative costs, local government apportionment, \*HB 210, CH. 216 EX.
- Service credits, prior employment, retirement purposes, SB 353.
- Traffic control, concealed speed traps, prohibited, HB 823.
- Training facility, establishment, HB 468, †HFR 83.

## LAWTON, RICHARD E.:

- Clark Community College, trustee board member, appointment, \*\*GA 46.

## LEASES:

- Cities, towns, annual rental amounts, taxable property value percentage restriction removed, HB 1108.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

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- Lands, state, building authority, higher education construction purposes, authorized, \*SB 88, CH. 31.
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- Leasehold estates, public, taxes, absorption, lease modification provisions, \*HB 493, CH. 43 EX.
- Motor vehicles, trailers, leased, rented, nonresident interstate operations, passengers, property transportation, excise tax exempt, \*Sub SB 352, CH. 11 EX., HB 456.
- Parks, state, concessions, alterations, amending, provisions, SB 789.
- Property, personal, written lease, failure to return, crime, \*HB 234, CH. 61.
- Property, public, real, personal, intergovernmental, authorized, SB 392, HB 610.
- Public grant lands, sales, leases, school site use, provisions, \*HB 464, CH. 200 EX.
- School buses, governmental agency emergencies, authorized, SB 46, \*HB 75, CH. 24.
- School buses, handicapped children transport, authorized, \*HB 322, CH. 78.
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- Spokane, state building, construction, financing, provisions, \*Eng SB 739, CH. 3 EX.
- Tidelands, shorelands, certain, state, sale, lease provisions, \*HB 40, CH. 217 EX., HB 304.
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- Colleges, universities, student enrollments, determining, reporting, review provision, \*Eng Sub HB 151, CH. 275 EX. PV.
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- Retirement systems, state, funding, alternative methods, study, \*Sub HB 151, CH. 275 EX. PV, \*HCR 41.
- Services, personal, state, contracts, filing required, \*Eng Sub HB 151, CH. 275 EX. PV.
- State employees, 4-day, 10-hour day workweek, study, SCR 25.
- State officials, employees, salaries exceeding governor's, approval required, HB 849.
- State patrol, financing, methods, review, \*Eng SB 124, CH. 91 EX.
- Tideland and shoreland, revenue allocation, study, †HFR 76.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

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- Appropriations, legislative approval, study, †HFR 91.
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- Bluegrass seed field burning, subcommittee on agriculture, study, †HFR 37.
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- Correctional systems, Mexican, study, †HFR 100.
- Demographic variations, service needs, study, †HFR 107.
- Driving records, certified abstracts, study, †HFR 84.
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- Farming operations, large corporations, study, †HFR 45.
- Franchising business, study, †HFR 46.
- Geographical, coordinate plans system, study, †HFR 96.
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- Initiative, referendum power, cities and counties, study, †HFR 40.
- Insurance, marketing, cancellation practices, study, †HFR 92.
- Interim employees, employment, salary, approval provisions, HB 198.
- Law enforcement, training facility, study, †HFR 83.
- Landlord-tenant laws, study, HCR 23.
- Legislation, limitation of drafts, study, †HFR 111.
- Libraries, statewide public library service, systems, study, \*HCR 20.
- Local government, consolidation study, †HFR 116.
- Local government, consolidation, taxing districts, study, †HFR 82.
- Mapping system, coordinated, study, †HFR 17.
- Mexican Correctional System, study, †HFR 100.
- Naturopathy, study, †HFR 78.
- Pollution control, Washington-British Columbia, study, †HFR 86.
- Pollution, environmental noise, problem, study, †HFR 70.
- Port Discovery Bay, commercial fishing, ecological and environmental effects, study, †HFR 62.
- Puget Sound, oil spills, study, †HFR 115.
- Redistricting, special committee created, duties, HCR 43.
- River systems, protection and preservation, study, †HFR 102.
- State boards and commissions, needs, study, †HFR 42.
- State employees', officials' salaries, compensation, study, †HFR 39.
- State officials' salaries, exceeding governor's, approval required, HB 849.
- Steam-generated power plants, taxation, study, †HFR 113.
- Taxes, authority to levy, cities and counties, study, †HFR 50.
- Unemployment workweek, inconsistencies, study, †HFR 51.
- Utility rights-of-way, study, †HFR 104.
- Value-added tax, replace B & O tax, study, †HFR 63.
- Veterinarian's assistants, licensing, study, †HFR 69.
- Watercraft, waste disposal legislation, study, †HFR 60.

## LEGISLATIVE DISTRICTS:

- Political parties, caucuses, conventions, meetings, regulation, HB 440, Sub HB 440.
- Precinct committeemen, state committee, election provisions, HB 507.
- Redistricted, reapportioned, Eng HB 747.
- Redistricted, reapportioned, title only, HB 726, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090, SB 928.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## LEGISLATORS:

- Deceased, memorial services, \*HCR 6.
- Recall, proceedings, signature filings, time limitation, provisions, HB 214, \*Sub HB 214, CH. 205 EX.
- Records, public, private, preservation, state archives, preservation provisions, \*Sub SB 90, CH. 102 EX.
- Retirement, public employees' system, membership authorized, \*SB 522, CH. 271 EX.

## LEGISLATURE:

- Adjournment *sine die*, notification to governor, \*HCR 25.
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- Annual sessions, 90/30 days, HJR 34.
- Annual sessions, 90/60 days, Eng HJR 34.
- Appropriated moneys, control, title only, HB 1006.
- Appropriation, extraordinary session, operation, cost, expenses, \*SB 879, CH. 14 EX.
- Appropriation, operation, cost, expenses, \*SB 171, CH. 2.
- Banking, insurance, utility regulation, joint interim committee established, duties, \*SCR 32.
- Bills, consideration, limitation, extraordinary session, HCR 31.
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- Bills, consideration, time extended, \*HCR 24.
- Bills, fiscal note, requirement, HB 195.
- Bills, regular session, 1st extraordinary session introduction, \*SCR 19.
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- Capen, Richard G., address, joint session, \*HCR 25.
- Citizens-Legislative Task Force, established, capital improvements, state bond issues, program study, HB 778.
- Draft requests, limit, study, †HFR 111.
- Extraordinary sessions, legislative, specific purpose, convene selves, authority, Sub SJR 13.
- Forest tax temporary continued, \*SCR 9.
- Gubernatorial legislative report, policies, progress, 10-point program, HB 483.
- House temporary rules adopted, †HFR 1.
- Interns, appreciation expressed, †HFR 29 . . . . . pp. 925-926
- Joint rules, amended, adopted, \*SCR 13.
- Joint rules, regular session, 1st extraordinary session introduction, \*SCR 19.
- Joint session, governor's budget message, \*HCR 3.
- Lobbyists, registration, fees, general revisions, HB 457, HB 577, Sub HB 457.
- Lotteries, legislative, initiative, referendum vote provisions, \*SJR 5.
- Members, recall proceedings, signature filings, time limitation, provisions, HB 214, \*Sub HB 214, CH. 205 EX.
- Municipal temporary committee, created, membership, duties, \*SCR 29.
- Ombudsman, selection, appointment provisions, HB 409.
- Organized, notification to governor, \*HCR 2.
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- Organized, notification to Senate, †HFR 2.
- Public meetings, statute adoption, open, requirement, HB 526.
- Records, public, personal, preservation, state archives, preservation provisions, \*Sub SB 90, CH. 102 EX.
- Redistricted, provisions, HB 870, SB 928.
- Redistricted, reapportioned, Eng HB 747.
- Redistricted, reapportioned, title only, HB 726, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090, SB 928.
- Redistricting, problems, interim work, expenses, appropriation, \*Eng Sub SB 926, CH. 301 EX. PV.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

## LEGISLATORS—Continued:

- Redistricting, special committee, legislative council, created, duties, HCR 43.
- Representatives', employees', salaries, †HFR 3.
- Rules adopted, extraordinary session, †HFR 22.
- Taxes, exemptions, exclusions, decennial review, \*HJR 1.

## LIABILITY:

- Blood, transfusions, warranties, liability, immunity provision, \*HB 157, CH. 56.
- Blood, withdrawal, intoxication test purposes, motor vehicle implied consent, HB 239.
- Civil defense activities, emergency service, property damage, personal injury, provisions, \*SB 56, CH. 8 EX.
- Demonstration cities act, city participation, fiscal liability, limitation provision, \*Eng HB 430, CH. 177 EX.
- Emergency care, accidents, rendering without fee, limitation, HB 691, HB 1074.
- Emergency care, physicians, hospitals, limitation, SB 227.
- Emergency care, surgical, hospital, without consent, liability, provisions, \*Eng SB 188, CH. 305 EX. PV.
- Equipment, defective, without safeguards, workman death, injuries, actions against employers, authorized, HB 934.
- Health planning regional agencies, advisory council, members, official acts, exempt, HB 553, \*Sub HB 553, CH. 198 EX.
- Injury, death, caused by intoxicated person, third person illegal supplier, actions authorized, HB 978.
- Medical malpractice, statute of limitations, provisions, \*HB 720, CH. 80.
- Metropolitan development act, city participation, liability limitation, provisions, \*Eng HB 430, CH. 177 EX.
- Physicians, hospitals, emergency care, limitation, SB 227.
- Physicians, hospitals, professional negligence, death, injury actions, time limitation, HB 380.
- School district budgets, expenditures, in excess of appropriations, officers, employees, liability, \*SB 168, CH. 93 EX.
- Trucks, overload violations, person controlling loading, equal liability, \*HB 644, CH. 148 EX.

## LIBRARIES:

- Law, county, regional, support, \*HB 218, CH. 141 EX.
- Law, county, support, court filing fees increased, HB 189.
- Law, regional, authorized, HB 104, \*HB 218, CH. 141 EX.
- Public service, systems, statewide, legislative council study, \*HCR 20.
- Public statewide system, provisions, HB 297.
- State commission, grant-in-aid program, appropriation, HB 421.

## LICENSES:

- Aircraft, dealers, required, HB 689.
- Airports, aeronautics commission, issuance, HB 121.
- All-terrain, snowmobiles, issuance, operation, regulations, \*SB 156, CH. 29 EX.
- All-terrain, vehicles, registration, provisions, \*Sub SB 372, CH. 47 EX.
- Animal shelters, pounds, pet shops, standards, regulations, licensing, HB 1007.
- Banks, trust, savings and loan businesses, license fee, tax imposition authorized, HB 1053.
- Barbers, beauty culture, general revisions, HB 316.
- Bartenders, examinations, regulation provisions, HB 834.
- Bus drivers, age reduced to 18, authorization, HB 1061.
- Business, professions, certain, fees increased, \*Sub SB 51, CH. 266 EX.
- Campers, issuance, regulations, HB 112, \*Eng Sub SB 897, CH. 299 EX. PV.
- Campers, vehicle mounted, registration, number plates, provisions, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

## LICENSES—Continued:

- Chiropractors, national board examination, state acceptance, \*Sub HB 379, CH. 227 EX.  
 Clams, razor, personal use, license provisions, HB 861.  
 Collection agencies, regulation, HB 949, Sub HB 949, \*Sub SB 796, CH. 253 EX.  
 Commercial feed lots, cattle, issuance, provisions, \*HB 676, CH. 181 EX.  
 Corporations, domestic, foreign, filing fees, surtax imposed, \*Eng SB 738, CH. 2 EX.  
 Depilation operators, schools, provisions, HB 400.  
 Electric, public entities, federal license applications, state law compliance, required, HB 785.  
 Escrow agents, regulations, general revisions, \*Sub SB 216, CH. 245 EX., HB 508.  
 Farm labor contractors, fees, provision revised, HB 828.  
 Farm labor contractors, fees, title only, HB 889.  
 Festivals, outdoor music, permits, regulation, SB 411, HB 580.  
 Fish farming, aquaculture, authorized, \*Sub SB 142, CH. 35, HB 328.  
 Fishing, commercial, charter boats, issuance, HB 585, HB 640, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.  
 Fishing, commercial, other than salmon, delivery permits, gear, fees, provisions, \*Eng HB 687, CH. 283 EX. PV.  
 Fishing, commercial, personal, established, HB 781, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.  
 Fishing, disabled veterans, free, HB 410.  
 Fishing, hunting, licenses, certain persons, free, HB 269.  
 Fishing, salmon, personal use, salt water, required, HB 378, HB 548.  
 Fuel, special, dealers, users, requirement, HB 247, \*Sub HB 247, CH. 175 EX.  
 Game farmers, licensing provisions, HB 963, SB 817.  
 Hair stylists, examination, licensing, regulation, HB 908.  
 Horse racing, fund reallocation, HB 855, HB 1064.  
 Horse racing, meet participation, annual fee, racing commission establishment, HB 308.  
 Horticultural plants, grading, inspection, sales, regulations, \*SB 410, CH. 33 EX. PV.  
 Hospitals, boarding, nursing homes, license expiration dates, provisions, \*SB 295, CH. 247 EX.  
 Hospitals, nursing homes, private establishment, psychiatric patients, provisions, HB 352.  
 Hotels, motels, licensing, regulation, \*Eng SB 170, CH. 239 EX., HB 869, HB 955.  
 Hulk haulers, HB 192, \*SB 605, CH. 110 EX.  
 Hunting, disabled veterans, free, HB 410.  
 Installment loan companies, regulation, HB 805.  
 Insurance, rating, examining bureaus, issuance, authorized, HB 422.  
 Issuance, motor vehicle, certain business, professional, duration, 2-year periods, authorized, \*HB 57, CH. 52.  
 Liquor, class C, F, H licenses, 15% wine discount, entitlement, HB 1118.  
 Liquor, class H, civic centers, issuance provisions, \*HB 876, CH. 208 EX.  
 Liquor, class H, discriminatory, exclusionary organizations, discount prohibited, HB 749.  
 Liquor, class H, minor employees, serving, selling, permitted, HB 875.  
 Liquor, class K, ballrooms, issuance provisions, HB 831.  
 Liquor, transfers, licensee residence requirements, transfer fees, revisions, \*HB 267, CH. 70.  
 Manicurists, regulations, HB 639.  
 Meat, custom facilities, licensing, regulation, \*Sub SB 446, CH. 98 EX.  
 Milk dealers, regulations, \*HB 52, CH. 230 EX.  
 Mobile homes, identification tags, in lieu license plates, issuance, \*Eng Sub HB 69, CH. 231 EX.  
 Mobile homes, recreational vehicle parks, fee schedules, inspection, HB 806.  
 Motor vehicle dealers, certificates, certain cities, police issuance provisions, HB 62, \*HB 77, CH. 74 EX.

\*Indicates bills passed by both House and Senate.

## LICENSES—Continued:

- Motor vehicle dealers, renewal dates changed, HB 63.  
 Motor vehicle operators, all, classified vehicles, required, \*HB 53, CH. 126 EX.  
 Motor vehicle operators, denials, suspensions, administrative procedures act, exempt, \*HB 55, CH. 21.  
 Motor vehicle operators, drug convictions, suspension provision, HB 957.  
 Motor vehicle operators, fees, use, state patrol highway account, abolished, reallocated, \*SB 124, CH. 91 EX., HB 566.  
 Motor vehicle operators, firemen, emergency alarm, possession provision, exemption, HB 359.  
 Motor vehicle operators, information, release, restricted, HB 249, HB 336, HB 399.  
 Motor vehicle operators, license, title only, HB 1023.  
 Motor vehicle operators, occupational, consent laws, excluded, HB 679.  
 Motor vehicle operators, occupational, issuance provisions, SB 64, \*Sub HB 321, CH. 284 EX. PV.  
 Motor vehicle operators, parolees, certain, temporary issuance, SB 582.  
 Motor vehicles, certain disabled veterans, issuance, free, \*HB 1072, CH. 193 EX.  
 Motor vehicles, fees increased, allocation, HB 566.  
 Motor vehicles, habitual traffic offenders, penalties, procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.  
 Motor vehicles, issuance duration, 2-year periods, authorized, \*HB 57, CH. 52.  
 Motor vehicles, laws, general revisions, HB 788.  
 Motor vehicles, mobile home, travel trailers, destroyed, excise tax, license fee, refund provisions, HB 1082.  
 Motor vehicles, ownership transfers, assignments, oath provisions, HB 788.  
 Motor vehicles, ownership transfers, mileage record required, HB 407.  
 Motor vehicles, pre-1931 manufacture, special plates, issuance, \*SB 720, CH. 114 EX.  
 Motor vehicles, registration certificate issuance, driver license, financial responsibility requirement, HB 7.  
 Motor vehicles, registration, financial responsibility proof required, HB 46.  
 Motor vehicles, repair service dealer, mechanics, certificate, issuance, Sub SB 105.  
 Motor vehicles, special, personalized, authorized, \*SB 720, CH. 114 EX.  
 Motor vehicle wreckers, denials, revocations, departmental order provisions, \*SB 49, CH. 7 EX.  
 Municipal, fee revenue, special purpose, fund, allocation, obligation, provision, \*HB 622, CH. 223 EX.  
 Naturopaths, regulation, HB 603.  
 Nurses, practical, duties, regulation, \*HB 405, CH. 68.  
 Nursing home administrators, fee reduced, HB 381.  
 Operators, nonresident, summons service, fee increased, HB 227.  
 Osteopathic physicians assistants, licensing, \*Eng SB 182, CH. 30 EX.  
 Osteopaths, examining board, created, HB 385.  
 Osteopaths, national board examination, state acceptance, HB 379, \*Sub HB 379, CH. 227 EX.  
 Osteopaths, school graduation basis, prohibited, HB 387.  
 Pharmacy board, fees increased, \*HB 411, CH. 201 EX.  
 Physicians' assistants, licensing, HB 255. \*SB 182, CH. 30 EX.  
 Pistol, concealed, application, fingerprint requirement provision, fee increased, \*Sub SB 441, CH. 302 EX. PV.  
 Plumbers, certification, regulation, HB 369.  
 Professional, issuance duration, 2-year periods, authorized, \*HB 57, CH. 52.  
 Real property assessors, examination, \*HB 166, CH. 27 EX. PV, \*Sub HB 283, CH. 288 EX. PV.  
 Revocations, suspensions, public safety cases, notice requirement, administrative procedures act, inapplicable, HB 947.

\*Indicates bills passed by both House and Senate.

## LICENSES—Continued:

- Salmon, commercial fishing, number issued, decrease, HB 323.
- Salmon, commercial fishing, provisions, revised, fee increased, \*HB 687, CH. 283 EX. PV.
- Salmon, delivery permits, commercially licensed fishing boats, issuance, HB 640.
- Scrap processors, hulk haulers, operations, provisions, \*SB 605, CH. 110 EX.
- Snowmobiles, all-terrain vehicles, issuance, operation, regulations, \*SB 156, CH. 29 EX.
- Trail bikes, regulation, HB 755, HB 760.
- Trucks, operators, interstate, national licensing regulations, abandonment petitioned, \*SJM 16.
- Vessel pilots, services, performance, investigation, hearings, provisions, \*SB 465, CH. 297 EX. PV.
- Waste treatment plant operations, licensing, HB 324.
- Water well contractors, operators, regulation, \*HB 495, CH. 212 EX.

## LIENS:

- Child support, debt, public assistance lien permitted, HB 257, \*Sub HB 257, CH. 164 EX.
- Contractors, subcontractors, registered, certificated, owner's agent, provisions, HB 564, \*SB 183, CH. 94 EX.
- Local improvement districts, assessments, economically disadvantaged, deferral, payment provisions, HB 1070.
- Local improvement districts, formation, prior real property assessments, continuation provision, \*SB 863, CH. 116 EX.
- Mechanics', materialmen's, claimants' address, requirement, \*SB 183, CH. 94 EX.
- Mechanics', materialmen's, loan proceeds, priority extension, provisions, HB 317.
- Property, real, taxes, governmental acquisition, pro rata allocation, provisions, \*SB 144, CH. 260 EX.
- Public assistance, medical aid, attorney fees, proportioned share, SB 114.
- Public assistance recipients, injured, departmental aid, recovery awards, lien, \*SB 179, CH. 306 EX. PV.
- Public assistance recipients, workmen's compensation, time loss payments, departmental lien, HB 314, Sub HB 314.
- Public improvements, contract amounts, retained percentage tax lien priority, increased to \$20,000, \*Eng Sub SB 897, CH. 299 EX. PV.
- Solid waste collection districts, unpaid fees, collection procedures, property lien provision, \*SB 52, CH. 293 EX. PV, HB 194.
- Taxes, real property, payment deferrals, certain retired, disabled persons, provisions, HB 1036.

## LIEUTENANT GOVERNOR:

- Office, governor, lieutenant governor, joint candidacy, election provisions, HB 774.
- Public employees' retirement board, member, SB 320.

## LIGHTS:

- Motor vehicle, warning, trucks, buses, two reflector elements, requirement removed, \*SB 369, CH. 97 EX.

## LIQUOR CONTROL BOARD:

- Ballrooms, class K license, issuance provision, HB 831.
- Class H licenses, discriminatory, exclusionary organizations, discount prohibited, HB 749.
- Election days, liquor sale prohibition removed, \*SB 612, CH. 112 EX.
- Liquor, class H, civic centers, issuance provisions, \*HB 876, CH. 208 EX.

\*Indicates bills passed by both House and Senate.

## LIQUOR CONTROL BOARD—Continued:

- Marijuana sales, regulation, jurisdiction, HB 588.
- Regulations, filing, code revisor's office, \*HB 266, CH. 62.
- University of Washington campus, liquor sales, prohibition abolished, HB 862.
- Wine, domestic, sale, provision, nondomestic, importation, sale prohibited, HB 936.
- Wine, tax, excise, certain consumer sales, imposed, HB 936.

## LISTS:

- Motor vehicle owners, operators, sale prohibited, HB 249, HB 336, HB 399.
- Motor vehicle records, information, departmental release authority, limitations, HB 336, HB 399.

## LITTER:

- Assessment, manufacturers, retailers, imposition, use, provisions, INIT 40, \*SB 428, CH. 307 EX. PV.
- Beverage container control, return, recycling, HB 699.
- Control act, \*SB 428, CH. 307 EX. PV.
- Game protectors, litterers, arrest powers, \*Eng HB 113, CH. 173 EX.
- Tax, B & O, certain industries, control act implementation purposes, \*SB 428, CH. 307 EX. PV.

## LOANS:

- Credit card plans, small loan company regulations, exempt, \*HB 660, CH. 37 EX.
- Housing, low-cost, environmental improvements, mutual banks, high degree risk loans, authorized, HB 472.
- Installment, companies, licenses, regulation, HB 805.
- Small companies, garnishments, security, financial condition statements, interest rates, loan amounts, provisions, HB 1105.
- Small loan companies, contracts, simple interest rate requirement, HB 424.
- State credit, public purposes, authorized, SJR 22.

## LOBBYISTS AND LOBBYING:

- Registration, fees, general revisions, HB 457, HB 577, Sub HB 457.

## LOCAL IMPROVEMENT DISTRICTS:

- Assessments, nature, amount, real property owner notice requirement, HB 704.
- Assessments, property owners, economically disadvantaged, payment deferral, provisions, HB 1070.
- Bonds, projects, deposit, return, provisions, HB 1070.
- Cities, towns, arterial streets, widening, construction cost payments, HB 524.
- Cities, towns, formation, assessments, expenses, bonds, general revisions, \*SB 863, CH. 116 EX.
- Formation, assessments, expenses, bonds, general revisions, \*SB 863, CH. 116 EX.
- Television reception improvement, authorized, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.

## LOCKER ROOMS:

- Segregation, sex basis, employment locus, provision, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.

## LOG PATROL:

- Wood fiber debris, state tidal waters, removal provisions, HB 204, HB 299.

## LOGS:

- Trucks, tractors, log tolerance permits, city issuance provisions, \*Eng SB 450, CH. 249 EX.
- \*Indicates bills passed by both House and Senate.

## LOTTERIES:

- Authorized, legislative, initiative, referendum vote provisions, \*SJR 5.
- State, established, HB 1121.
- State, operated, \*SJR 5.

## LOWER COLUMBIA COMMUNITY COLLEGE:

- Smith, Mrs. Ward H., trustee board member, appointment, \*\*GA 45.

## LUDEMAN, DICK D.:

- Big Bend Community College, trustee board member, appointment, \*\*GA 51.

## MAIL (UNITED STATES) (see also "U.S. Mail"):

- Corporations, domestic, annual license, failure to pay, 1st class mail notice, requirement revised, \*HB 225, CH. 142 EX.
- Corporations, nonprofit, existence cessation, 1st class mail notice, requirement revision, \*HB 222, CH. 128 EX.
- Tax notice, receipt use purposes, \*HB 251, CH. 35 EX.

## MAMMALS:

- Marine, managed, protected, HB 123, \*HB 106, CH. 166 EX.
- Marine, management, title only, HB 994.

## MANAGEMENT SURVEYS:

- Conducting, legislative budget committee, authorized, HB 545, \*Sub HB 545, CH. 170 EX.

## MANICURISTS:

- Licenses, regulation, HB 639.

## MANUFACTURERS AND MANUFACTURING:

- Asbestos use, regulation, HB 927.
- Incendiary devices, possession, manufacture, use, crime, \*Sub SB 441, CH. 302 EX. PV.
- Nuclear fuel assemblies, B & O tax imposed, \*HB 888, CH. 186 EX.
- Tapes, records, manufacturer's identification requirement, \*SB 658, CH. 113 EX.

## MAPS:

- Coordinated mapping system, review, †HFR 17.
- Shorelines, Initiative 43, voters' pamphlet, comparative maps, captions, included, HB 1133, Eng HB 463.

## MARIJUANA:

- Sales, regulation, liquor control board jurisdiction, HB 588.

## MARRIAGE:

- Common law, time period, provision, HB 256.
- Credit, refusal, marital basis, prohibited, HB 231.
- Dissolution, summary, title only, HB 1027.
- Family court, proceedings, spouses, outside specialist aid, expense provisions, \*HB 694, CH. 151 EX.
- Women, maiden names, use subsequent to marriage, provision, HB 698.

## MASON COUNTY:

- Cemetery district, state forest land, one acre, deed, authorized, \*SB 858, CH. 90 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

**MAYFIELD LAKE STATE PARK:**

Renamed, Ike Kinswa State Park recreation area, \*Eng HB 50, CH. 50.

**McCURDY, JAMES G.:**

Parks and recreation commission, member, appointment, GA 3.

**MEAT AND MEAT PRODUCTS:**

Bacon packaging, standards, HB 22, \*HB 41, CH. 49.  
 Beef, assessments, cattle to be slaughtered, collection provisions, \*HB 509, CH. 64.  
 Consumer services, agriculture department, renamed, HB 1116.  
 Custom cutting, wrapping, title only, HB 1101.  
 Custom meat facilities, licensing, regulation, \*Sub SB 446, CH. 98 EX.  
 Inspection, federal regulations, state adoption, \*SB 525, CH. 108 EX.

**MECHANICS AND MATERIALMEN:**

Liens, certificated, registered contractors, subcontractors, owner's agent, provisions, HB 564, \*SB 183, CH. 94 EX.  
 Liens, claimant's address, requirement, \*SB 183, CH. 94 EX.  
 Liens, loan proceeds, priority extension, provisions, HB 317.

**MEDICINE:**

Ambulances, operators, attendants, equipment, first aid requirements, HB 243.  
 Blood transfusions, warranties, liability, immunity provision, \*HB 157, CH. 56.  
 Contraceptives, prohibition removed, \*Eng HB 853, CH. 185 EX.  
 Doctor-patient privilege, personal injury cases, waived, HB 348.  
 Drugs, dangerous, possession, health professions, duty purposes only, HB 11.  
 Education, residency training programs, community, statewide, established, HB 1079.  
 Emergency care, physician, hospital, liability limitation, SB 227.  
 Emergency care, surgical, hospital, without consent, liability, provisions, \*Eng SB 188, CH. 305 EX. PV.  
 Emergency care, without fee, liability limitation, HB 691, HB 1074, SB 227.  
 Incompetency, misconduct charges, fellow professionals, immunity from suit, \*HB 351, CH. 144 EX.  
 Malpractice actions, statute of limitations, provision, \*HB 720, CH. 80.  
 Medical examiner, office created, post mortems, death, investigation, HB 998.  
 Medical service corporations, title only, HB 1020.  
 Midwifery, practice, provisions abolished, HB 641.  
 Nurses, licensed, practical, sight, \*HB 405, CH. 68.  
 Paramedics, trained mobile intensive care, emergency service, use authorized, \*SB 188, CH. 305 EX. PV.  
 Physicians, assistants, licensing, HB 255, \*SB 182, CH. 30 EX.  
 Prescription drugs, medicine name, dosage, labeling provision, \*SB 454, CH. 99 EX.  
 Prescription, security cap, safety standards, compliance provision, \*SB 454, CH. 99 EX.  
 Public assistance, medical aid liens, attorney fees, proportioned share, SB 114.  
 Service corporations, tax exemptions, title only, HB 827.  
 Students, school, disease, sight, hearing, health measures, precautionary procedures, standards, \*SB 103, CH. 32.  
 Tax, sales, prescription, exempted, graduated income tax, imposed, HB 1125.  
 Venereal disease, contraceptives, treatment, medicine, advertising prohibition removed, \*Eng HB 853, CH. 185 EX.  
 Workmen's compensation, medical aid, persons, suspended, deferred sentences, coverage, title only, HB 1115.

**MEETINGS:**

Public, open, legislature, statute adoption, requirement, HB 526.  
 Public, open, provisions, \*SB 485, CH. 250 EX.  
 \*Indicates bills passed by both House and Senate.

MEMORIALS:

- Advertising, outdoor, along interstate highways, controls, established, incentive claim payment, petitioned, \*SJM 15.
- Appeals court, U.S., Seattle based, creation petitioned, SJM 7.
- Automotive fuel systems, alternative, program support petitioned, HJM 9.
- Cispus Job Corps Center, U.S. present to state, petitioned, HJM 7.
- Employment supplement program, additional funds, petitioned, \*SJM 19.
- Federal income tax, revenue, state sharing petitioned, HJM 1.
- Fish, anadromous, high seas control, conservation, foreign agreements, petitioned, SJM 14.
- Fisheries, coastal, jurisdiction extension, petitioned, \*SJM 1.
- Fisheries, off-shore, West Coast, foreign agreements, moratorium, review, petitioned, HJM 16.
- Fort Lawton, Seattle acquisition, city park purposes, petitioned, HJM 14.
- Health care, all citizens, federally underwritten, petitioned, Sub SJM 12.
- Legislators, deceased, memorial services, \*HCR 6.
- Lower Granite Dam, construction, supplemental federal appropriation, petitioned, SJM 9.
- Natural gas companies, mergers, pre-1960, anti-trust laws exemption, petitioned, \*SJM 17.
- Railroad cars, reflective markings, petitioned, \*HJM 3.
- Rail system, basic, Pacific Northwest inclusion, petitioned, SJM 3, HJM 8.
- Scientists, engineers, employment, special public corporation, petitioned, HJM 21.
- SST program, decision to halt, congressional reconsideration petitioned, HJM 22.
- Television, radio, major party candidates only, equal time, petitioned, HJM 6.
- Trucks, operators, interstate, national licensing regulations, abandonment petitioned, \*SJM 16.
- Viet Nam war prisoners, release efforts, petitioned, \*HJM 4.
- Welfare programs, federal government funding, requested, \*SJM 5.

MEMORIAL SERVICES:

- Deceased members . . . . . pp. 354-356

MENTALLY ILL AND RETARDED (see also "Handicapped"):

- Community mental health programs, boards, funding, provisions revised, \*HB 277, CH. 204 EX.
- Community mental health services, title only, HB 809.
- Homes, group training, certain income, B & O tax exempt, HB 1047.
- Hospitals, nursing homes, private establishment, license, psychiatric patients, provisions, HB 352.
- Mental health, county funds, state transfer, federal matching purposes, \*HB 707, CH. 84 EX.
- Minors, hospitalization, state hospital admission, charges, payment, HB 530.
- Parental successors, nonprofit charitable corporation, appointment authorized, HB 782.
- Public assistance recipients, institutionalized mental patients, eligibility limitation deleted, \*HB 416, CH. 169 EX.
- Schools, state, residential, students, personal funds, reduction, program qualification purposes, \*Sub SB 866, CH. 118 EX.
- State hospitals, patients, personal funds, reduction, program qualification purposes, \*Sub SB 157, CH. 82.

MERCHANTS:

- Patrolmen, power of arrest, detention, extension provision, HB 923.

\*Indicates bills passed by both House and Senate.

**MERGERS:**

Business, corporations, share, cash, property conversions, provisions, \*SB 564, CH. 38 EX.

Cooperative associations, corporations, provisions, \*HB 800, CH. 221 EX.

Natural gas companies, pre-1960, anti-trust laws exemption, petitioned, \*SJM 17.

Sewer, water districts, permitted, \*HB 567, CH. 146 EX.

**METALS:**

Dealers, sales record requirements, HB 412.

Manufacturing plants, under construction, tax credit, provision, \*Eng Sub SB 897, CH. 299 EX. PV.

Purchases, certain metals, permanent record, required, \*Sub SB 441, CH. 302 EX. PV.

**METROPOLITAN GOVERNMENT:**

Conservation futures, open space land, purchases, provisions, HB 586, \*SB 185, CH. 243 EX.

Metropolitan development act, city participation, liability limitation, provisions, \*Eng HB 430, CH. 177 EX.

Municipal corporations, councils, additional members, provisions, \*SB 690, CH. 303 EX. PV, HB 972.

Municipal corporations, general revisions, HB 972, \*SB 690, CH. 303 EX. PV.

Municipal corporations, transportation systems, existing facilities, acquisition, purchase provisions, \*SB 690, CH. 303 EX. PV, HB 972.

Public works, local, advance planning, provisions, HB 680.

Transit system, buses, private carriers, schools, leases authorized, \*SB 690, CH. 303 EX. PV.

Transit system, operation, provisions, HB 972, \*SB 690, CH. 303 EX. PV.

Transit system, public, financing, local excise tax authorized, HB 966, \*SB 691, CH. 296 EX. PV.

**MEXICAN-AMERICAN AFFAIRS:**

Commission, created, duties, \*SB 394, CH. 34 EX., HB 678.

**MEXICAN-AMERICANS:**

Employment, state, population ratio basis, preference provisions, \*Eng Sub HB 151, CH. 275 EX. PV.

**MIDWIFERY:**

Practice, provisions repealed, HB 641.

**MILEAGE:**

Motor vehicle, ownership transfer, mileage record required, HB 407.

**MILITARY (see also "Veterans"):**

Absentee voters, declaration form, instructions, HB 240.

Identification cards, active duty, liquor purchase purposes, acceptance, \*SB 163, CH. 15 EX.

Reserve, duty, remuneration, unemployment compensation, eligibility, provisions, HB 701.

Veterans' affairs department created, HB 900.

Veterans, preference, layoffs, reemployment, seniority, credit computation, HB 756.

Veterans' rehabilitation council created, HB 900.

Veterans, service time, retirement system credit, HB 602, HB 650.

**MILK:**

Pooling act, production, marketing, regulation, \*HB 52, CH. 230 EX.

Students, school, milk, dietary supplements, provision, HB 114, Sub HB 114, HB 447.

\*Indicates bills passed by both House and Senate.

**MINERALS:**

- Agate, state gem, designation, HB 386.
- Petrified wood, state rock, designation, HB 386.
- Rights, severed from surface rights, tax imposed, HB 333.

**MINES AND MINING:**

- Mineral rights, severed from surface rights, tax imposed, HB 333.

**MINORITIES:**

- Community mental health program, board membership provision, \*HB 277, CH. 204 EX.
- Employment, state, population ratio basis, preference provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- Mexican-American affairs commission, created, \*SB 394, CH. 34 EX., HB 678.
- Newspapers, constitutional amendments, state debts, publication provision, HB 259.
- School programs, cultural heritage, resource personnel, district weighting schedule, costs included, HB 345.

**MINORS (see also "Youth"):**

- Abused, photographs, documentary evidence purposes, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Blind, assistance applicants, age requirements deleted, \*HB 416, CH. 169 EX.
- Children, adopted after age 18, gift tax classification, definition, excluded, HB 1129.
- Children, adopted after age 18, inheritance tax classification definition, excluded, HB 1126.
- Children, placement, interstate compact, enactment, \*HB 414, CH. 168 EX.
- Child support, social and health services department, enforcement services, \*HB 451, CH. 213 EX.
- Class H licensee, employees, serving, selling, permitted, HB 875.
- Drug, alcoholic abuse care, without parental consent authorized, \*SB 273, CH. 304 EX. PV.
- Eighteen-year-old, legal majority, certain purposes, provisions, HB 309, HB 404, \*Sub HB 309, CH. 292 EX. PV, Eng HJR 30.
- Felony, crime, fingerprinting, photographing, authorized, \*Sub SB 441, CH. 302 EX. PV.
- Firearms, under 14, supervised, use permitted, \*SB 141, CH. 34.
- Indigents, delinquent, incorrigible, court counsel, state payment provisions, Sub HB 176.
- Mentally ill, state hospital admission, charges, payment, HB 530.
- Motor vehicle operators, juvenile offenders, minor violations, any court, jurisdiction, SB 436.
- Personal funds, public assistance funds, applicable, \*HB 416, CH. 169 EX.
- Probate, guardianship appointment, age 18, authorized, \*SB 10, CH. 28.
- Voting age, reduced to 18, HJR 30, Eng HJR 30.

**MIRRORS:**

- Motor vehicles, ICC licensed, requirements, HB 318.

**MOBILE HOMES:**

- Destroyed, excise tax, license fee, refund provisions, HB 1082.
- Identification tags, in lieu license plates, issuance provisions, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- Mobile home and recreational vehicle advisory board, additional member, \*HB 597, CH. 82 EX.
- Moving, permit, highway department issuance, provision, \*Eng Sub HB 69, CH. 231 EX.
- Parks, fee schedules, licenses, inspection, HB 806.
- Taxes, personal property, imposition, HB 69, \*Sub HB 69, CH. 231 EX.
- Taxes, real property, senior citizens, exemption schedule, HB 607.
- \*Indicates bills passed by both House and Senate.

**MODULAR HOMES:**

Defined, HB 69, \*Eng Sub HB 69, CH. 231 EX.

**MORFORD, DONALD K.:**

Community college education board, member, appointment, \*\*GA 9.

**MORTGAGES:**

Corporations, U.S., securities, bank, trust company investment, authorized, HB 274.

Homeowners, economic distress areas, payments, foreclosure sales, deferred, HB 824.

Industrial project, insurance, regional development authority, payment provisions, HB 1012.

Property, real, delinquent payment, interest penalty limitation, HB 852.

**MOTELS:**

Licensing, regulation, \*SB 170, CH. 239 EX., HB 869, HB 955.

**MOTHERS:**

Children, death, injury, right of action, SB 32.

Children, death, injury, special rights of action, HB 177.

**MOTION PICTURES:**

Obscene, exhibition, sale, enjoined, HB 292, SB 318.

Taxes, boxing, wrestling matches, imposed, HB 111, Sub HB 111.

**MOTLEY, MRS. RUTH F.:**

Yakima Community College, trustee board member, appointment, \*\*GA 48.

**MOTORCYCLES AND MOTORBIKES:**

All-terrain vehicles, registration, use, operation, regulations, \*Sub SB 372, CH. 47 EX.

All-terrain vehicles, snowmobiles, licensing, regulation, \*SB 156, CH. 29 EX.

Helmet requirement, abolished, HB 775.

Lamps, reflectors, safety equipment requirements, HB 847.

Operators, riders, glasses, helmets, wearing requirements, \*HB 672, CH. 150 EX.

Spark arresters, forest fire protection purposes, required, \*HB 303, CH. 134 EX., SB 341.

Trail bikes, licensing, regulation, HB 755, HB 760.

**MOTOR VEHICLES (see also "Trucks and Tractors"):**

Abandoned, definitions, provisions, revised, HB 192, \*SB 605, CH. 110 EX.

Abandoned, removal, reporting, regulation, \*SB 606, CH. 111 EX.

Accidents, fatalities, drivers, pedestrians, blood samples required, \*SB 467, CH. 270 EX.

All-terrain vehicles, registration, use, operation, regulations, \*Sub SB 372, CH. 47 EX.

All-terrain vehicles, snowmobiles, licensing, regulation, \*SB 156, CH. 29 EX.

Automobile graveyards, \*SB 735, CH. 101 EX.

Automotive repair responsibility act, HB 347, Sub SB 105.

Blood, withdrawal, intoxication test, implied consent, liability, HB 239.

Blue lights, funeral coaches, police vehicles, display, use, provision repealed, \*Eng SB 136, CH. 92 EX.

Boat transporters, 14-foot height limitation provision, inclusion, \*Sub SB 401, CH. 248 EX.

Bumpers, energy absorption systems, equipment required, HB 261.

Buses, drivers, age reduced to 18, authorization, HB 1061.

Campers, mounted, licensing, registration, number plates, provisions, HB 69, \*Eng Sub HB 69, CH. 231 EX.

Commercial, driving experience abstracts, insurance use, restricted, SB 256.

Common carriers, definition, brokers deleted, HB 751.

Dealers, license certificates, police issuance, provisions, HB 62, \*HB 77, CH. 74 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## MOTOR VEHICLES—Continued:

- Dealers, license renewals, dates changed, HB 63.
  - Department, licenses, issuance, motor vehicles, certain business, professional, duration, 2-year periods, authorized, \*HB 57, CH. 52.
  - Department, personalized license service, appropriation, \*SB 720, CH. 114 EX.
  - Department, securities, real estate, professional licensing division, duties transferred, finance and business regulation department, HB 591.
  - Destroyed, excise tax, license fee, refund provisions, HB 1082.
  - Drivers' training, commercial schools, operation, instructors, general revisions, HB 914.
  - Drug transportation, unlawful, conveyance forfeiture, \*2nd Sub SB 146, CH. 308 EX. PV.
  - Energy absorption systems, equipment required, HB 261.
  - Engines, operating, stationary position, time limitation provision, Eng HB 605.
  - Excise tax, aircraft fuel, extended, HB 839.
  - Excise tax, leased, rented vehicles, nonresident interstate operations, passenger, property transportation, exempted, \*Sub SB 352, CH. 11 EX., HB 456.
  - Excise tax, special, mass transit purposes, population basis formula, distribution, \*HB 543, CH. 199 EX.
  - Exhaust, emission, air contaminant, standards, controls, Eng HB 605.
  - Ferries, cross-sound, operation, maintenance, fund availability, inquiry, \*Eng HB 659, CH. 149 EX.
  - Financial responsibility, deposit security, requirement provision, accident amount, increased to \$200, \*Eng SB 47, CH. 22 EX.
  - Financial responsibility, registration, proof required, HB 46.
  - Firemen, private cars, green light, display use, \*Eng SB 136, CH. 92 EX.
  - Fuel, systems, alternative, program support, petitioned, HJM 9.
  - Fuel, tax, cement mixer, garbage, fuel delivery trucks, power take-off unit use, refund, \*HB 353, CH. 36 EX., HB 1043.
  - Fuel, tax, collection, transferred, revenue department, HB 654, Sub HB 654.
  - Fuel, tax, commercial marine vessels, exempt, HB 730, Sub HB 730.
  - Fuel, tax, ditch riders, certain farm trucks, nonhighway use, refund, HB 1043.
  - Fuel, tax, excise, lowered, sales tax authorized, HB 709.
  - Fuel, tax, ferry system, percentage allocation, \*Sub SB 915 V.
  - Fuel, tax, sales, use, imposition authorized, HB 776.
  - Fuel, tax, urban arterial trust account insufficiency, allocation provision, \*HB 759, CH. 291 EX. PV.
  - Funds, ferries, cross-sound, operation, maintenance, availability inquiry, \*Eng HB 659, CH. 149 EX.
  - Fund, sources, financial condition, transportation related, study, \*Eng HB 892, CH. 195 EX.
  - Fund, state patrol highway account, abolished, reallocated, \*SB 124, CH. 91 EX., HB 566.
  - Fund, weed district assessments, highway rights-of-way, payment provision, \*SB 883, CH. 119 EX.
  - Funeral coaches, blue light, display, use, provision repealed, \*Eng SB 136, CH. 92 EX.
  - Gasoline, octane rating number, display, HB 139.
  - Green lights, firemen, display, use, provisions, \*Eng SB 136, CH. 92 EX.
  - Habitual traffic offenders, penalties, procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.
  - Historic, pre-1931 manufacture, special license plates, issuance, \*SB 720, CH. 114 EX.
  - Hulk haulers, licensing, operation, provisions, HB 192, \*SB 605, CH. 110 EX.
  - Inspection, periodic, required, HB 724.
  - Insurance, cancellation, sex, marital basis, prohibited, \*HB 140, CH. 174 EX.
  - Insurance, no-fault, provisions, HB 230.
  - Insurance, no-fault, study, report, HB 696.
  - Junk, abandoned, removal, reporting, regulation, \*SB 606, CH. 111 EX.
  - Junkyards, adjacent to highways, screening requirements, \*SB 735, CH. 101 EX.
  - Juvenile courts, violation cases, no jurisdiction, HB 162.
- \*Indicates bills passed by both House and Senate.

## MOTOR VEHICLES—Continued:

- Juvenile operators, offenders, minor violations, any court, jurisdiction, SB 436.
- Laws, general revisions, HB 788.
- Left turns, roadway center, crossing, provisions, HB 737.
- Liability insurance, lack presumptions, arbitration purposes, HB 65.
- License plates, special, personalized, authorized, \*SB 720, CH. 114 EX.
- License plates, special, pre-1931 manufacture, issuance, \*SB 720, CH. 114 EX.
- Licenses, certain disabled veterans, issuance, free, \*HB 1072, CH. 193 EX.
- Licenses, fees increased, allocation, HB 566.
- Licenses, issuance duration, 2-year periods, authorized, \*HB 57, CH. 52.
- Lights, blue, funeral coaches, police vehicles, display, use, provision repealed, \*Eng SB 136, CH. 92 EX.
- Lights, green, firemen, display, use, provisions, \*Eng SB 136, CH. 92 EX.
- Lights, warning, trucks, buses, two reflector elements, requirement removed, \*SB 369, CH. 97 EX.
- Lists, owners, operator, sale prohibited, HB 249, HB 336, HB 399.
- Mirrors, ICC licensed vehicles, requirements, HB 318.
- Mobile home and recreational vehicle advisory board, additional member, \*HB 597, CH. 82 EX.
- Motorcycles, helmet requirement, abolished, HB 775.
- Motorcycles, motorbikes, lamps, reflectors, safety equipment requirements, HB 847.
- Motorcycles, motorbikes, spark arresters, forest fire protection purposes, required, \*HB 303, CH. 134 EX., SB 341.
- Motor homes, defined, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- Motor pool, state, general administration department, duties transferred, HB 703.
- Nelson, Jack, department director, appointment, \*\*GA 5.
- No-fault insurance, provisions, HB 230.
- No-fault insurance, study, report, HB 696.
- Noise, regulation, HB 376.
- Occupational operator's license, issuance provisions, SB 64, \*Sub HB 321, CH. 284 EX. PV.
- Ocean beaches, traffic, regulation, HB 36, HB 555.
- Operators, classified vehicles, union dispatching, certification acceptance provision, \*HB 53, CH. 126 EX.
- Operators, drug conviction, suspension provision, HB 957.
- Operators, habitual traffic offenders, penalties, procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.
- Operators, intoxicated, conditional suspended sentences, HB 321.
- Operators, juvenile offenders, minor violations, any court, jurisdiction, SB 436.
- Operators, licenses, classified, all operators, required, \*HB 53, CH. 126 EX.
- Operators, licenses, denials, suspensions, administrative procedures act, exempt, \*HB 55, CH. 21.
- Operators, licenses, firemen, emergency alarm, possession provision, exemption, HB 359.
- Operators, licenses, identification, liquor purchase purposes, acceptance, \*SB 163, CH. 15 EX.
- Operators, licenses, occupational, consent laws, excluded, HB 679.
- Operators, licenses, occupational, issuance provisions, SB 64, \*Sub HB 321, CH. 284 EX. PV.
- Operators, licenses, parolees, certain, temporary issuance, SB 582.
- Operators, licenses, title only, HB 1023.
- Operators, nonresident, summons service, fee increased, HB 227.
- Operators, nonresident, summons service, registered mail return receipt, provision, \*SB 91, CH. 69 EX.
- Operators, records, driving experience abstracts, period coverage, reduced, HB 1098.
- Operators, records, personal, commercial, separate abstracts required, HB 784.
- Operators, title only, HB 887.
- Operators, under influence drugs, liquor, jail sentence, fine, suspension provisions, \*Sub HB 321, CH. 284 EX. PV.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## MOTOR VEHICLES—Continued:

- Ownership certificates transfers, mileage record required, HB 407.
- Ownership, transfers, assignments, oath provisions, HB 788.
- Ownership, transfers, sale, department notification requirement, HB 1008.
- Police, blue lights, use, regulation, \*SB 136, CH. 92 EX.
- Pollution, air, exhaust emissions, air contaminant, standards, controls, Eng HB 605.
- Purchases, state, propulsion systems, pollution information, HB 544.
- Records, certain, 5 years old, destruction, authorized, \*SB 47, CH. 22 EX.
- Records, information, departmental release authority, limitations, HB 336, HB 399.
- Registration certificate issuance, driver license, financial responsibility requirements, HB 7.
- Repair, automotive, responsibility act, HB 347, Sub SB 105.
- Repair, examining board, created, duties, Sub SB 105.
- Scrap processors, hulk haulers, operations, provisions, \*SB 605, CH. 110 EX.
- Size, title only, HB 804.
- Smoke, odor control, provisions, HB 605.
- Snowmobiles, all-terrain vehicles, licensing, regulation, \*SB 156, CH. 29 EX.
- Speed computer determined, permissible court evidence, HB 361.
- Spot checks, state patrol, all hours, HB 169.
- State patrol, highway account, abolished, reallocated, \*SB 124, CH. 91 EX., HB 566.
- Taxes, excise, July apportionment, fiscal year, crediting, \*HB 486, CH. 80 EX.
- Tires, standards, \*HB 298, CH. 77.
- Title only, HB 884.
- Tow trucks, operators, certification, regulation, HB 681, Sub HB 681.
- Traffic control, speed traps, concealed, prohibited, HB 823.
- Traffic violations, penalty moneys, traffic safety education account, distribution provisions, \*HB 645, CH. 26 EX.
- Trail bikes, licensing, regulation, HB 755, HB 760.
- Trucks, garbage, rear axle load, limitation exemption, \*SB 209, CH. 244 EX.
- Trucks, operators, interstate, national licensing regulations, abandonment petitioned, \*SJM 16.
- Trucks, overload fines, allocation, annual distribution, provisions, \*HB 30, CH. 17.
- Trucks, overload, grain, perishable commodities, certain cases, unloading not required, \*HB 644, CH. 148 EX.
- Trucks, overload violations, person controlling loading, equal liability, \*HB 644, CH. 148 EX.
- Trucks, tractors, log tolerance permits, city issuance provisions, \*Eng SB 450, CH. 249 EX.
- Trucks, tractors, overlegal loads, special permits, city, county issuance, \*Sub SB 401, CH. 248 EX.
- Trucks, tractors, proportional registration, reciprocal mileage computation, revised, \*HB 54, CH. 51.
- Trucks, trailers, special permits, additional gross load, violations, penalties, \*SB 450, CH. 249 EX.
- Wreckers, license denials, revocations, departmental order provision, \*SB 49, CH. 7 EX.

## MOVING AND TRANSFER:

- Household moving, title only, HB 1019.

## MUNCASTER, THEODORE H.:

- Everett Junior, Edmonds Community Colleges, trustee board member, appointment, \*\*GA 34.

## MURDER:

- Capital punishment, abolished, HB 638.
- Child, unborn quick, wilful injury, killing, HB 319.
- Homicide, felonious flight, justifiable provisions, HB 406.
- Incendiary devices, explosives, use, resulting death, 1st degree murder, provision, \*Sub SB 441, CH. 302 EX. PV.

\*Indicates bills passed by both House and Senate.

**MUSEUMS:**

Historical, county, operation, maintenance expenditures, maximum amounts, provisions repealed, \*SB 195, CH. 39.

**MUSIC:**

Copyright, certain listing, publication filing provisions, repealed, Eng HB 224.

Festivals, outdoor, licensing, regulations, SB 411, HB 580.

Festivals, outdoor, tickets, sales tax imposed, HB 1042.

**NACHES PASS:**

Tunnel, construction authorized, HB 563.

**NAMES:**

Geographic board, established, SB 338.

Women, maiden names, use subsequent to marriage, provision, HB 698.

**NARCOTICS: (see also "Drugs")**

Agents, special law enforcement, extraterritorial jurisdiction, HB 1096, \*Eng Sub SB 441, CH. 302 EX. PV.

Controlled substances, uniform act, HB 997, \*Eng 2nd Sub SB 146, CH. 308 EX. PV.

Juveniles, offenses, photographing, fingerprinting authorized, \*Sub SB 441, CH. 302 EX. PV.

Minors, drug, alcoholic abuse care, without parental consent authorized, \*SB 273, CH. 304 EX. PV.

Sale, illegal, conviction, suspension, deferrals, prohibited, \*SB 108, CH. 295 EX. PV.

**NATIONAL GUARD:**

Members, duty, remuneration, unemployment compensation, eligibility, provisions, HB 701.

**NATURAL RESOURCES:**

Counties, natural resources, comprehensive plan, conservation, esthetic elements, provisions, HB 482.

Department, employees, property examination, surveys, right of entry, \*HB 300, CH. 49 EX.

Department, fire permits, certain purposes, issuance provisions, HB 772, \*Sub HB 772, CH. 232 EX.

Department, fire protection, references changed, \*HB 303, CH. 134 EX., SB 341.

Department, forest fires, suppression costs, contingency funds, supplemental appropriations, \*HB 688, CH. 50 EX.

Department, landowner contingency forest fire suppression account, provision, \*HB 1034, CH. 207 EX.

Department, land use, data bank, design expansion, provision, \*SB 314, CH. 234 EX.

Department, primitive recreation areas, access, rights-of-way, condemnation, HB 302.

Department, public grant lands, sale, lease, school districts, colleges, school site purposes, provisions, \*HB 464, CH. 200 EX.

Department, public land, tidelands, waters, sales, leases, expenses, allowable reimbursement, income percentage provisions, \*HB 477, CH. 224 EX.

Department, state lands, multiple use, provisions, \*SB 314, CH. 234 EX., HB 301.

Department, tidelands, shorelands, certain, state, leasing provisions, \*Eng HB 40, CH. 217 EX.

Districts, title only, HB 716.

Forest debris, mill waste, dumping, forest, range lands, permit required, SB 341, \*HB 303, CH. 134 EX.

Forest products, burning, permits, natural resources department, issuance, regulation, \*SB 42, CH. 233 EX.

\*Indicates bills passed by both House and Senate.

## NATURAL RESOURCES—Continued:

- Forest protection, fire hazard debris, control, suppression, costs, rules, regulation, \*HB 1034, CH. 207 EX.
- Harbor areas, leases, governmental agencies, department management fee, determination, Sub SB 147.
- Mason county cemetery district, state forest land, one acre, deed, authorized, \*SB 858, CH. 90 EX.
- Natural resources and recreation department created, certain agencies duties transferred, HB 695.
- Public lands, access, right-of-way condemnation provision, HB 48.
- School lands, state, park use, cities and towns, lease, cost determination provisions, \*SB 288, CH. 246 EX.
- Sequest State Park, addition, adjacent lands, exchange authorized, \*SB 858, CH. 90 EX.
- State lands, fallen timber, gravel, small sale procedures, revisions, \*HB 237, CH. 123 EX.
- State lands, multiple use, provisions, HB 301, \*SB 314, CH. 234 EX.
- Trust lands, presently parks, sale to parks and recreation commission, \*HB 721, CH. 210 EX.
- Trust lands, state parks use, rentals, parks and recreation department, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- Water resources development management plan, provisions, \*HB 394, CH. 225 EX.

## NATUROPATHS:

- Naturopathy study, †HFR 78.
- Regulation, licensing, HB 603.

## NAVIGATION:

- Title only, HB 826.

## NELSON, JACK:

- Motor vehicles department, director, appointment, \*\*GA 5.

## NEUPERT, JACK G.:

- University of Washington, regents board member, appointment, \*\*GA 24.

## NEWSPAPERS:

- Advertisements, unfair, deceptive, liability, knowledge required, SB 792.
- Carriers, B & O tax, exempt, HB 535.
- Constitutional amendments, notice, publication provision, repeal, HJR 28.
- Constitutional amendments, state debts, minority newspapers, publication provision, HB 259.
- Debts, state, newspaper notice, one time publication provision, HJR 27.
- Ordinances, municipal, resumes permitted, HB 207.

## NISQUALLY DELTA:

- Area, preservation, zoning, provisions, HB 1030, Sub HB 1030, 2nd Sub HB 1030.

## NOISE:

- Control, title only, HB 933.
- Motor vehicles, regulation, HB 376.
- Pollution, motorboats, regulation, HB 661.

## NOMINATIONS:

- Nominees, previous election percentage, requirement deleted, HB 74, HB 443.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

**NONRESIDENTS:**

- College students, resident, nonresident, defined, tuition fee purposes, \*SB 594, CH. 273 EX., HB 802.
- Motor vehicles, trailers, leased, rented, interstate operations, passengers, property transportation, excise tax exempt, \*Sub SB 352, CH. 11 EX., HB 456.

**NONSUPPORT:**

- Stepchildren, family support provisions, excluded, HB 796.

**NORTHERN STATE HOSPITAL:**

- Facilities, alternate uses, study, \*Eng Sub HB 151, CH. 275 EX. PV.

**NOTARIES PUBLIC:**

- Commission, fee payments, to general fund, HB 45.
- Motor vehicles, ownership transfers, assignments, oath provisions, HB 788.
- Seals, physical form, definition changed, HB 45.

**NUCLEAR FACILITIES:**

- Electric generating facilities, steam-powered, taxation, provisions, HB 1124.
- Nuclear fuel assemblies, manufacture, B & O tax imposed, \*HB 888, CH. 186 EX.
- Steam generating facilities, in lieu tax payments, exemption removed, \*HB 82, CH. 75 EX.

**NURSERIES: (Plant)**

- Fruit trees, seedlings, rootstock, tax assessment, annual, imposed, \*SB 410, CH. 33 EX. PV.
- Horticultural plants, grading, inspection, sales, regulations, \*SB 410, CH. 33 EX. PV.
- Stock, growing, property tax, listing required, HB 669, \*SB 515, CH. 18 EX.

**NURSES AND NURSING:**

- EWSC, degree, granting authorized, \*SB 35, CH. 28 EX.
- Malpractice actions, statute of limitations, provisions, \*HB 720, CH. 80.
- Practical, licensed, duties, regulation, \*HB 405, CH. 68.
- Registered, practical, collective bargaining, provisions, HB 425, SB 415.
- Students, private schools, HB 442.

**NURSING HOMES:**

- Administrators, license fee, reduced, HB 381.
- Construction, certificates of need, issuance, HB 553, \*Sub HB 553, CH. 198 EX.
- Industry, policies and procedures study, †HFR 108.
- Licenses, annual expiration date, provisions, \*SB 295, CH. 247 EX.
- Private establishment, licensing, psychiatric patients, provisions, HB 352.
- Public assistance recipients, supplemental budget appropriation, HB 413.

**NUTRITION:**

- Students, school, milk, dietary supplements, provision, HB 114, Sub HB 114, HB 447.

**OBSCENE MATERIALS:**

- Exhibition, sale, enjoined, HB 292, SB 318.

**OCCUPATIONS:**

- Occupations, professions, title only, HB 614, HB 615.

**OCEAN:**

- Beaches, declared public areas, HB 36.
- Beaches, vehicular traffic, regulation, HB 36, HB 555.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## OCEAN—Continued:

- Fish, anadromous, high seas control, conservation, foreign agreements, petitioned, SJM 14.
- Fisheries, coastal, jurisdiction limit extension, \*SJM 1.

## OCEAN CITY:

- State route No. 115, to Ocean Shores, established, HB 560.

## ODOMETERS:

- Motor vehicle, ownership transfer, mileage record required, HB 407.

## OFFICE OF ECONOMIC OPPORTUNITY:

- Head Start, project supplementation, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.

## OFFICIALS:

- County, elected, salary establishment, county legislative body authority, HB 959.
- County, salaries, increased, \*SB 512, CH. 237 EX., HB 764.
- Public, code of ethics, revision, HB 462.
- Public, recall proceedings, signature filings, time limitation, provisions, HB 214, \*Sub HB 214, CH. 205 EX.
- School districts, budgets, expenditures, in excess of appropriations, officers, employees, liability, \*SB 168, CH. 93 EX.
- State, insurance, health coverage plans, choice, provisions, HB 816.
- State, salaries exceeding governors, legislative approval required, HB 819.

## OLYMPIC CENTER:

- Appropriation, omnibus budget, \*Eng Sub HB 151, CH. 275 EX. PV.

## OLYMPIC COMMUNITY COLLEGE:

- Bruckart, Jr., John R., trustee board member, appointment, \*\*GA 32.

## OLYMPIC PENINSULA:

- College, 4-year, feasibility study, HB 37.

## OMBUDSMAN:

- Office created, duties, responsibilities, HB 409.

## OPEN SPACE:

- Airports, tax, basis, HB 155.
- Cities, towns, recreation facilities, development, indebtedness increase authorized, HB 264, \*SB 177, CH. 38.
- Conservation futures, open space land, purchase authorized, HB 586, \*SB 185, CH. 243 EX.
- Counties, conservation futures, land purchases, authorized, HB 586.
- Counties, real property, future public use purposes, option, purchase provisions, HB 685.
- Eminent domain, condemnor improvements, remaining land, diminished value, compensation, HB 648.
- Land, assessment, classification, withdrawal period, changed, HB 288.
- School lands, lease costs, tax equivalency basis, provisions, HB 693.
- Statewide land use planning, provisions, HB 811.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## OPTOMETRISTS:

- Health care, all citizens, federally underwritten, services provision, petitioned, Sub SJM 12.
- Health care programs, state contract, various health practitioners, use, provisions, Eng HB 816.
- Health care services, public, doctors, freedom of choice, established, SB 615, HB 912, HB 913.
- Health care services, state, municipal contracts, doctors, freedom of choice, established, SB 614, HB 911, HB 916.
- Health care services, state, municipal contracts, optometrists, discrimination prohibited, SB 617.

## ORDINANCES:

- Annexations, original documents, filing provisions, SB 86.
- County, initiative, referendum provisions, Sub SB 16.
- Municipal, public notice, resumes authorized, HB 207.

## ORGANIZATIONS:

- Charitable, registration, purpose personnel, funds use statement, HB 68.
- Nonprofit, employees, unemployment compensation coverage, SB 120, \*HB 199, CH. 3.
- Religious, sectarian, nonprofit, real property taxes, exemptions, \*HB 38, CH. 64 EX.

## ORPHANS:

- Schools, state funds apportionment, obsolete provision repealed, \*HB 17, CH. 47.

## OSTEOPATHS:

- Assistants, licensing, \*Eng SB 182, CH. 30 EX.
- Examining board, created, HB 385.
- Health care, all citizens, federally underwritten, services provision, petitioned, Sub SJM 12.
- Health care programs, state contract, various health practitioners, use, provisions, Eng HB 816.
- Health care services, insurance contracts, inclusion required, SB 696.
- Incompetency, misconduct charges, fellow professionals, immunity from suit, \*HB 351, CH. 144 EX.
- Licensing, national board examination, state acceptance, HB 379, \*Sub HB 379, CH. 227 EX.
- Licensing, school graduation basis, prohibited, HB 387.
- Malpractice actions, statute of limitations, provision, \*HB 720, CH. 80.

## OUTDOOR INTERAGENCY COMMITTEE:

- Trails, recreational, existing, potential routes, inventory, preparation provision, \*Sub SB 372, CH. 47 EX.

## PARAMEDICS:

- Emergencies, lifesaving service, use authorized, \*SB 188, CH. 305 EX. PV.

## PARENTS:

- Adoption, petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.
- Blame-the-parents laws, study, †HFR 106.
- Foster, child adoptions, hard to place children, aid payments, Sub SB 128.
- Parental successors, mentally, physically handicapped, nonprofit corporations, appointment authorized, HB 782.
- Stepchildren, family support provisions, excluded, HB 796.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## PARIMUTUEL:

Horse racing, parimutuel betting, licensing funds reallocation, provisions, HB 855, HB 1064.

## PARKING:

Areas, business improvement, establishment authorized, \*SB 130, CH. 45 EX., HB 365.  
Capitol grounds, employees, space rental, provision removed, HB 64.

Off-street, facilities, leasing, operation, provisions, HB 910.

## PARKS AND RECREATION:

All-terrain vehicles, trails, funds allocation, provisions, \*Sub SB 372, CH. 47 EX.

Camps, church owned, real property taxes, exemptions, \*Eng HB 38, CH. 64 EX.

Cities, towns, facilities development indebtedness increase authorized, HB 264, \*SB 177, CH. 38.

Concessionaires, state parks, leases, alteration, amending, provision, SB 789.

Cypress Island educational reserve, established, HB 32.

Department, beaches, vehicular traffic, regulation, HB 36, HB 555.

Department, trust lands, state park use, rentals, payment, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.

Fort Lawton, Seattle acquisition, city park purposes, petitioned, HJM 14.

Garrett, Thomas, commission member, appointment, \*\*GA 15.

Highways, public park acquisition, replacement requirement, HB 338.

Mayfield Lake State Park, renamed Ike Kinswa State Park recreation area, \*Eng HB 50, CH. 50.

McCurdy, James G., commission member, appointment, GA 3.

Mobile home, recreational vehicle parks, fee schedules, licenses, inspection, HB 806.

Natural resources and recreation department created, certain agencies duties transferred, HB 695.

Outdoor interagency recreation committee, membership, ecology director, added, \*HB 228, CH. 60.

Outdoor interagency recreation committee, membership revised, powers, duties expanded, HB 1099.

Outdoor recreational bond redemption, fund deposit date, \*SB 150, CH. 37.

Outdoor recreation areas, title only, HB 991.

Park land, state, unneeded, disposal, low bids rejection provision, \*SB 288, CH. 246 EX.

Parks, dedicated property, cities, towns, exchanges permitted, HB 1109.

Parks, dedicated property, 1st class cities, exchanges permitted, \*SB 219, CH. 16 EX., HB 402, HB 1109.

Parks, recreation personnel examiners board, established, HB 653.

Parks, state, public place, redefined, HB 905, \*Eng HB 876, CH. 208 EX.

Property conveyances, park purposes, governmental units, provisions, \*SB 185, CH. 243 EX.

Recreation areas, primitive, access, rights-of-way, condemnation, HB 302.

Rivers, streams, certain free-flowing, preservation, provisions, HB 554.

Scenic highway recreational system, study authorized, HB 398.

School lands, state, park use, cities, towns, lease provisions, \*SB 288, CH. 246 EX.

Sequest State Park, addition, adjacent lands, exchange authorized, \*SB 858, CH. 90 EX.

State lands, multiple use, provisions, \*SB 314, CH. 234 EX., HB 301.

State parks, fees authorized, HB 401, HB 651.

Trust lands, presently parks, sale to parks and recreation commission, \*HB 721, CH. 210 EX.

Trust lands, state parks use, rentals, natural resources department payments, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.

Whittaker, James W., commission member, appointment, \*\*GA 14.

Youth camps, regulation, safety standards, HB 692.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

**PASCO:**

Harbor lines, location, establishment, authorized, HB 1067.

**PAWNBROKERS:**

Stolen goods, return to owners, provision, HB 124.

Stolen goods, title only, HB 990.

**PENINSULA COMMUNITY COLLEGE DISTRICT:**

Hunt, Harry T., trustee board member, appointment, \*\*GA 29.

**PENSIONS: (see also "Retirement")**

College, university, faculty, employees, certain, teachers' retirement system, membership, provisions, \*SB 368, CH. 261 EX.

Funds, supplemental, established, SB 686.

Judges, public employees' system, former membership reinstatement, prior service credits, \*Eng SB 59, CH. 267 EX.

Law enforcement officers' and fire fighters' system, general revisions, SB 186, HB 1052, \*Sub SB 354, CH. 257 EX.

Leaves, temporary, permitted, HB 191.

Police, 1st class cities, employees' system credits, transfer authorized, HB 618.

Public, all systems, funding, 5-year reserves, provisions, HB 830.

Public employees' retirement system, general revisions, HB 149.

Retirement, age 60, statewide city system, general provisions, HB 858.

Retirement systems, state, funding, alternative methods, study, \*HCR 41.

State employees' retirement system, employer's contributions, payments, temporarily suspended, HB 825.

State employment, certain pensioners, spouses, restrictions, HB 1048.

State patrol, retirement, increase provisions, \*HB 373, CH. 278 EX. PV.

Teachers, retirement allowance, insurance premiums, deductions authorized, \*HB 434, CH. 63.

Universities, faculties, employees, retired, ineligible for social security, benefits increased, \*HB 125, CH. 76 EX.

**PER DIEM:**

Boards, commissions, uniform compensation, per diem allowances provisions, HB 265.

Game commission, per diem allowance, HB 107, SB 333.

**PERMITS:**

Drilling, under surface waters, oil, gas, hydrocarbon substances, issuance, provision, requirements, \*Eng Sub HB 655, CH. 180 EX.

Festivals, outdoor music, licensing, regulation, SB 411, HB 580.

Fire, certain purposes, issuance provisions, HB 772.

Forest debris, mill waste, dumping, forest, range lands, issuance provisions, SB 341, \*HB 303, CH. 134 EX.

Forest products, burning, natural resources department, issuance, regulation, \*SB 42, CH. 233 EX.

Log tolerance, trucks, trailers, city issuance provisions, \*Eng SB 450, CH. 249 EX.

Marine aquatic invertebrates, taking, possession, required, HB 1117.

Mobile homes, movement, department issuance, provisions, HB 69, \*Eng Sub HB 69, CH. 231 EX.

Salmon delivery, commercially licensed fishing boats, issuance, HB 585, HB 640, \*Eng HB 687, CH. 283 EX. PV.

Trucks, tractors, overlegal loads, special permits, fees schedule, \*Sub SB 401, CH. 248 EX.

Trucks, trailers, special permits, additional gross load, violations, penalties, \*SB 450, CH. 249 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## PERMITS—Continued:

- Waste disposal, local governmental sewerage systems, requirement, HB 903.
- Water, conditional, temporary, issuance authorized, HB 965.

## PERPETUITIES:

- Trusts, all, rule against, applicable, \*HB 362, CH. 229 EX.

## PERRY, ERNEST L.:

- Canal commission, member, appointment, \*\*GA 21.

## PERSONNEL BOARD:

- Employees', officials', salaries and compensation, study, †HFR 39.
- Executive assistants, labor relations, civil service exempt, \*HB 743, CH. 209 EX.
- Holifield, George W., board member, appointment, \*\*GA 1.
- Putnam, Robert H., member, appointment, GA 61.

## PESTICIDES:

- Agricultural commodity, raw, use, federal act, regulations, state adoption, HB 1116.
- Application, licensing, operation, general revisions, \*HB 636, CH. 191 EX.
- Board, advisory, membership increased, \*HB 636, CH. 191 EX.
- Control board established, \*HB 540, CH. 190 EX.
- Poisonings, dangers, health and social services department, investigation authority, \*HB 415, CH. 41 EX.
- Regulation, \*HB 540, CH. 190 EX.

## PETERSON, NANCY KAY:

- Miss Washington, state's honorary hostess, \*SCR 18.

## PETITIONS:

- Counties, territory, transfer to another county, election, provisions, HB 1073.
- Initiatives, referendums, signatures, solicitation organization, payment prohibited, HB 367.
- Recall, public officials, proceedings, signature filings, time limitation, provisions, HB 214, \*Sub HB 214, CH. 205 EX.

## PETROLEUM:

- Drilling, Puget Sound, oil, gas, hydrocarbon substances, prohibited, HB 371.
- Drilling, under surface waters, oil, gas, hydrocarbon substances, permits, issuance, provision, requirements, \*Eng Sub HB 655, CH. 180 EX.
- Oil discharge, state waters, prevention, control, provisions, \*Eng Sub HB 655, CH. 180 EX.
- Oil facilities, title only, HB 931.
- Puget Sound, drilling prohibited, HB 371, \*Sub HB 584, CH. 286 EX. PV.
- Puget Sound, oil spills, tanker use alternatives, study, \*HCR 12.
- Surface waters, drilling, permits, issuance, provision, requirements, \*Eng Sub HB 655, CH. 180 EX.

## PETS:

- Animal shelters, pounds, pet shops, standards, regulations, licensing, HB 1007.
- Diseases, communicable, protection, control, provisions, \*SB 228, CH. 72.
- Walking catfish, other dangerous species, prohibited, HB 370.

## PHARMACY AND PHARMACISTS:

- Board, fees increased, \*HB 411, CH. 201 EX.
- Pharmacy board, membership increased, duties, HB 732.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

**PHARMACY AND PHARMACISTS—Continued:**

- Pharmacy board, uniform controlled substances act, administration, HB 997, \*Eng 2nd Sub SB 146, CH. 308 EX. PV.
- Thal, Sanford, board, member, appointment, \*\*GA 60.

**PHOTOGRAPHS:**

- Children, abused, photographing, documentary evidence purposes, authorized, \*Sub SB 441, CH. 302 EX. PV.

**PHYSICIANS AND SURGEONS:**

- Doctor-patient privilege, personal injury cases, waived, HB 348.
- Drugs, dangerous, possession, health professions, duty purposes only, HB 11.
- Emergency care, physician, hospital, liability limitation, SB 227.
- Emergency care, without consent, liability, provisions, \*Eng SB 188, CH. 305 EX. PV.
- Emergency care, without fee, liability limitation, HB 691, HB 1074, SB 227.
- Family practice, corpsmen, study, †HFR 44.
- Health care programs, state contract, various health practitioners, use, provisions, Eng HB 816.
- Health care services, public assistance, vendor fee determination, uniform method, HB 986.
- Health care services, public, doctors, freedom of choice, established, SB 615, HB 912, HB 913.
- Health care services, state, municipal contracts, doctors, freedom of choice, established, SB 614, HB 911, HB 916.
- Health care services, state, municipal contracts, optometrists, discrimination prohibited, SB 617.
- Hospitals, licensed physician, duty coverage, all times, required, HB 974.
- Incompetency, misconduct charges, fellow professionals, immunity from suit, \*HB 351, CH. 144 EX.
- Licensing, basic sciences examination, waiver provision, HB 379, \*Sub HB 379, CH. 227 EX.
- Malpractice actions, statute of limitations, provision, \*HB 720, CH. 80.
- Negligence, professional, death, injury, actions, time limitation, HB 380.
- Paramedics, trained mobile intensive care, emergency service, use authorized, \*SB 188, CH. 305 EX. PV.
- Physicians' assistants, licensing, HB 255, \*SB 182, CH. 30 EX.
- Public assistance, health care services, vendor fee determination, uniform method, HB 986.
- Residency, training programs, community, statewide, established, HB 1079.

**PIERCE COUNTY:**

- Superior court, judges, number increased, HB 536, \*HB 643, CH. 83 EX.

**PILOTAGE COMMISSION:**

- Pilots, services, payment, vessel insurance, coverage provision, \*SB 465, CH. 297 EX. PV.

**PLANNING AND COMMUNITY AFFAIRS:**

- Agency, state land use commission, established, HB 935.
- Public works, local, advance planning, provisions, HB 680.

**PLATS AND PLATTING:**

- Subdivisions, hearings publication notice defects, validation, \*SB 391 V.
- Tidelands, shorelands, certain, state, leasing provisions, \*Eng HB 40, CH. 217 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

**PLUMBERS:**

Licensing, certification, regulation, HB 369.

**PODIATRISTS:**

Health care, all citizens, federally underwritten, services provision, petitioned, Sub SJM 12.

**POLICE: (see also "Law Enforcement Officers")**

Civil service appointment, 3-name list provision, HB 85.

Drug agents, special, extraterritorial jurisdiction, HB 1096, \*Eng Sub SB 441, CH. 302 EX. PV.

Employment, minimum medical health standards, retirement system coverage, established, \*Sub SB 354, CH. 257 EX.

Killed, disabled on duty, children, free tuition, HB 246.

Law enforcement officers' retirement system, general revisions, SB 186, HB 1052, \*Sub SB 354, CH. 257 EX.

Law enforcement officers' training facility, established, HB 468.

Motor vehicle dealers, license certificates, issuance provisions, HB 62, \*HB 77, CH. 74 EX.

Motor vehicles accidents, arrest citation, reasonable ground basis, investigating officer issuance, HB 83.

Motor vehicles, blue lights, use, regulation, \*SB 136, CH. 92 EX.

Motor vehicles, junk, abandoned, inspection disposal, authorization provisions, \*SB 606, CH. 111 EX.

Reserves, volunteer, uniformed, establishment authorized, HB 993.

Retirement system, funding, 5-year reserves, provisions, HB 830.

Retirement system, state administrative costs, local government apportionment, \*HB 210, CH. 216 EX.

Retirement system, 1st class cities, employees' system credits, transfer authorized, HB 618.

Service credits, prior employment, retirement purposes, SB 353.

Social security, coverage, provisions, HB 956.

State patrol, officers, minimum salary, determination basis, HB 635.

State patrol, vehicle inspection stops, all hours, HB 169.

Uniformed personnel, collective bargaining, mediation, determination provisions, SB 232.

**POLITICAL PARTIES:**

Candidates, names, voting devices, listing order, provisions, \*HB 215, CH. 6 EX.

Candidates, write-in nominations, minimum vote reduced, HB 427.

Caucuses, conventions, meetings, regulation, HB 440, Sub HB 440.

Minor parties, conventions, HB 436.

Nominees, party, minimum vote requirement reduced, HB 4.

Nominees, previous election percentage, requirement deleted, HB 74, HB 443.

Political history, state commission created, HB 902.

State committee, precinct committeemen, legislative districts, election provisions, HB 507.

State employees, campaigning, other than state offices, permitted, HB 467.

**POLLUTION: (see also "Environment," also "Solid Waste," also "Noise")**

Air, control authority, single county, establishment, multi-county, regional district, withdrawal provisions, HB 772.

Air, control, plans, procedures, emergency actions, provisions, \*HB 992, CH. 194 EX.

Air, fire permits, certain purposes, issuance provisions, HB 772, \*Sub HB 772, CH. 232 EX.

Air, title only, HB 797.

Automotive fuel systems, alternative, program support petitioned, HJM 9.

\*Indicates bills passed by both House and Senate.

## POLLUTION—Continued:

- Beverage container control, return, recycling, HB 699.
- Control, facility, credits, tax exemption certificate, issuance, denial, appeal, provisions, HB 1081, Sub HB 1081.
- Control, Washington-British Columbia, study, †HFR 86.
- Ecology department, water, air resources program, integration, HB 480.
- Environmental policy, state act, established, \*SB 545, CH. 109 EX.
- Environmental protection, state act, established, HB 752.
- Forest products, burning, permits, natural resources department, issuance, regulation, \*SB 42, CH. 233 EX.
- Grass seed field burning, research program, HB 895.
- Highways, construction, impact reports, provisions, \*HB 273, CH. 24 EX.
- Hill, Matthew, pollution control hearing board, member, appointment, \*\*GA 18.
- Industrial waste discharges, reporting, disclosure provisions, HB 595, \*Sub HB 595, CH. 160 EX.
- Litter control act, \*SB 428, CH. 307 EX. PV.
- Motor vehicle noise, regulation, HB 376.
- Motor vehicles, exhaust emission, air contaminant, standards, controls, Eng HB 605.
- Motor vehicles, state purchases, propulsion systems, pollution information, HB 544.
- Noise, motorboats, regulation, HB 661.
- Oil discharges, state water, prevention, control, provisions, \*Eng Sub HB 655, CH. 180 EX.
- Oil spills, Puget Sound, tanker use alternatives, study, \*HCR 12, †HFR 115.
- Sheehy, James T., pollution control hearing board, member, appointment, \*\*GA 17.
- Solid waste, collection districts, county establishment authorized, duties, \*SB 52, CH. 293 EX. PV, HB 194.
- Water, control facilities construction, appropriation, \*HB 832, CH. 20 EX.
- Water, local governmental sewerage systems, waste disposal, permits required, HB 903.
- Water, public, waste entry, control, sewerage, treatment facilities installation, requirements, HB 780.
- Water, quality, title only, HB 712.
- Water, title only, HB 921.
- Wood fiber debris, state tidal waters, removal provisions, HB 204, HB 299.
- Woodward, Walt, pollution control hearing board, member, appointment, \*\*GA 16.

## POPULATION:

- Study council, established, HB 455.

## PORT DISCOVERY BAY:

- Fishing, commercial, prohibited, HB 533.

## PORTS AND PORT DISTRICTS:

- Annexation, area, same county, not part of existing district, provisions, \*HB 88, CH. 157 EX.
- Bids, contracts, provision revised, \*Eng SB 373, CH. 258 EX.
- Commissioners, compensation, set by port commissioners, ReEng SB 149.
- Commissioners, per diem, salaries, provisions, SB 149.
- Expenditures, emergencies, unanticipated, provisions, HB 1106.
- Fiscal agencies, designation provision revised, \*HB 437, CH. 79 EX.
- Fishing vessels, commercial, foreign, certain, port privileges, granting prohibited, HB 1131.
- Formation, less than county size, provision deleted, \*HB 88, CH. 157 EX.
- Inactive, dissolution, method, provisions, HB 47, \*Sub HB 47, CH. 162 EX.
- Passenger transportation, local facilities, authorized, HB 418.
- Port association, public, minimum dues, SB 149.
- \*Indicates bills passed by both House and Senate.
- \*\*Indicates confirmed gubernatorial appointments.
- †Indicates resolutions passed by House.

## PORTS AND PORT DISTRICTS—Continued:

- Property, leases, municipal officers, personal interest, regulation, provision, \*Eng SB 176, CH. 242 EX.
- Puget Sound, airports, marine port authority, established, HB 702.
- Purchasing, material, over \$2,500 cost, bids required, \*SB 373, CH. 258 EX.
- Soviets, fishing vessels, port use privileges, agreement revaluation petitioned, HJM 16.

## PORT TOWNSEND:

- Ferry, Keystone, docks, franchise rights, purchase authorized, HB 1033.

## PORT WASHINGTON NARROWS:

- Harbor lines, Bremerton, relocation authorized, \*HB 200, CH. 158 EX., SB 161.

## POSTAL SAVINGS SYSTEM:

- Deposits, unclaimed, state property, \*SB 71, CH. 68 EX.

## POULTRY:

- Domestic injured, killed by dogs, owner liability, penalties, HB 960.
- Inspection, federal regulations, state adoption, \*SB 525, CH. 108 EX.

## PRECINCTS:

- Committeemen, deputy registrars, authorized, HB 390, HB 393.
- Committeemen, legislative districts, state committee, election provisions, HB 507.
- Committeemen, name changed precinct chairmen, HB 574.
- Committeemen, name on ballot, twice, permitted, \*HB 245, CH. 18.
- Committeemen, state employees, holding position, permitted, HB 467.
- Committees, meetings, elections, presidential years, HB 280.
- Officers, pay ceiling removed, HB 164.
- Political parties, caucuses, conventions, meetings, regulations, HB 440, Sub HB 440.
- Voting devices, use, election officer instruction, \*HB 242, CH. 124 EX.

## PRESCRIPTIONS: (see also "Drugs")

- Drugs, medicine name, dosage, labeling provision, \*SB 454, CH. 99 EX.
- Prescription, security cap, safety standards, compliance provision, \*SB 454, CH. 99 EX.

## PRINCIPAL (MONETARY):

- Principal and income act, enacted, \*HB 66, CH. 74.

## PRINTING:

- State publications, third class, cost information inclusion, HB 87.

## PRISONERS: (see also "Felons")

- Bail reform, arrest, charges, release, procedures, HB 260.
- Death, autopsy provision, SB 63.
- Felons, male, presentence evaluations, HB 186.
- Furloughs, rehabilitation purposes, established, SB 283, \*Eng SB 125, CH. 58 EX.
- Jail, time served, post-trial proceedings, credit, \*SB 153, CH. 86 EX.
- Leaves, temporary, permitted, HB 191.
- Paroled, probationers, discharged aid program, created, \*SB 196, CH. 31 EX.
- Released, monetary grants, payment provisions, HB 561, \*Sub HB 561, CH. 171 EX., HB 565.
- Work release, individuals, approval provisions revised, \*SB 125, CH. 58 EX.

## PRISON TERMS AND PAROLES:

- Johnson, Bruce F., board chairman, appointment, \*\*GA 19.
- Work release, prisoners, approval provisions revised, \*SB 125, CH. 58 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

**PROBATE:**

- Appraiser, personal representative, claims, filing, provisions, HB 734.
- Checks, estate settlement, personal representative, file removal provision, \*SB 40, CH. 29.
- Filing fees, superior court, law library support, amount increase, provisions, \*HB 218, CH. 141 EX.
- Inheritance tax, payment period, reduced, \*HB 213, CH. 132 EX.
- Legal age, 18, authorized, \*SB 10, CH. 28.
- Title only, HB 624, HB 631.
- Trusts, all, rule against perpetuities, applicable, \*HB 362, CH. 229 EX.

**PROBATION AND PAROLE:**

- Counties, probation service programs, state funds, payment, average base commitment rate, use provisions, \*HB 575, CH. 165 EX.
- Criminally insane, later found sane, probation provisions, HB 383.
- Felons, male, presentence evaluation, HB 186.
- Parolees, certain, motor vehicle operators' license, temporary issuance, SB 582.
- Parolees, prisoners, released, monetary grants, payment provisions, HB 561, \*Sub HB 561, CH. 171 EX., HB 565.
- Parolees, probationers, prisoners, felons, aid program, created, \*SB 196, CH. 31 EX.
- Sentences, suspended, civil rights restoration provisions, \*Eng HB 311, CH. 188 EX.
- Work release, prisoners, approval provisions revised, \*SB 125, CH. 58 EX.

**PROFESSIONS:**

- Licenses, certain, fees increased, \*Sub SB 51, CH. 266 EX.
- Occupations, professions, title only, HB 614, HB 615.

**PROGRAM PLANNING AND FISCAL MANAGEMENT OFFICE:**

- Appropriations, state government, fund allotments, altering, limiting, provisions, \*Eng Sub HB 151, CH. 275 EX. PV.
- Colleges, universities, capital projects, anticipated expenditures, report required, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Evergreen State College, pay, classification plans, fiscal impact, review, alteration authority, approval provisions, HB 545, \*Sub HB 545, CH. 170 EX.
- Howe, Jr., Walter C., director, appointment, \*\*GA 22.
- Legal services, state agencies, attorney general payment, fund allocation, provisions, \*SB 648, CH. 71 EX.
- Public services, state, local, funding, study, HCR 11.
- Services, personal, state, contracts, filing required, \*Eng Sub HB 151, CH. 275 EX. PV.
- Travel, state employees, out-of-state, expenditures, minimum level, approval, provisions, \*Eng Sub HB 151, CH. 275 EX. PV.

**PROPERTY:**

- Airports, open space land tax basis, HB 155.
- Assessments, special, parking, business improvement areas, cities, towns, counties, levy authorized, \*SB 130, CH. 45 EX., HB 365.
- Blood banks, nonprofit, tax exempt, \*HB 1123, CH. 206 EX.
- Cities, towns, leases, annual property amounts, taxable property value percentage restriction removed, HB 1108.
- Civil defense activities, emergency service damage, compensation provisions, \*SB 56, CH. 8 EX.
- Community, transfers, spouses, two gift proviso, repealed, HB 1127.
- Deeds of trust, statute revision, HB 408.
- Destruction, wilful, over \$75.00 damage, felony, \*HB 697, CH. 152 EX.
- Electric generating facilities, steam-powered, taxation, provisions, HB 1124.
- Housing project, definition expanded, SB 311.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## PROPERTY—Continued:

- Leasehold estates, public, rentals, certain considerations, deductions, \*HB 493, CH. 43 EX.
- Municipalities, school districts, conditional sales contract amounts, taxable property value percentage restriction removed, HB 1107.
- Parks, property conveyances, governmental units, provisions, \*SB 185, CH. 243 EX.
- Personal, leased, rented, failure to return, crime, \*HB 234, CH. 61.
- Private, rights, use, provisions, HB 980.
- Public, intergovernmental, transfers, authorized, SB 392, HB 610.
- Recreational, amusement, equipment, tax exempt, HB 1.
- Religious, sectarian, nonprofit organizations, real property taxes, exemptions, \*HB 38, CH. 64 EX.
- School, annexation to cities, towns, permitted, \*HB 250, CH. 69.
- Schools, colleges, private, tax exempt, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Self defense, no legal jeopardy, provisions, HB 339.
- Solid waste collection districts, unpaid fees, collection procedures, lien provisions, \*SB 52, CH. 293 EX. PV, HB 194.
- Surplus, intergovernmental transfers, authorized, SB 392, HB 610.
- Taxes, assessed valuation, increase, payment under protest, provision removed, \*SB 925, CH. 42 EX.
- Taxes, assessed valuation, 25%, 40 mills, \*SJR 1.
- Taxes, beneficial interest, possessor, liability, HB 33.
- Taxes, certain, income, profit producing, exemption restriction, HB 165.
- Taxes, delinquent interest rate, reduced, HB 19.
- Taxes, hops-in-transit, exempted, \*HB 860, CH. 137 EX.
- Taxes, increase, over 25%, presumed excessive, HB 203.
- Taxes, increase, 106% limitation, SB 1, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, information manual, taxpayer petition, appeal preparation purposes, provision, HB 167.
- Taxes, levies, excess, fire protection districts, any purpose, special election, provisions, SB 493.
- Taxes, levies, excess, school districts, elections, provisions, HB 656.
- Taxes, levies, excess, townships, assessment authorized, HB 637, SB 851.
- Taxes, levies, excess, 3/5 majority, 40% previous election vote, \*HJR 47.
- Taxes, nurseries, growing stock, listing required, HB 669, \*SB 515, CH. 18 EX.
- Taxes, revaluations, increases, entire county requirement, HB 3, SB 424.
- Taxes, schools, colleges, private, tax exempt, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Taxes, state levy, ¼ mill increase, property revaluations, investigative purposes, HB 307, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, state levy, 2 mills, public assistance allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Eng Sub SB 897, CH. 299 EX. PV, \*Sub HB 283, CH. 288 EX. PV.
- Tax, permanent committee created, duties, appropriation, \*Sub HB 283, CH. 288 EX. PV.
- Trust, income, principal classification, distribution, share rights, trustee appointment, \*HB 66, CH. 74.

## PROPERTY – PERSONAL:

- Display items, trade shows, use tax, exempt, \*Eng Sub SB 897, CH. 299 EX. PV.
- Livestock, tax assessment, monthly average holdings basis, HB 881.
- Mobile homes, tax, imposition, HB 69, \*Sub HB 69, CH. 231 EX.
- Pawnbrokers, return to owners, provision, HB 124.
- Taxes, personal property, mobile homes, imposition, HB 69, \*Sub HB 69, CH. 231 EX.

\*Indicates bills passed by both House and Senate.

## PROPERTY – REAL:

- Assessors, examination, licensing, \*HB 166, CH. 27 EX. PV, \*Sub HB 283, CH. 288 EX. PV.
- Buildings, improvements, 5-year tax exemption, HB 757.
- Buildings, new alterations, date for placement on assessment rolls, provision repealed, HB 954.
- Condemned, building moving procedures, HB 396.
- Condemned, certain, condemnees, attorney, expert witness fees, authorized, HB 601, \*Sub SB 770, CH. 240 EX.
- Conservation futures, open space land, purchase authorized, HB 586, \*SB 185, CH. 243 EX.
- Counties, conservation futures, purchase provisions, HB 586.
- Counties, future public use purposes, option, purchase provisions, HB 685.
- Eminent domain, condemnor improvements, remaining land, diminished value, compensation, HB 648.
- Fire protection districts, excess tax levies, over permissible limits, special elections, provisions, \*SB 269, CH. 105 EX.
- Governmental acquisition, taxes, pro rata allocation, payment, provisions, \*SB 144, CH. 260 EX.
- Highways, condemnation actions, real estate, court costs, state payment provisions, Sub SB 226.
- Highways, condemned, set-offs benefits determination, time period, HB 138.
- Homesteads, value, amounts increased, \*SB 496, CH. 12 EX.
- Irrigation districts, sale, adjacent owners notice, purchase preference, \*HB 337, CH. 125 EX.
- Land sales practices, uniform act, HB 1002.
- Leasehold estates, public, rentals, certain considerations, deductions, \*HB 493, CH. 43 EX.
- Local improvement districts, assessments, economically disadvantaged, payment deferral, provisions, HB 1070.
- Mortgages, trust deeds, delinquent payments, interest penalty limitation, HB 852.
- Mortgages, trust deeds, economic distress areas, homeowner payments, foreclosure sales, deferred, HB 824.
- Open space land, assessment, classification, withdrawal period, changed, HB 288.
- Open space land, conservation futures, purchase provisions, HB 586, \*SB 185, CH. 243 EX.
- Parks, dedicated property, cities, towns, exchanges permitted, HB 1109.
- Parks, dedicated property, 1st class cities, exchange permitted, \*SB 219, CH. 16 EX., HB 402, HB 1109.
- Private, dog biting, individuals, invitees, liability, HB 606.
- Private, rights, use, provisions, HB 980.
- Public lands, transferred to private ownership, taxing provisions, \*HB 728, CH. 44 EX.
- Public works, condemnations, displacees, uniform relocation program, compensation, provisions, \*Sub SB 770, CH. 240 EX.
- Refund, claims, time limitation removed, HB 263.
- Relocation, uniform assistance and real property acquisition policy, displacee treatment provisions, \*Sub SB 770, CH. 240 EX.
- Revaluation, certain, tax credit, HB 58.
- Revaluation, county plans, assistance, appropriation, \*Sub HB 151, CH. 275 EX. PV.
- Right of entry, natural resources department employees, property examinations, surveys, provision, \*HB 300, CH. 49 EX.
- Sales, occupancy certificates, zoning, use, construction statements, required, HB 1015.
- Sectarian organizations, nonprofit, exemption, \*HB 38, CH. 64 EX.
- Senior citizens, exemption schedule revised, increased, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276.
- Subdivisions, plats, hearings publication notice defects, validation, \*SB 391 V.
- Taxes, advisor, counties, appointment, duties, \*Sub HB 283, CH. 288 EX. PV.
- \*Indicates bills passed by both House and Senate.

## PROPERTY – REAL—Continued:

- Taxes, assessed valuation, increase, payment under protest, provision removed, \*SB 925, CH. 42 EX.
- Taxes, assessed valuation, owner declaration, HB 1040.
- Taxes, assessed value, prior, new, taxpayer notice, county assessor, required, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, assessment roll, development, use restrictions, recording, required, Eng HB 167.
- Taxes, assessments, current use, application, filing period extended, HB 571.
- Taxes, assessments, local improvement districts, nature, amount, owner notice requirement, HB 704.
- Taxes, certain revaluation, credits, HB 58.
- Taxes, cyclical revaluation program, periodic inspections, revisions, county assessor, required, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, delinquent, entire payment, prior to segregation, required, \*SB 37, CH. 48 EX.
- Taxes, delinquent, penalty interest amount, increase provision, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, erroneous payment, refund provision, HB 110, HB 127, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, evaluation procedure, improperly performed, notice distribution provision, \*SB 925, CH. 42 EX.
- Taxes, evaluations, illegal, unconstitutional, county assessor, owner notice required, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, fire protection district levies, over permissible limits, special elections, provisions, \*SB 269, CH. 105 EX.
- Taxes, governmental acquisition, pro rata allocation, payment, provisions, \*SB 144, CH. 260 EX.
- Taxes, increase, 20% previous year, limitation, HB 1035.
- Taxes, notices, forwarding by nonowner, requirement, HB 1068.
- Taxes, owners evaluation, value establishment purposes, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, payment deferrals, certain retired, disabled persons, lien provisions, HB 1036.
- Taxes, payment deferrals, exemptions, revaluations, increase limitations, provisions, HB 283, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, retirement homes, exemptions, revised, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276.
- Taxes, revaluation adjustments, inspectional intervals, statistical data use authorized, HB 283.
- Taxes, revenue, received, anticipated, county treasurer, state report requirement, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, senior citizens, assessed value limitation, freeze provisions, HB 534.
- Taxes, senior citizens, exemption basis revised, HB 128.
- Taxes, senior citizens, exemption increased, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607.
- Taxes, senior citizens, exemption, ownership, occupancy requirement, revised, HB 666.
- Taxes, senior citizens, exemption qualification, one tenant provision, HB 833.
- Taxes, suspension, certain individuals, provisions, HB 1065.
- Taxes, totally disabled women, exemption provision, HB 70, HB 150, HB 235.
- Taxes, true, fair value, taxation purposes, defined, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, tuberculosis facilities, funding, levy provisions, \*HB 313, CH. 277 EX. PV.
- Taxes, valuation, illegal, court decisions, notice requirement, HB 1134.
- Taxes, valuation, repairs, renewal, excluded, HB 279.
- Women, totally disabled, exemption provision, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276.

## PROSECUTING ATTORNEYS:

- Counties, 3rd class, private practice, salary provisions, revised, \*SB 512, CH. 237 EX.
  - Counties, 4th class, locus of state university, college, salary provision, \*SB 512, CH. 237 EX.
  - Salaries, one-half, state payment, requirement, repealed, HB 487.
- \*Indicates bills passed by both House and Senate.

**PSYCHOLOGY:**

Disability insurance, psychological services, contract, coverage, \*HB 684, CH. 197 EX.

**PUBLIC ASSISTANCE:**

Age, eligibility determination factor, provisions, HB 341.

Appropriations, medical, nonmedical items, separate budget sections, authorized, HB 973.

Burials, graves, more than one body, payment not authorized, HB 341.

Child recipients, public assistance standards, regulations, stepparents exempt, HB 810.

Child support, debt, public assistance lien permitted, HB 257, \*Sub HB 257, CH. 164 EX.

Committees, various advisory, membership, aid recipients, HB 341.

Community programs for aging, local funds, state matching fund allocation, \*HB 416, CH. 169 EX.

Cost of living, budget guides use, annual revision, HB 341.

Grants, maximums, prescribing prohibited, HB 341.

Health care services, vendor fee determination, uniform method, HB 986.

Liens, medical aid, attorney fees, proportioned share, SB 114.

Minors, institutionalized, personal funds, applicable, public assistance purposes, \*HB 416, CH. 169 EX.

Programs, federal government funding, requested, \*SJM 5.

Programs, special, services improvement, experimentation, nonappropriated funds use, provisions, HB 915, \*Sub HB 915, CH. 309 EX.

Recipients, care, services, vendors' payments, increase provisions, HB 582.

Recipients, community-based work training programs, employment, financing, provision, \*Eng Sub HB 151, CH. 275 EX. PV.

Recipients, county, infirmary services, payment provisions, \*HB 313, CH. 277 EX. PV.

Recipients, cremation, services, minimum standards established, payment provisions, HB 779.

Recipients, family income, above certain level, repayment provisions, HB 1009.

Recipients, identicards, issuance provisions, HB 502, \*HB 798, CH. 65 EX.

Recipients, injured, department aid, recovery awards, lien, \*SB 179, CH. 306 EX. PV.

Recipients, institutionalized mental patients, eligibility limitation deleted, \*HB 416, CH. 169 EX.

Recipients, nursing homes, supplemental budget appropriation, HB 413.

Recipients, rent payments, highway relocation, duplications, allowance determination, \*SB 172, CH. 9 EX.

Recipients, residency requirement removed, \*HB 416, CH. 169 EX.

Recipients, workmens' compensation, time loss payments, departmental lien, HB 314, Sub HB 314.

Social, health services department, creation, definition reflection, updated, HB 929.

Tax levies, property, state, 2 mill allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Sub HB 283, CH. 288 EX. PV.

Title only, HB 741, HB 742, HB 745, HB 746.

Vendors, health care services, fee determination, uniform method, HB 986.

Vendors, rate committee, powers, duties, expended, \*SB 408, CH. 298 EX. PV, HB 583.

Vendors, tax credits, set-off, provisions, HB 840.

Warrants, lost, duplicate issue, bond requirement, not applicable, \*SB 137, CH. 54 EX.

Welfare frauds, certain cases, attorney general prosecution, authorized, HB 682.

**PUBLICATIONS:**

Advertising, all, sales tax, imposition, HB 450.

Appeals court, decisions, precedential value opinions, publication provisions, \*Sub SB 390, CH. 41, HB 950.

Appeals court, decisions, publication, supervision commission jurisdiction, \*SB 447, CH. 42.

Constitutional amendments, notice, newspaper publication provision, repeal, HJR 28.

\*Indicates bills passed by both House and Senate.

## PUBLICATIONS—Continued:

- Constitutional amendments, state debts, minority newspapers, publication provision, HB 259.
- Debts, state, newspaper notice, one time publication provision, HJR 27.
- Ordinances, municipal, resumes permitted, HB 207.
- Property, real, valuation, illegal, court decisions, notice requirement, HB 1134.
- Publication supervision commission, supreme, appeals courts decisions, membership, appeals court judge added, \*SB 447, CH. 42.
- School code, common, manual publication, sale provisions, \*SB 531, CH. 100 EX.
- Secretary of State, revolving fund, printing, distribution costs payment, \*Eng HB 221, CH. 122 EX.
- Session law, statute law committee, appropriation, \*HB 878, CH. 5 EX.
- State, third class, cost information inclusion, HB 87.
- Subdivisions, plats, hearings publication notice defects, validation, \*SB 391 V.
- Voters' pamphlets, photographs, statements, space, contents, costs, general revisions, \*HB 364, CH. 145 EX.

## PUBLIC LANDS:

- Access, right-of-way condemnation provision, HB 48.
  - Capitol grounds, employee parking, space rental, provision removed, HB 64.
  - Cities, 1st class, dedicated property, parks, exchanges permitted, \*SB 219, CH. 16 EX., HB 402.
  - Granted, school district sale, parcel size, increase authorized, HB 271.
  - Ike Kinswa State Park recreation area, named, \*Eng HB 50, CH. 50.
  - Mason county cemetery district, state forest land, one acre, deed, authorized, \*SB 858, CH. 90 EX.
  - Mayfield Lake State Park, renamed, Ike Kinswa State Park recreation area, \*Eng HB 50, CH. 50.
  - Multiple use, provisions, HB 301, \*SB 314, CH. 234 EX.
  - Ocean beaches, declared public areas, HB 36.
  - Parks, disposal, higher bids authorized, \*SB 288, CH. 246 EX.
  - Private ownership, transfer, taxing provisions, \*HB 728, CH. 44 EX.
  - Recreation areas, primitive, access, rights-of-way, condemnation, HB 302.
  - Resources, fallen timber, gravel, small sale procedures, revisions, \*HB 237, CH. 123 EX.
  - Sales, leases, natural resources department, expenses, allowable reimbursement, income percentage provisions, \*HB 477, CH. 224 EX.
  - Sale, title only, HB 1063
  - School districts, colleges, sales, leases, grant lands, school site use, provisions, \*HB 464, CH. 200 EX.
  - School lands, state, park use, cities, towns, lease provisions, \*SB 288, CH. 246 EX.
  - School, lease cost, tax equivalency basis, provisions, HB 693.
  - Sequest State Park, addition, adjacent lands, exchange authorized, \*SB 858, CH. 90 EX.
  - Skagit, Whitman counties, Washington State University sales, leases, authorized, \*HB 391, CH. 228 EX.
  - Social and health services, Spokane county land, excess, sale provisions, HB 1063.
  - State land planning commission, created, powers, duties, \*Eng HB 865, CH. 287 EX. PV.
  - State land use commission, established, HB 935.
  - State, multiple land use, provisions, \*SB 314, CH. 234 EX., HB 301.
  - Statewide land use planning, provisions, HB 811.
  - State, withdrawal, certain, public, educational purposes, provisions, \*SB 312, CH. 4, HB 301.
  - Surplus property, intergovernmental transfers, authorized, SB 392, HB 610.
  - Tidelands, Ballard area, community college board, state conveyance, \*SB 82, CH. 241 EX.
  - Tidelands, shorelands, state, 1st, 2nd classes, sale, prohibition provision, \*Eng HB 40, CH. 217 EX.
- \*Indicates bills passed by both House and Senate.

## PUBLIC LANDS—Continued:

- Transfers, intergovernmental, authorized, SB 392, HB 610.
- Trust lands, state parks use, rentals, natural resources department payments, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- Trust lands, state parks use, sale to parks and recreation commission, \*HB 721, CH. 210 EX.
- Use, data bank, design expansion, natural resources department, provision, \*SB 314, CH. 234 EX.
- Zones, local ordinances, natural resources department jurisdiction, compliance provision, \*SB 314, CH. 234 EX., HB 301.

## PUBLIC PLACE:

- Redefined, HB 905, \*Eng HB 876, CH. 208 EX.

## PUBLIC UTILITIES:

- Contracts, purchases, certain provisions, \*HB 813, CH. 220 EX.
- County road, public highways, construction, improvements, facilities relocation, cost payment provision, HB 850.
- County utilities, rate commission established, HB 754.
- Districts, double amendment, previous session, technical correction, \*HB 98, CH. 12.
- Districts, title only, HB 812.
- Districts, water systems, sale, without voter approval, provision, HB 708.
- Electrical, contractor bid proposal, financial, experience statement filing, required, \*HB 813, CH. 220 EX.
- Electric, public entities, federal license applications, state law compliance, required, HB 785.
- Highways, construction, relocation costs, federal funds use, HB 1011.
- Interstate highways, construction, improvements, facilities relocation, cost payment provision, \*SB 486, CH. 262 EX.
- Public highways, construction, improvements, facilities relocation, cost payment provisions, HB 854.
- Public service companies, general amendments, \*HB 229, CH. 143 EX.
- Relocation, facilities, county road construction, improvements, cost payment provisions, HB 850.
- Services, bills, each utility, separate amount, indicated, HB 753.
- Title only, HB 925.
- Transportation companies, common carriers, definition, brokers deleted, HB 751.
- Underground wiring, electrical, communication facilities, installation, costs provision, \*SB 164, CH. 103 EX.
- Utilities and transportation commission, actions, review, court appeals, time, procedure limitations, revised, \*SB 449, CH. 107 EX.
- Utility rights-of-way, title only, HB 971.

## PUBLIC WORKS:

- Cities, towns, over \$5,000 cost, high bid rejection, construction by municipality authorized, HB 968, \*Eng SB 863, CH. 116 EX.
- Colleges, universities, building construction, remodeling, demolition, over \$10,000 cost, bids required, \*Eng SB 373, CH. 258 EX.
- Condemnations, displacees, uniform relocation, compensation, provisions, \*Sub SB 770, CH. 240 EX.
- Contracts, nondiscrimination clauses, required, HB 541, Sub HB 541.
- Local, advance planning, provisions, HB 680.
- Municipalities, contracts, maximum no bid dollar amount, increased, HB 1069.
- Port districts, contracts, bids, provision revised, \*Eng SB 373, CH. 258 EX.
- Public improvements, contract amounts, retained percentage tax lien priority, increased to \$20,000, \*Eng Sub SB 897, CH. 299 EX. PV.

\*Indicates bills passed by both House and Senate.

**PUBLIC WORKS—Continued:**

Relocation, uniform assistance and real property acquisition policy, displacee treatment provisions, \*Sub SB 770, CH. 240 EX.  
 State, local, improvements, supplemental appropriation, HB 777, Sub HB 777.

**PUBLISHERS:**

Advertisements, unfair, deceptive, liability, knowledge required, SB 792.

**PUGET ISLAND:**

Westport, Oregon, ferry system, maintenance, operation payments, authorized, HB 356, \*Eng SB 567, CH. 254 EX.

**PUGET SOUND:**

Airports, marine port authority, established, HB 702.  
 Beaches, vehicular traffic, regulation, HB 36, HB 555.  
 Cross-sound transportation, evaluation, financing, development plan, authorized, \*HB 659, CH. 149 EX.  
 Drilling, oil, gas, prohibited, HB 371, \*Sub HB 584, CH. 286 EX. PV.  
 Ferry operation account, created, \*Sub SB 915 V.  
 Fishing, commercial, special harvest, gill nets, purse seines, use, provisions, HB 799, \*Eng HB 687, CH. 283 EX. PV.  
 Oil, spills, tanker use alternatives, study, \*HCR 12.  
 Transportation, title only, HB 857.  
 Vessel pilots, service payment coverage provision, \*SB 465, CH. 297 EX. PV.

**PURCHASING:**

Fish feed, public contracts, 5% differential, in-state purchases, authorized, \*SB 903 V.  
 Motor vehicles, state, propulsion systems, pollution information, HB 544.  
 Municipalities, supplies, equipment, services, purchases, maximum no bid dollar amount, increased, HB 1069.  
 School districts, private schools, joint purchasing, authorized, \*SB 266, CH. 26.

**PUTNAM, ROBERT H.**

Personnel board, member, appointment, GA 61.

**RACING:**

Greyhound, provisions, HB 208, HB 1003.  
 Horse, commission, members, number increased, appointment provisions, Eng HB 668.  
 Horse, meet participation, annual license fee, racing commission establishment, HB 308.  
 Horse, parimutuel betting, licensing funds, reallocation provisions, HB 855, HB 1064.  
 Horse, sweepstakes, state, authorized, HB 8.

**RAFFLES:**

Authorized, charitable, nonprofit organizations, \*HB 291, CH. 280 EX. PV, HB 354, HB 748.

**RAILROADS:**

Cars, reflective markings, petitioned, \*HJM 3.  
 Crossings, all school buses, stop required, HB 163.  
 Employees, duty hours, regulation, HB 24.  
 Grade crossing protective fund, appropriation, HB 196.  
 Grade crossings, outside cities, towns, speed, regulation, \*HB 229, CH. 143 EX.  
 Rail system, basic, Pacific Northwest inclusion, petitioned, SJM 3, HJM 8.

**RAPE:**

Sentence, increased, HB 319.

\*Indicates bills passed by both House and Senate.

**REAL ESTATE:**

- Brokers, salesmen, regulation, general revision, HB 501, SB 382.
- Brokers, school district lands, sales authorized, HB 466.
- Occupancy certificates, zoning, use, construction statements, sale requirement, HB 1015.
- Right of entry, natural resources department employees, property examinations, surveys, provision, \*HB 300, CH. 49 EX.
- Sales, occupancy certificates, zoning, use, construction statements, required, HB 1015.
- Taxes, excise, exemption affidavits, filing fee, HB 252.

**REAPPORTIONMENT: (see also "Redistricting")**

- Congressional districts, seven districts, Eng HB 726, Eng HB 873.
- Congressional districts, title only, HB 726, HB 871, HB 873, HB 874, HB 1086, HB 1087, HB 1093.
- Legislature, Eng HB 747.
- Legislature, problems, interim work, expenses, appropriation, \*Eng Sub SB 926, CH. 301 EX. PV.
- Legislature, title only, HB 726, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090, SB 928.
- Voting wards, districts created, decennial reapportionment requirement, HB 783.

**RECALLS:**

- Public officials, charges, sufficiency certified, HB 101.
- Public officials, signature filing, time limitation provisions, HB 214, \*Sub HB 214, CH. 205 EX.

**RECIPROCITY:**

- Motor carriers, proportional registration, mileage computation, revised, \*HB 54, CH. 51.

**RECORDS AND FILES: (see also "Records and Tapes (Audio & Video)")**

- County, certain, retention period, reduced, \*SB 40, CH. 29.
- Employers, inspection, industrial compensation purposes, availability, \*SB 619, CH. 255 EX.
- Legislative, public, private, state archives, preservation provisions, \*Sub SB 90, CH. 102 EX.
- Local, public, disposition schedules, \*SB 302, CH. 10 EX.
- Local records committee, constituted, duties, \*SB 302, CH. 10 EX.
- Metal dealers, sales requirements, HB 412.
- Motor vehicle department, 5 years old, destruction, authorized, \*SB 47, CH. 22 EX.
- Motor vehicle operators, personal, commercial, separate abstracts required, HB 784.
- Motor vehicle owners, operators, sale prohibited, HB 249, HB 336, HB 399.
- Motor vehicle records, information, departmental release authority, limitations, HB 249, HB 336, HB 399.
- Motor vehicles, commercial, driving experience abstracts, insurance use, restricted, SB 256.
- Probate, estate settlement checks, personal representatives, file removal provision, \*SB 40, CH. 29.
- State, local, official records, disclosure, HB 717.

**RECORDS AND TAPES (AUDIO AND VIDEO): (see also "Records and Files")**

- Courts, justice, electronic, verbatim, oral proceedings, provisions, HB 547.
- Courts, superior, electronic, proceedings, HB 190.
- Dangerous drugs, sales, private conversations, transmitting, recording, provisions, HB 513.
- Justice courts, oral proceedings, electronic verbatim recording, provisions, HB 547.
- Legislative, state archives, preservation, \*Sub SB 90, CH. 102 EX.
- Sales, manufacturer's name, address, identification required, \*SB 658, CH. 113 EX.

\*Indicates bills passed by both House and Senate.

RECREATION: (see also "Parks and Recreation")

- All-terrain vehicles, trails, funds allocation, provisions, \*Sub SB 372, CH. 47 EX.
- Cities, towns, open space, facilities development, indebtedness, increase, authorized, \*SB 177, CH. 38, HB 264.
- Colleges, universities, intercollegiate programs, athlete financial assistance, funds, sources, provisions, HB 293, \*SB 35, CH. 28 EX.
- Equipment, personal property, tax exempt, HB 1.
- Marine projects, costs, marine fuel tax, use, amount limitation revised, \*HB 212, CH. 140 EX.
- Natural resources and recreation department created, certain agencies duties transferred, HB 695.
- Outdoor recreation areas, title only, HB 991.
- Taxes, personal property, equipment exempt, HB 1.
- Title only, HB 714.
- Trails, inventory, existing, potential routes, committed for outdoor recreation, preparation provision, \*Sub SB 372, CH. 47 EX.
- Trails, severance, destruction, highway construction causes, alternate trails, planning provisions, \*HB 1060, CH. 130 EX.
- Trust lands, presently parks, sale to parks and recreation commission, \*HB 721, CH. 210 EX.
- Youth, regulation, safety standards, HB 692.

REDISTRICTING: (see also "Reapportionment")

- Committee, special, legislative council, created, duties, HCR 43.
- Congressional districts, reapportionment, seven districts, Eng HB 726, Eng HB 873.
- Congressional districts, title only, HB 726, HB 871, HB 873, HB 874, HB 1086, HB 1087, HB 1093.
- Legislature, Eng HB 747.
- Legislature, problems, interim work, expenses, appropriation, \*Eng Sub SB 926, CH. 301 EX. PV.
- Legislature, provisions, HB 870, SB 928.
- Legislature, title only, HB 726, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090, SB 928.

REFERENDUMS: (see also "Initiatives and Referendums")

- County ordinances, provisions, Sub SB 16.
- Islands, unincorporated, annexation, referendums not permitted, HB 478.

REFUNDS:

- Property, real, tax refund claim, time limitation removed, HB 263.

REHABILITATION:

- Drug, alcohol, education, program established, HB 219, Sub HB 219, \*Eng SB 273, CH. 304 EX. PV.
- Felons, furloughs, rehabilitation purposes, established, SB 283, \*Eng SB 125, CH. 58 EX.
- Veterans council, created, HB 900.
- Vocation, continued payment, training program, industrial insurance compensation authorized, \*SB 68 V.

REILEY, ELDON:

- Spokane Community College, trustee board member, appointment, GA 2.

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RENTALS:

- Harbor areas, leases, governmental agencies, department management fee, determination, Sub SB 147.

\*Indicates bills passed by both House and Senate.

## RENTALS—Continued:

- Harbor areas, leases, governmental agencies, rate, provisions, Sub SB 147.
- Motor vehicles, trailers, leased, rented, nonresident interstate operations, passengers, property transportation, excise tax exempt, \*Sub SB 352, CH. 11 EX., HB 456.
- Property, leased, rented, failure to return, crime, \*HB 234, CH. 61.
- Public assistance recipients, relocations, rent payment, duplication, allowance determination, \*SB 172, CH. 9 EX.

## RESERVATIONS:

- Indians, fishing, treaty rights exercise, arrest immunity, HB 1004, HB 1005.
- Indians, off-reservation, steelhead fishing, prohibited, HB 35, SB 110.

## RESTAURANTS:

- Class H licensees, minor employees, serving, selling, permitted, HB 875.

## RETIREMENT HOMES:

- Taxes, real property, exemptions, revised, HB 70.

## RETIREMENT: (see also "Pensions")

- Associations, cities, towns, employees, statewide city system, membership authorized, SB 756.
- Associations, political subdivisions, public employees, retirement system, membership authorized, \*SB 522, CH. 271 EX.
- City employee system, benefits, inheritance tax exempt, HB 897.
- City, town associations, statewide city employees, retirement system, membership authorized, SB 756.
- College, university, faculty, employees, certain, teachers' retirement system, membership, provisions, \*SB 368, CH. 261 EX.
- Executive department, officials, public employees' system, membership provision, \*SB 522, CH. 271 EX.
- Firemen, prior service, certain, credit provisions, SB 353.
- Fire, police system, state administrative costs, local government apportionment, \*HB 210, CH. 216 EX.
- Funding study, †HFR 109.
- Higher education, classified employees, age 65, 30 years service, provisions, HB 1031.
- Judges, appeals court, retirement system inclusion, \*SB 79, CH. 30, HB 126.
- Judges, public employees' system, former membership reinstatement, prior service credits, \*Eng SB 59, CH. 267 EX.
- Judicial system, courts of record, established, \*SB 59, CH. 267 EX., \*Eng SB 59, CH. 267 EX.
- Law enforcement, fire fighters' system, duties transferred, finance and business regulation department, HB 591.
- Law enforcement, fire fighters' system, investment, duties transferred, finance department, Eng HB 1022.
- Law enforcement, firefighters' retirement system, medical benefits, study, †HFR 90.
- Law enforcement officers' and fire fighters' system, general revisions, SB 186, HB 1052, \*Sub SB 354, CH. 257 EX.
- Law enforcement officers, prior service, certain, credit provisions, SB 353.
- Legislators, public employees' system, membership authorized, \*SB 522, CH. 271 EX.
- Police, 1st class cities, employees' system credits, transfer authorized, HB 618.
- Public employees' board, lieutenant governor, member, SB 320.
- Public employees' system, duties transferred, finance and business regulation department, HB 591.
- Public employees' system, funds payments, accounts, appropriations, \*Eng Sub HB 151, CH. 275 EX. PV.
- Public employees' system, general revisions, HB 149.
- \*Indicates bills passed by both House and Senate.
- †Indicates resolutions passed by House.

## RETIREMENT--Continued:

- Public employees' system, investment fund duties transferred, finance department, Eng HB 1022.
- Public employees' system, savings fund, not withdrawn, transfer provisions, \*SB 522, CH. 271 EX., HB 983.
- Retired persons, certain, real property tax, exemptions, SB 45, HB 70, HB 89, HB 128, HB 150, HB 235, HB 276, HB 283, HB 289, HB 607, \*Sub HB 283, CH. 288 EX. PV.
- Retired persons, certain, real property tax, payment deferrals, lien provisions, HB 1036.
- Retired persons, real property, tax exemption, qualification, one tenant provision, HB 833.
- State employees, age 65, 30 years service, provisions, HB 1031.
- State employees' system, employer's contributions, payments, temporarily suspended, HB 825.
- State employment, certain pensioners, spouses, restrictions, HB 1048.
- State patrol, pensions, increase provisions, \*HB 373, CH. 278 EX. PV.
- State systems, administration, finance and business regulation department created, HB 591.
- State systems, funding, alternative methods, study, \*Sub HB 151, CH. 275 EX. PV, \*HCR 41.
- State systems, funds, Asian development bank obligations, investment authorized, HB 349.
- Statewide city employees' system, public system consolidation, \*HB 158, CH. 75, HB 858.
- Systems, all public, funding, 5-year reserves, provisions, HB 830.
- Teachers, accumulated leave time, credit, retirement purposes, provision, \*Eng HB 346, CH. 203 EX.
- Teachers, retirement allowance, insurance premiums, deductions authorized, \*HB 434, CH. 63.
- Teachers' retirement system, duties transferred, finance and business regulation department, HB 591.
- Teachers' retirement system, investment funds duties transferred, finance department, Eng HB 1022.
- Teachers, 25 years service, age requirement removed, permitted, HB 667.
- Title only, HB 866.
- University, faculties, employees, retired, ineligible for social security, pension benefits, increased, \*HB 125, CH. 76 EX.
- Veterans, military service time, retirement system credit, HB 602, HB 650.
- Washington judicial retirement system act, established, HB 818.

## REVENUE DEPARTMENT:

- Bonds, municipal, license fees, utility income, special fund allocation, authorized, HB 1120.
- Cigarettes, contraband, inspection, seizure provisions, HB 930.
- Excise taxes, delinquent, penalty rate, increased, HB 461, \*Sub HB 461, CH. 179 EX.
- Excise taxes, payment period, due date, previous month credit provision, HB 461, \*Sub HB 461, CH. 179 EX.
- Lottery commission, established, powers, duties, HB 1121.
- State agencies, certain, revenue duties, functions, coordination purposes, transfer, HB 654, Sub HB 654.
- Taxes, certain, collection duties, transfer, HB 654, Sub HB 654.
- Taxes, real property, cyclical revaluation program, ratios, duties, \*Sub HB 283, CH. 288 EX. PV.
- Taxing districts, timber factor, preparation, county distribution, provisions, \*Sub SB 849, CH. 294 EX. PV.

\*Indicates bills passed by both House and Senate.

**REWARDS:**

Felons, criminals, apprehension, rewards, cities, towns, counties, authorized, \*Sub SB 441, CH. 302 EX. PV.

**RICHLAND:**

Harbor lines, location, establishment, authorized, HB 1067.

State route No. 240, to Cold Creek, shoulder areas, construction, HB 673.

**RICHTER, DOUGLAS:**

Clover Park Community College, trustee board member, appointment, \*\*GA 43.

**RIVERS AND STREAMS:**

Crawfish, commercial fishing, prohibited, \*SB 335, CH. 106 EX.

Free-flowing, certain, preservation provisions, HB 554.

Rivers preservation act, enacted, HB 999.

River systems study, †HFR 102.

Water resources development management plan, provisions, \*HB 394, CH. 225 EX.

**ROADS: (see also "Highways")**

Cable closures, warning devices required, HB 819, †HFR 73.

County, construction, improvements, public utility facilities, relocation, cost payment provisions, HB 850.

Districts, taxes, levied, not collected, code city distribution, provision, \*Sub SB 678, CH. 251 EX.

Millage, county, funds, use, other purposes, permitted, \*HB 248, CH. 25 EX.

State, contractors, sales tax provisions, inclusion, \*Eng Sub SB 897, CH. 299 EX. PV.

State, highways, route descriptions amended, \*SB 291, CH. 73 EX.

State, public highways, construction, improvement, public utility facilities, relocation, cost payment provision, HB 854.

**ROBINSON, RONALD E.:**

Eastern Washington State College, trustee board member, appointment, \*\*GA 58.

**ROUTES:**

State route No. 115, Ocean Shores to Ocean City, established, HB 560.

**RYDERWOOD:**

State route No. 407, to Elochoman River, feasibility study, HB 500.

**SABBATICAL LEAVES:**

Colleges, universities, faculties, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.

School districts, employees, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.

State employees, not permitted, certain exceptions, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.

**SAFETY:**

Accident prevention, industrial insurance, incentives, protective premium formula, building industry, dividend returns, \*SB 472, CH. 274 EX.

Aircraft, state, downed rescue transmitter, required, HB 160.

Asbestos use, manufacturing, construction, regulation, HB 927.

Awards, county employees, authorized, \*HB 523, CH. 79.

Bumpers, energy absorption systems, motor vehicles, equipment required, HB 261.

Elevators, division of safety, administration, \*HB 320, CH. 66.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## SAFETY--Continued:

- Equipment, defective, without safeguards, workman death, injuries, actions against employers, authorized, HB 934.
- Eyeglasses, safety lenses, required, HB 439.
- Hospitals, licensed physician, duty coverage, all times, required, HB 974.
- Motorcycles, motorbikes, lamps, reflectors, safety equipment requirements, HB 847.
- Motorcycle operators, riders, glasses, helmets, wearing requirements, \*HB 672, CH. 150 EX.
- Motor vehicles, energy absorption systems, equipment required, HB 261.
- Motor vehicles, periodic inspection, required, HB 724.
- Motor vehicles, warning lights, trucks, buses, two reflector elements, requirement removed, \*SB 369, CH. 97 EX.
- Railroad cars, reflective markings, petitioned, \*HJM 3.
- Roads, streets, cable closures, warning devices required, HB 819.
- Schools, highway crossings, school sites, children safety requirements, HB 793.
- Schools, private, parochial, minimum state controls, standards, provisions, \*HB 335, CH. 215 EX.
- Tires, standards, \*HB 298, CH. 77.
- Traffic violations, penalty moneys, traffic safety education account, distribution provision, \*HB 645, CH. 26 EX.

## SALARIES AND WAGES:

- Agricultural employees, minimum wage coverage, HB 363.
- Colleges, universities, faculties, employees, increases, same job classification, not permitted, \*Eng Sub HB 151, CH. 275 EX. PV.
- Community colleges, operating expenses, classroom instructors, 50% requirement, HB 758.
- County, classifications, state census basis, HB 286.
- County elected officials, salary establishment, county legislative body authority, HB 959.
- County officials, increase, \*SB 512, CH. 237 EX., HB 764.
- County officials, own compensation, determination, authorization provision, \*SJR 38.
- County prosecutors, one-half salaries, state payment, requirement, repealed, HB 487.
- Court administrator, supreme court, salary ceiling removed, HB 178.
- Court reporters, judicial districts, size reduced, compensation increased, HB 368.
- Discrimination, employment, sex basis, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.
- Election help, temporary, minimum wage coverage, HB 20, \*HB 242, CH. 124 EX.
- Employee wage protection, provisions, \*SB 261, CH. 55 EX.
- Housing authorities, commissioners, per diem, expenses, payment provisions, HB 1066, Eng HB 516.
- Interim committee, employees, employment, salary, approval provisions, HB 198.
- Judges, higher courts, state per capita personal income basis, annual adjustments, HB 906, HB 981.
- Justices of peace, cities over 20,000, salary increased, HB 1095.
- Justices of peace, districts over 40,000, over \$9,000, deemed full time justices, \*HB 620, CH. 147 EX.
- Optional municipal code, officer elections, salary increases, general revisions, \*Sub SB 678, CH. 251 EX.
- Physical disability, sex, discrimination prohibited, Sub HB 594.
- Port district commissioners, compensation, set by port commissioners, ReEng SB 149.
- Prosecuting attorneys, 3rd class counties, provision, revised, \*SB 512, CH. 237 EX.
- Prosecuting attorneys, 4th class counties, locus of state university, college, provision, \*SB 512, CH. 237 EX.
- Public employees, collective bargaining, new agreements, effective date provisions, \*HB 1075, CH. 187 EX.
- Salary fund, class AA, A, counties, amount authorized, increased, \*HB 438, CH. 214 EX.

\*Indicates bills passed by both House and Senate.

## SALARIES AND WAGES—Continued:

- Salary fund, counties, smaller than 1st class, establishment provision, \*HB 438, CH. 214 EX.
- School districts employees, payroll deductions, certain, authorized, HB 465.
- Sex discrimination, employment, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.
- State employees, increases, same job classification, not permitted, \*Eng Sub HB 151, CH. 275 EX. PV.
- State employees, over \$15,000, yearly merit increases, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- State officials, employees, salaries exceeding governors, legislative approval required, HB 849.
- State patrol officers, minimum, determination basis, HB 635.
- Teachers, contracts, school year basis, provisions, HB 922.
- Teachers, salary schedule, statewide, provisions, HB 815.
- Wage protection, employees, provisions, \*SB 261, CH. 55 EX.

## SALESMEN:

- Real estate, regulation, general revision, HB 501, SB 382.

## SALES: (see also "Taxes")

- Animals, wild, skins, bodies, sale prohibited, HB 882.
  - Beer, wine, salesmen, canvassing, certificate of approval, \*HB 115, CH. 138 EX., HB 546.
  - Bulk sales transfer, assets, immediate transfers permitted, \*HB 206, CH. 23.
  - Cancellation, installment sales contract, 3-day notice period, registered mail provision, HB 67.
  - Consumer goods, manipulated, misleading prices, unlawful, HB 232.
  - Contraceptives, prohibition removed, \*Eng HB 853, CH. 185 EX.
  - Contracts, conditional, amounts, municipalities, school districts, taxable property value percentage restriction removed, HB 1107.
  - Fish, wildlife, dangerous, deleterious to environment, native fish, wildlife, possession, sale, prohibited, \*HB 106, CH. 166 EX.
  - Food, prescription drugs, sales tax payment, refund, HB 100.
  - Horticultural plants, grading, inspection, sales, regulations, \*SB 410, CH. 33 EX. PV.
  - Installment, cancellation, 3-day notice period, registered mail provision, HB 67.
  - Land sales practices, uniform act, HB 1002.
  - Liquor, damaged shipping containers, sale provisions, SB 529.
  - Liquor, election days, prohibition removed, \*SB 612, CH. 112 EX.
  - Liquor, University of Washington campus, prohibition abolished, HB 862.
  - Marijuana, regulation, liquor control board jurisdiction, HB 588.
  - Metal dealers, record requirements, HB 412, \*Sub SB 441, CH. 302 EX. PV.
  - Motor vehicles, ownership transfer, mileage record required, HB 407.
  - Motor vehicles, transfer, department notification requirement, HB 1008.
  - Property, deeds of trust, statute revision, HB 408.
  - Public grant lands, sales, leases, school site use, provisions, \*HB 464, CH. 200 EX.
  - Public lands, resources, fallen timber, gravel, small sale procedures, revisions, \*HB 237, CH. 123 EX.
  - Real estate, occupancy certificates, zoning, use, construction statements, required, HB 1015.
  - Social and health services, excess land, Spokane county, sale authorized, HB 1063.
  - Tapes, recordings, retail, manufacturer's identification requirement, \*SB 658, CH. 113 EX.
  - Tax, certain businesses, service activities, professions, included, HB 928.
  - Tax, installment, interest rate, increased to 15%, HB 718.
  - Tax, local, expiration date, repealed, HB 505.
  - Tax, provisions revised, graduated income tax, imposed, HB 1125.
- \*Indicates bills passed by both House and Senate.

## SALES—Continued:

- Tax, reduced prices, quantity limitation prohibited, HB 835.
- Tidelands, shorelands, state, 1st, 2nd classes, sale, lease, provisions, \*HB 40, CH. 217 EX., HB 304.
- Unit pricing, disclosure, provisions, HB 444.
- Washington State University, public lands, certain, sales, leases, authorized, \*HB 391, CH. 228 EX.
- Wearing apparel, retail service center, distribution activities, B & O tax exempt, HB 894.
- Wine, classified, commercial, premium, sale provisions, HB 1119.
- Wine, domestic, sale, provisions, nondomestic, importation, sale prohibited, HB 936.
- Wine, gallonage tax increased, sales taxes, revised, HB 1128.
- Wine, nondomestic, importation, sale, prohibited, HB 936.
- Wine, out-of-state salesmen, canvassing, local wine importer's agent, accompaniment required, HB 546.
- Wine, tax, excise, certain consumer sales, imposed, HB 936.

## SALMON:

- Eggs, fish farming, aquaculture purposes, supply provisions, \*Eng Sub SB 142, CH. 35.
- Fishing, commercial licenses, number issued, decrease, HB 323.
- Fishing, commercial licenses, provisions revised, fees increased, \*HB 687, CH. 283 EX. PV.
- Fishing, commercial, personal, established, HB 781, Sub HB 781, \*Eng HB 687, CH. 283 EX. PV.
- Fishing, commercial, Puget Sound, Juan de Fuca Straits, special harvest, gill nets, purse seines, use provisions, HB 799, \*Eng HB 687, CH. 283 EX. PV.
- Fishing, personal use, salt water, license required, HB 378, HB 548.
- Hatchery, Humpptlips River, established, HB 548.
- Propagation, certain personal use salmon license fees, facilities establishment, HB 378.

## SAMPSON, DONALD C.:

- Commended, meritorious contribution, \*HCR 1.

## SANITARIUMS:

- Licenses, expiration date, provisions, \*SB 295, CH. 247 EX.

## SAN JUAN COUNTY:

- Superior court, judges, number revised, district altered, \*HB 643, CH. 83 EX.

## SAN JUAN ISLANDS:

- Cypress Island Educational Reserve, established, HB 32.

## SAVINGS AND LOAN ASSOCIATIONS:

- Bonds, civil actions, posting, not required, HB 262.
- Checking accounts, trust services, authorized, HB 377.
- Division, duties transferred, finance and business regulation department, HB 591.
- Tax, license fee, imposition authorized, HB 1053.

## SCHOLARSHIPS:

- Intercollegiate athletics, student participation, financial assistance, provision, \*SB 35, CH. 28 EX., Sub HB 293.

## SCHOOL DISTRICTS:

- Arbitration, professional employee organization, district directors, agreements authorized, HB 942.
- Attendance districts, established, criteria, HB 1104.
- Budgets, overexpenditures, officers, employees, liability, \*SB 168, CH. 93 EX.
- Budgets, tentative, pending legislative appropriations, authorized, \*SB 168, CH. 93 EX.

\*Indicates bills passed by both House and Senate.

## SCHOOL DISTRICTS—Continued:

- Buildings, county, improvements, funds, expenditure permitted, HB 1080.
- Buses, governmental agency emergencies, leases authorized, SB 46, \*HB 75, CH. 24.
- Buses, handicapped children transport, leases authorized, \*HB 322, CH. 78.
- Busing, students, without parental permission, budget fund use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- Busing, students, without parental permission, state funds use prohibited, HB 6, SB 317.
- Community colleges, obsolete negotiations provisions repealed, HB 13.
- Contracts, conditional sales, amounts, taxable property value percentage restriction removed, HB 1107.
- Day care services, school facilities use permitted, HB 49.
- Directors, association, expense limit, audit report, assessments, general revisions, HB 1013.
- Directors, certain class AA counties, 4-year terms, HB 549.
- Directors, cities, towns, property annexations, petition filing, authorized, \*HB 250, CH. 69.
- Directors, districts, class A counties, west of Cascade Mountains, election, provisions, HB 60, HB 469.
- Directors, election, particular district voters, limitation, provisions, HB 731.
- Directors, number, new districts, provisions, duties, \*HB 118, CH. 67.
- Directors, vacancies, intermediate board appointment provisions, \*HB 108, CH. 53.
- Educational service corporations, demonstration schools, contracts authorized, HB 944, Eng SB 464.
- Educational service corporations, title only, HB 1097.
- Education board, state, members, vote weighting basis revised, SB 160, \*HB 491, CH. 285 EX. PV.
- Employees, accumulated sick leave, severance use, HB 42.
- Employees, annual leave, emergency purposes, provisions, \*HB 346, CH. 203 EX.
- Employees, certificated, negotiations, advisory committee, general revisions, HB 258, HB 1051.
- Employees, certificated, negotiations procedures, arbitration, mediation provisions, Eng HB 1094, Eng SB 464.
- Employees, certificated, nonreturn, notice required, SB 286.
- Employees, certificated, probationary period, three years, provisions, HB 542, HB 1062.
- Employees, classified, unemployment compensation coverage mandatory provisions, HB 838.
- Employees, health, protection, provisions, school payments, amount increase, Eng SB 464.
- Employees, insurance, health care, protection, provisions, \*SB 298, CH. 269 EX.
- Employees, insurance, on-duty coverage, provisions, \*SB 298, CH. 269 EX.
- Employees, insurance premiums, school payment, amount increased, HB 350, Eng SB 464.
- Employees, leave time, accumulated, credit, retirement purposes, provision, \*Eng HB 346, CH. 203 EX.
- Employees, leave time, personal business, emergencies, retirement, provisions, \*HB 346, CH. 203 EX.
- Employees, students, insurance, all types, provisions, \*SB 298, CH. 269 EX.
- Enrollment, estimates, state fund apportionment purposes, certification provisions, SB 158.
- Expenditures, general fund moneys, reductions, legislative budget committee, authority, \*SB 559, CH. 263 EX.
- First class, director districts, class A counties, west of Cascade Mountains, election, provisions, HB 60, HB 469.
- Fiscal agencies, designation provision revised, \*HB 437, CH. 79 EX.
- Forest tax, yield basis, certain income, proportion allocation provision, \*Sub SB 849, CH. 294 EX. PV.

\*Indicates bills passed by both House and Senate.

## SCHOOL DISTRICTS—Continued:

- Funds, state monthly apportionment schedule, revised, SB 158.  
 Handicapped children, education, special aid program, SB 66, \*HB 90, CH. 66 EX.  
 Hearing examiner, state, organizational administration, county committee, substituted, HB 872, Eng SB 464, SB 160.  
 High school, classification, date provision, HB 531.  
 Indicated county ratio, individual district correction, HB 81.  
 Insurance, employees, on-duty coverage, provisions, \*SB 298, CH. 269 EX.  
 Insurance, employees, students, staff, coverage, all types, provisions, \*SB 298, CH. 269 EX.  
 Intermediate, abolished, HB 521.  
 Intermediate, administration, operations, finances, general revisions, \*HB 86, CH. 282 EX. PV.  
 Intermediate, board director vacancies, appointment provisions, \*HB 108, CH. 53.  
 Intermediate, boards, memberships, qualifications, residency, duties, provisions revised, \*HB 86, CH. 282 EX. PV.  
 Intermediate, boundaries, number changes, property, assets transfers, state board of education, authorized, \*HB 86, CH. 282 EX. PV.  
 Intermediate, boundaries, supervision, expenses, property, general revisions, HB 120.  
 Intermediate, budgets, state funds, distribution, formulas, superintendent of public instruction, authority, provisions, \*HB 86, CH. 282 EX. PV.  
 Intermediate, old internal code references, changed, \*HB 18, CH. 48.  
 Joint, created by consolidation, administration, funding, highest county classification provision, SB 464.  
 Land, sales, real estate brokers, use authorized, HB 466.  
 Levies, excess, failure to pass, relief funds provision, HB 1130.  
 Mediation, conciliation, factfinding service, superintendent of public instruction office, provision, Eng HB 1094, Eng SB 464.  
 Motor vehicle excise taxes, July apportionment, fiscal year, crediting, \*HB 486, CH. 80 EX.  
 New, number of directors, provisions, duties, \*HB 118, CH. 67.  
 Nonhigh, high school district services, payments, HB 479.  
 Numbering system, state education board, responsibility, \*HB 109, CH. 54.  
 Personnel, certificated, negotiations, title only, HB 1094.  
 Property, annexation to cities, towns, permitted, \*HB 250, CH. 69.  
 Public grant lands, sales, leases school site use, provisions, \*HB 464, CH. 200 EX.  
 Public lands, purchase, parcel size increase authorized, HB 271.  
 Purchasing, joint agencies, private schools, authorized, \*SB 266, CH. 26.  
 Reorganization, incentive funds, provisions, HB 496.  
 Rescheduled, extended school year, provision, HB 497.  
 Research services, private individuals, agencies, contracts authorized, \*Eng SB 168, CH. 93 EX.  
 Sabbatical leaves, employees, certain number, authorized, \*Eng Sub HB 151, CH. 275 EX. PV.  
 School buses, children, accident insurance, coverage, payment, authorized, Sub HB 446.  
 School day redefined, \*HB 863, CH. 161 EX.  
 Schools, new, student activities expenditures, provisions, HB 374.  
 Small school plants, certain, state aid continued, HB 366.  
 Small school plants, high, nonhigh schools, weighting schedule, inclusion, HB 496.  
 Special levies, title only, HB 448.  
 State aid, fund distribution, formula revision, HB 485.  
 Students, conduct, rights, written rules, adoption, distribution, \*SB 98, CH. 268 EX., HB 147.  
 Students, conduct, substantive rights enumerated, HB 790.  
 Students, school activities, insurance coverage, HB 129.  
 Students, transportation, without parental permission, budget funds use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.  
 \*Indicates bills passed by both House and Senate.

**SCHOOL DISTRICTS—Continued:**

- Students, transportation, without parental permission, state fund use, prohibited, HB 6, SB 317.
- Tax levies, excess, elections, provisions, HB 656.
- Tax levies, millages, amounts, allocation, distribution, provisions, HB 791.
- Tax levies, property, state, school district allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Eng Sub SB 897, CH. 299 EX. PV, \*Sub HB 283, CH. 288 EX. PV.
- Tax levies, special excess, failure to pass, relief funds, provision, HB 1130.
- Teachers, contracts, nonrenewal, written notification, hearing, provisions, HB 542, HB 1062.
- Transportation, costs, state reimbursement, 50% limitation, HB 864.
- Transportation, private school students, contracts authorized, HB 890.
- Tuition free attendance, racial balance programs, participation, written parental consent, HB 475.
- Uniforms, costumes, performance purposes, provided, HB 235.
- Vocational education, programs, implementation, rules, regulations, \*HB 491, CH. 285 EX. PV.
- Vocational education, programs, implementation, rules, regulation, state board adoption, SB 539.
- Weighting schedule, minority cultural heritage resource personnel, costs included, HB 345.
- Weighting schedule, small districts, extra weighting, support purposes, HB 366.

**SCHOOLS – PRIVATE:**

- Colleges, undergraduate, resident students, tuition supplementation, \*SB 419, CH. 56 EX.
- Educational service corporations, demonstration schools, school district contracts, authorized, HB 944, Eng SB 464.
- Elementary, minimum state controls, standards, provisions, \*HB 335, CH. 215 EX.
- Property, tax exempt, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Purchasing, school districts, joint agencies, authorized, \*SB 266, CH. 26.
- Taxes, property, exemptions, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Teachers, public school transfers, seniority rights provisions, SB 267.
- Transportation, students, school district contracts, authorized, HB 890.

**SCHOOLS: (see also “Colleges and Universities,” also “Community Colleges”)**

- Attendance districts, established, criteria, HB 1104.
- Buildings, bond redemption fund, cigarette tax distribution, \*SB 262, CH. 70 EX.
- Buildings, bond redemption fund, construction fund interest, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.
- Buildings, construction, modernization, financing, bond issuance authorized, HB 1038.
- Buildings, construction, prefabrication techniques, utilization provision, \*Sub SB 109, CH. 238 EX.
- Buildings, facilities, bond aid act, bond sales, provisions, \*SB 151, CH. 4 EX.
- Buildings, systems project, state, establishment, \*Sub SB 109, CH. 238 EX.
- Buses, accident insurance, children, coverage, district payment, authorized, Sub HB 446.
- Buses, all, railroad crossing stops, required, HB 163.
- Buses, studded tires, use, Nov. 1-April 1, permitted, \*SB 95, CH. 32 EX. PV.
- Busing, students, without parental permission, state funds use prohibited, HB 6, SB 317.
- Campers, excise tax, distribution, allocation provisions, HB 112, \*Eng Sub SB 897, CH. 299 EX. PV.
- Classification, accreditation, provisions, HB 531.
- Code, manual publication, sale provisions, \*SB 531, CH. 100 EX.
- Common, title only, HB 821, HB 846, HB 848.
- Community, concept, alternative school programs, report, recommendations, \*HCR 19, SCR 16.
- \*Indicates bills passed by both House and Senate.

## SCHOOLS—Continued:

- Community, extended, weekend use, funding methods, study, \*HCR 19, SCR 16.  
 Day care services, facilities use, permitted, HB 49.  
 Day, redefined, \*HB 863, CH. 161 EX.  
 Day, year, definitions revised, HB 922.  
 Demonstration, educational service corporations, school district contracts, authorized, HB 944, Eng SB 464.  
 Depilation, license provisions, HB 400.  
 Directors, election procedures, revision, HB 476.  
 Disadvantaged youth, more effective elementary schools, pilot program, HB 619.  
 Districts, director vacancies, intermediate board appointment provisions, \*HB 108, CH. 53.  
 Districts, intermediate, boundaries, supervision, expenses, property, general provisions, HB 120.  
 Districts, intermediate, general revisions, \*HB 86, CH. 282 EX. PV.  
 Drivers' training, commercial, operation, instructors, general revision, HB 914.  
 Drug problem, school premises, study, †HFR 88.  
 Ecology curricula, related courses, study, \*SCR 12.  
 Educational service corporations, school district contracts, authorized, HB 944, Eng SB 464.  
 Educational service corporations, title only, HB 1097.  
 Elementary, more effective, act, HB 619.  
 Employees, certificated, probationary period, three years, provisions, HB 542, HB 1062.  
 Hair stylists, examination, licensing, regulation, HB 908.  
 High school diploma, equivalency certificate, \*HB 10, CH. 43.  
 Highway crossings, school sites, children safety requirements, HB 793.  
 History, courses, U.S., Washington, requirement revised, HB 343.  
 Holidays, superfluous provisions repealed, HB 14.  
 Independent, educational reimbursement grants, K-12 students, established, HB 1132.  
 Institutions, residential, students, compulsory attendance law, excepted, \*HB 1037, CH. 51 EX.  
 Instructional materials, parental review provisions, SB 24.  
 King, Martin Luther, birthday, holiday, SB 104, HB 674.  
 Lands, lease cost, tax equivalency basis, provisions, HB 693.  
 Lands, public, purchase, parcel size increase authorized, HB 271.  
 Land, state, park use, cities, towns, lease provisions, \*SB 288, CH. 246 EX.  
 Law enforcement officers' training facility, established, HB 468.  
 Lunch program, specific funds, federal matching provision, HB 39.  
 Nonpublic, secular education services, cost payment, provisions, HB 419.  
 Operation, studies, interference, violence, unlawful, \*HB 15, CH. 45.  
 Organization and school plant facilities division, superintendent of public instruction office, created, \*Eng Sub SB 109, CH. 238 EX.  
 Orphan, state fund apportionment, obsolete provision repealed, \*HB 17, CH. 47.  
 Patrols, adult supervisors, jurisdiction, compensation, HB 987.  
 Plant, facilities, additional use, study, SCR 16.  
 Post high, financial support system, study, \*HCR 7.  
 Private, parochial, elementary, minimum state controls, standards, provisions, \*HB 335, CH. 215 EX.  
 Purchasing, private schools, joint agency, authorized, \*SB 266, CH. 26.  
 Rescheduled, extended school year, provision, HB 497.  
 School day redefined, \*HB 863, CH. 161 EX.  
 School day, year, definitions revised, HB 922.  
 School year, obsolete apportionment provision, repealed, \*HB 16, CH. 46.  
 Small plants, certain districts, state aid continued, HB 366.  
 Students, activities, organized, student body fees, allocation provisions, SB 537.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## SCHOOLS—Continued:

- Students, conduct, discipline, rights, written rules, adoption, distribution, \*SB 98, CH. 268 EX., HB 147.
- Students, conduct, substantive rights enumerated, HB 790.
- Students, disease, sight, hearing, health measures, precautionary procedures, standards, \*SB 103, CH. 32.
- Students, educational progress, assessment, program development, HB 1083.
- Students, elementary, secondary, disadvantaged, financial assistance program, SB 264.
- Students, milk, dietary supplements, provisions, HB 114, Sub HB 114, HB 447.
- Students, transportation, written parental permission required, HB 426.
- Tax levies, excess, elections, provisions, HB 656.
- Tax levies, millages, amounts, allocation, distribution, provisions, HB 791.
- Tax levies, property, state, 2 mill allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Eng Sub SB 897, CH. 299 EX. PV, \*Sub HB 283, CH. 288 EX. PV.
- Teachers, contract renewals, legislative session year, notice provision, SB 286.
- Teachers, labor dispute circumstances, provisional certification, HB 498.
- Teachers, private, public school transfers, seniority rights, SB 267.
- Title only, HB 970.
- Transportation, costs, state reimbursement, 50% limitation, HB 864.
- Transportation, private school students, school district contracts, authorized, HB 890.
- Truant, parental schools, obsolete code provisions, repealed, \*HB 12, CH. 44.
- Unemployment compensation, certain students, eligibility benefits restriction provisions, HB 996.
- Use, plant, facilities, additional, study, SCR 16.
- Vocational education, federal, state funds, comprehensive unified distribution, study, \*SCR 2.
- Vocational-technical, title only, HB 489.

## SCRAP PROCESSORS:

- Licensing, operations, provisions, \*SB 605, CH. 110 EX.

## SEA LIONS AND SEALS:

- Bounties, removed, HB 579.

## SEALS:

- Bonds, county, imprinting authorized, Eng HB 516.
- Notary public, physical form, definition changed, HB 45.

## SEAQUEST STATE PARK:

- Addition, adjacent lands, exchange authorized, \*SB 858, CH. 90 EX.

## SEATTLE:

- Appeals court, U.S., Seattle based, creation petitioned, SJM 7.
- Community college, south campus, engineering technology building, final unit, construct, equip, appropriation, HB 152, \*Sub HB 152, CH. 276 EX. PV.
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- Constitutional amendments, state debts, minority newspapers, publication provision, HB 259.

\*Indicates bills passed by both House and Senate.

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- Corporations, associations, nonprofit, lack of funds, duties suspension, HB 504.
- Corporations, domestic, annual license, failure to pay, certified mail notice, requirement deleted, \*HB 225, CH. 142 EX.
- Corporations, filings, searches, certain, fees increased, \*HB 254, CH. 133 EX., HB 431.
- Corporations, foreign, applications, documents, simplification, \*HB 220, CH. 22.
- Corporations, nonprofit, existence cessation, certified mail notice, requirement deleted, \*HB 222, CH. 128 EX.
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- Voter registration records, electronic, automatic data processing systems, uniform regulations, provisions, \*HB 372, CH. 202 EX.
- Voters' pamphlets, photographs, statements, space, contents, costs, general revisions, \*HB 364, CH. 145 EX.

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- Fishing, hunting, licenses, certain persons, free, HB 269.
- Local improvement districts, assessments, economically disadvantaged, payment deferral, provisions, HB 1070.
- Old age assistance recipients, certain home assistance aides, provisions, HB 962.
- Property, real, exemption schedule revised, increased, HB 70, HB 276, HB 607.
- Public accommodation buildings, design standards, \*HB 841, CH. 219 EX.
- Retired persons, certain, real property tax, payment deferrals, lien provisions, HB 1036.
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- Taxes, real property, exemption, ownership, occupancy requirement, revised, HB 666.
- Taxes, real property, exemption, qualification, one tenant provision, HB 833.
- Taxes, real property, exemptions, SB 45, HB 70, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607, HB 283, HB 289, \*Sub HB 283, CH. 288 EX. PV.
- Taxes, real property, suspension, certain individuals, provisions, HB 1065.
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- Formation, reorganization, county approval, HB 142, \*Sub HB 142, CH. 139 EX.
- Service, outside existing boundaries, notice of intention, filing requirement, SB 100, \*HB 133, CH. 127 EX.
- Water districts, mergers permitted, \*HB 567, CH. 146 EX.

\*Indicates bills passed by both House and Senate.

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- Boats, ships, toilet wastes, disposal, HB 358.
- City, county systems, waste disposal, permit required, HB 903.
- Districts, boundaries, one or more counties, provisions, \*Sub SB 542, CH. 272 EX.
- Districts, jurisdiction, city assumption, rules established, \*Sub SB 85, CH. 95 EX.
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- Treatment facilities, installation, waste entry, control, requirements, HB 780.
- Utilities, general plans, facilities, description, technical feasibility provisions, inclusion, HB 141, \*Sub SB 139, CH. 96 EX.

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- Credit, refusal, sex basis, prohibited, HB 231.
- Discrimination, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.

**SHAW, DR. SPENCER:**

- Green River Community College, trustee board member, appointment, \*\*GA 4.

**SHEEHY, JAMES T.:**

- Pollution control hearing board, member, appointment, \*\*GA 17.

**SHELLFISH: (see "Clams", also "Fish and Fishing")**

- Clams, personal use license, study, HCR 33.
- Clams, razor, personal use, license provisions, HB 861.
- Crawfish, commercial fishing, prohibited, \*SB 335, CH. 106 EX.
- Food fish, shellfish, title only, HB 722, HB 723.
- Species, new, state introduction, control, HB 532.

**SHORELANDS AND SHORELINES: (see also "Water," also "Tidelands")**

- Management, regulation, cities, towns, state, program provisions, HB 584, \*Sub HB 584, CH. 286 EX. PV.
- Rights, civil action filings, attorney general notification required, HB 979.
- Seacoast management, title only, HB 671, HB 710.
- Second class, sales, leases, natural resources department, expenses, allowable reimbursement, income percentage provisions, \*HB 477, CH. 224 EX.
- Shoreline, Initiative 43, voters' pamphlet, comparative maps, captions, included, HB 1133, Eng HB 463.
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- Hughes, John B., trustee board member, appointment, \*\*GA 36.

**SHORE, MORRIS G.:**

- Eastern Washington State College, trustee board member, appointment, \*\*GA 27.

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- Seattle Community College, trustee board member, appointment, GA 35.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

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## SINCLAIR INLET:

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## SKAGIT VALLEY COMMUNITY COLLEGE:

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## SMITH, HELEN:

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## SMYTH, WAYNE:

Canal commission, member, appointment, \*\*GA 20.

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Alcoholism, treatment, facilities, studies, appropriation, \*Eng Sub HB 151, CH. 275 EX. PV.

Child abuse, immediate oral report, mandatory, SB 818, \*HB 305, CH. 167 EX.

Child support, enforcement services, \*HB 451, CH. 213 EX.

Commissions, committees, councils, advisory, restructuring, establishment, provisions, HB 417, \*Sub HB 417, CH. 189 EX.

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\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

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- Department, child care services, demonstration, pilot projects, HB 677.
- Department, children, abused, photographing, documentary evidence purposes, authorized, \*Sub SB 441, CH. 302 EX. PV.
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- Federal funding, maximize, title only, HB 969.
- Fort Worden, operation, appropriation, HB 132.
- Health planning, comprehensive program, statewide, regional, provisions, HB 553, \*Sub HB 553, CH. 198 EX.
- Hospitals, construction contracts, discriminatory practice prevention, reviews, HB 946.
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- Juvenile delinquents, adjudicated, court placement, care payment, provisions, \*Sub SB 553 V.
- Kidney centers, local, state support, appropriation, \*Sub HB 151, CH. 275 EX. PV.
- Land, excess, Spokane county, sale authorized, HB 1063.
- Medical examiner, office created, post mortems, death, investigation, HB 998.
- Mental health, county funds, state transfer, federal matching purposes, \*HB 707, CH. 84 EX.
- Northern State Hospital, facilities, alternate use, study, \*Eng Sub HB 151, CH. 275 EX. PV.
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- Public assistance, health care services, vendor fee determination, uniform method, HB 986.
- Public assistance recipients, community-based work training programs, employment, financing, provision, \*Eng Sub HB 151, CH. 275 EX. PV.
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- Students, transportation, without written permission, superintendent of public instruction, budget funds, use prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
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\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

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- Administrative board, abolished, duties transferred, HB 492.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

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\*Indicates bills passed by both House and Senate.

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\*Indicates bills passed by both House and Senate.

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- Public service personnel board, created, HB 665.
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- Regional economic development authority, created, powers, duties, HB 1012.
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- Revenue department, certain taxes, other departmental collection duties, transferred, HB 654, Sub HB 654.
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- State aircraft pool, established, revolving fund created, HB 664.
- State auditor, certain statutory duties, transferred, SB 456, SB 457.
- State building authority, Spokane, land, acquisition, financing, leasing, provisions, \*Eng SB 739, CH. 3 EX.
- State depository, interest distribution dates revised, \*SB 626, CH. 72 EX.
- State land planning commission, created, powers, duties, \*Eng HB 865, CH. 287 EX. PV.
- State land use commission, established, HB 935.
- State, local government, title only, HB 331, HB 332.
- Superintendent of public instruction, organization and school plant facilities, division created, \*Eng Sub SB 109, CH. 238 EX.
- Supplemental, state, local improvements revolving account, HB 777, Sub HB 777.
- Surplus funds, certain, federal corporations, investment provisions, \*HB 29, CH. 16.
- Surplus property, intergovernmental transfers, authorized, SB 392, HB 610.
- Title only, HB 774, HB 1022, HB 1055, HB 1056.
- Transportation department, created, HB 539.
- Trust moneys, public depositories, deposits authorized, SB 677.
- Veterans' affairs department created, HB 900.
- Veterans, layoffs, reemployment, state preference, seniority credits, provisions, \*SB 857, CH. 19 EX., HB 1059.
- Veterans, preference, 5-year limitation, removed, HB 80.
- Veterans' rehabilitation council created, HB 900.
- Volunteer workers, workmen's compensation, medical aid coverage, \*HB 71, CH. 20.
- Voter registrar office, created, HB 392.
- Washington housing corporation, created, HB 587.
- Water resources development management plan, provisions, \*HB 394, CH. 225 EX.

## STATE PATROL:

- Bachofner, Will, former chief, meritorious service, commended, \*HCR 16.
- Financing, methods, review, \*Eng SB 124, CH. 91 EX.

\*Indicates bills passed by both House and Senate.

## STATE PATROL—Continued:

- Highway account, abolished, reallocated, \*SB 124, CH. 91 EX., HB 566.
- Motor vehicle dealers, certificates, certain areas, small cities, issuance provisions, \*HB 77, CH. 74 EX.
- Motor vehicles, inspection stops, all hours, HB 169.
- Motor vehicles, periodic inspection system, requirements, establishment, HB 724.
- Motor vehicles, smoke, odor control, provisions, supervision, HB 605.
- Officers, minimum salaries, determination basis, HB 635.
- Pensions, retirement, increase provisions, \*HB 373, CH. 278 EX. PV.
- Witness fees, civil cases, provisions, HB 384.

## STATE PERSONNEL BOARD:

- State public service personnel board created, duties transferred, HB 665.

## STATE TREASURER:

- Bond, performance, amount increased, \*HB 27, CH. 14.
- Bond, performance, assistant, deputies, blanket coverage, \*HB 28, CH. 15.
- Checks, state officials, employees, cashing authorized, \*HB 130, CH. 5.
- Instrument, warrants, public assistance, lost, duplicate issue bond provision, not applicable, \*SB 137, CH. 54 EX.
- State surplus funds, certain federal corporations, investments provisions, \*HB 29, CH. 16.

## STATISTICS:

- Secretary of state, compilation, HB 223.

## STATUTE LAW COMMITTEE:

- Appropriation, bill drafting, legislative information system, \*SB 171, CH. 2.
- Appropriation, extraordinary session, operation, cost, expenses, \*SB 879, CH. 14 EX.
- Session laws, publication, appropriation, \*HB 878, CH. 5 EX.

## STATUTE OF LIMITATIONS:

- Tolling, summons service, commencement, \*HB 181, CH. 131 EX.

## STEAM:

- Electric generating facilities, steam-powered, taxation, provisions, HB 1124.
- Nuclear generating facilities, joint operating agency, in lieu tax payments, exempt, \*Eng HB 82, CH. 75 EX.
- Power plants, steam-generated, taxing study, †HFR 113.

## STEELHEAD:

- Fishing, Indians, off-reservation, prohibited, HB 35, SB 110.

## STEPPARENTS:

- Children, public assistance recipients, standards, regulations, stepparents exempt, HB 810.

## STIMPSON, MRS. E. K.:

- Community college district No. 21, trustee board member, appointment, \*\*GA 54.

## STOCKS:

- Corporations, income, principal, classification, distribution, share rights, trustee apportionment, \*HB 66, CH. 74.
- Insurance holding companies, comprehensive regulatory provisions, HB 733, \*Eng SB 380, CH. 13 EX. PV.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## STREETS:

- Cable closures, warning devices required, HB 819.
- City, towns, arterial, widening, construction cost payments, HB 524.
- Parking, off-street, cities, towns, leasing, operation, provisions, HB 910.

## STUBBS, LEONARD:

- Spokane Community College, trustee board member, appointment, \*\*GA 50.

## STUDENTS:

- Activities, new schools, expenditures, provisions, HB 374.
- Activities, organized, student body fees, allocation provisions, SB 537.
- Assessment, educational progress, program development, HB 1083.
- Busing, without parental permission, state funds use prohibited, HB 6, SB 317.
- College, residents, nonresidents, defined, tuition fee purposes, \*SB 594, CH. 273 EX., HB 802.
- Colleges, private, undergraduate, resident, tuition supplementation, \*SB 419, CH. 56 EX.
- Colleges, universities, married, housing, construction, 1971-73 biennium, expenditure prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Colleges, universities, needy student loan fund, established, tuition fee financing provisions, \*Sub HB 740, CH. 279 EX. PV.
- Colleges, universities, student's unauthorized absences, forfeiture provisions, SB 259.
- Colleges, universities, tuition, fees, new categories, rate schedules, established, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Community colleges, dormitories, capital improvements budget funds use, prohibited, HB 152, \*Sub HB 152, CH. 276 EX. PV.
- Community colleges, nonacademic services, facilities, financing, special fees, authorized, SB 383.
- Community colleges, pursuing high school diploma, free tuition, HB 652.
- Community colleges, speakers, from outside Washington state, payment, tuition fees use, prohibited, SB 383.
- Education, progress, assessment program, development, HB 1083.
- Elementary, secondary, disadvantaged, financial assistance program, SB 264.
- Enrollment, estimates, state fund apportionment purposes, certification purposes, SB 158.
- History, courses, U. S. Washington, requirement revised, HB 343.
- Independent schools, K-12, educational reimbursement grants, established, HB 1132.
- Institutions, residential schools, compulsory attendance law, exception, \*HB 1037, CH. 51 EX.
- Instructional materials, parental review provisions, SB 24.
- Insurance, school activities, coverage, HB 129.
- Intercollegiate athletics, participation, scholarships, financial assistance, provisions, \*SB 35, CH. 28 EX., Sub HB 293.
- Internships, state government, summer, interim periods, not funded, \*Eng Sub HB 151, CH. 275 EX. PV.
- Law, private institutions, assistance program, HB 435.
- Nursing, private schools, assistance programs, HB 442.
- Police, killed, disabled on duty, children, free tuition, HB 246.
- School, conduct, substantive rights enumerated, HB 790.
- School, disease, sight, hearing, health measures, precautionary procedures, standards, \*SB 103, CH. 32.
- School, highway crossings, school sites, children safety requirements, HB 793.
- School, milk, dietary supplements, provisions, HB 114, Sub HB 114, HB 447.
- Schools, public, conduct, discipline, rights, written rules, adoption, distribution, \*SB 98, CH. 268 EX., HB 147.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## STUDENTS—Continued:

- School, teachers' disciplinary physical force, right removed, HB 899.
- Transportation, without parental permission, budget funds use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- Transportation, without parental permission, state funds use, prohibited, HB 6, SB 317.
- Transportation, written parental permission required, HB 426.
- Tuition free attendance, racial balance programs, participation, written parental consent, HB 475.
- Unemployment compensation, certain students, eligibility benefits restriction provisions, HB 996.
- Voters, residency, voting purposes, \*Sub HB 433, CH. 178 EX.
- Voting, residence, registration, provisions, HB 382.

## STUDIES:

- Adoption, petitioners, prospective, preplacement study, provisions, HB 762, \*Sub HB 762, CH. 172 EX.
- Alcoholism, treatment, facilities, social and health services department, provision, \*Eng Sub HB 151, CH. 275 EX. PV.
- Animals, protection, proposed legislation, SCR 20.
- Appropriations, procedures, other states, review, HCR 28.
- Banking, insurance, transportation, public interest, protection, laws, SB 668.
- Banking, insurance, utility regulation agencies, public interest, protection, laws, \*SCR 32.
- Charters, county, statutory optional model, alternative proposals, \*HCR 39.
- Child day care services, colleges, universities, committee established, SCR 10.
- Children, handicapped, educational programs, coordination, \*SCR 4.
- Citizens-Legislative Task Force, established, capital improvements, state bond issues, program, HB 778.
- Colleges, universities, academic tenure, problems, issues, higher education council, HCR 14.
- Colleges, universities, requirements analysis, uniform reporting elements, information, development, \*HCR 7.
- Colleges, universities, transfer policies, procedures, \*HCR 35.
- Community college districts, consolidations, feasibility, HCR 8.
- Community colleges, federal, state funds, comprehensive unified distribution, \*SCR 3.
- Community colleges, operational, capital costs, review, report, \*SCR 5.
- Community colleges, programs, standard categories, academic, vocational-technical, instructional, reporting, information, \*HCR 7.
- Ecology, school curricula, related courses, superintendent of public instruction, \*SCR 12.
- Federal aid programs, state, local governments, availability, use, \*SCR 28.
- Fisheries, compacts, treaties, water use policies, gear uses, \*SCR 31.
- Higher education faculties, professional negotiations, collective bargaining, rights, procedures, HB 984.
- Intermediate school districts, funding, alternate systems, \*HB 86, CH. 282 EX. PV.
- Landlord-tenant laws, legislative council, HCR 23.
- Land, planning, use, statewide, pilot project, \*HB 865, CH. 287 EX. PV.
- Land use, statewide, title only, HB 1113.
- Libraries, statewide public service, systems, legislative council, \*HCR 20.
- Litter control, research, development, implementation, ecology department, provisions, \*SB 428, CH. 307 EX. PV.
- Litter control, research, education, provisions, INIT 40, \*SB 428, CH. 307 EX. PV.
- Motor vehicle fund, transportation funds, sources, financial condition, \*Eng HB 892, CH. 195 EX.
- No-fault automobile insurance, HB 696.

\*Indicates bills passed by both House and Senate.

## STUDIES—Continued:

- Northern State Hospital, facilities, alternate use, social and health services department, \*Eng Sub HB 151, CH. 275 EX. PV.
- Population study council, established, HB 455.
- Public employees' collective bargaining interim committee, private employment included, HB 851.
- Public services, state, local, funding, HCR 11.
- Puget Sound, oil spills, tanker use alternatives, legislative council, \*HCR 12.
- Retirement systems, state, funding, alternative methods, \*Sub HB 151, CH. 275 EX. PV, \*HCR 41.
- School, post high financial support systems, \*HCR 7.
- Schools, community, extended, weekend use, funding methods, \*HCR 19, SCR 16.
- Schools, plant, facilities, additional use, SCR 16.
- Sewer, water districts, rates, services, facilities, across boundaries, unincorporated areas, review, \*Eng Sub SB 139, CH. 96 EX.
- Shorelines, cities, towns, use, activities, joint departmental, \*Sub HB 584, CH. 286 EX. PV.
- State patrol, financing, methods, review, \*Eng SB 124, CH. 91 EX.
- State route No. 115, Elochoman to Ryderwood, feasibility, HB 500.
- Transportation, highways, related areas, legislative transportation committee, authorized, \*Eng HB 892, CH. 195 EX.
- Vocational education, federal, state funds, comprehensive unified distribution, \*SCR 2.
- Vocational education, needs, services, funding, comprehensive, \*SCR 23.
- Water, management, use, local government functions, HB 278.
- Workweek, state employees, 4-day, 10-hour day, legislative council, SCR 25.

## SUBPOENA:

- Physicians, dentists, osteopaths, incompetency, misconduct charges, fellow professional, immunity provisions, \*HB 351, CH. 144 EX.

## SUBSISTENCE: (see also "Salaries and Wages")

- Boards, commissions, uniform compensation, per diem allowances provisions, HB 265.
- Port district commissioners, compensation, set by port commissioners, ReEng SB 149.
- Port district commissioners, per diem, salaries, provisions, SB 149.

## SUMMONS AND PROCESS:

- Motor vehicle operators, nonresident, registered mail return receipt, provision, \*SB 91, CH. 69 EX.
- Motor vehicle operators, nonresident, service, fee increased, HB 227.
- Service, limitations statute tolling, commencement, \*HB 181, CH. 131 EX.

## SUPERINTENDENT OF PUBLIC INSTRUCTION:

- Code, common school, manual publication, sale provisions, \*SB 531, CH. 100 EX.
- Division, organization and school plant facilities, created, duties, \*Eng Sub SB 109, CH. 238 EX.
- Ecology school curricula, related courses, study, \*SCR 12.
- Educational management systems, office, established, duties, HB 1076.
- Elementary schools, more effective, pilot program, HB 619.
- Hearing examiner, state, county organizational, HB 872, Eng SB 464, SB 160.
- Independent schools, reimbursement grants program, K-12 students, implementation, HB 1132.
- Intermediate school districts, budgets, state funds, distribution formulas, authority, provisions, \*HB 86, CH. 282 EX. PV.
- Lunch program, federal matching provision, state funds appropriated, HB 39.
- Mediation, conciliation, fact-finding service, established, Eng HB 1094, Eng SB 464.
- Organization and school plant facilities division, created, duties, \*Eng Sub SB 109, CH. 238 EX.
- \*Indicates bills passed by both House and Senate.

## SUPERINTENDENT OF PUBLIC INSTRUCTION—Continued:

- Professional practice commission, established, HB 51, Eng HB 1094.
- School districts, excess levies, failure to pass, relief funds, provision, HB 1130.
- School year, obsolete apportionment provision repealed, \*HB 16, CH. 46.
- Special education, office established, SB 66, \*HB 90, CH. 66 EX.
- Students, transportation, without parental permission, state funds use, prohibited, HB 6, SB 317.
- Students, transportation, without parental permission, budget funds use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- Urban, racial, disadvantaged programs, programmed budget request, required, HB 344.

## SUPERIOR COURTS:

- Grand juries, summons provisions, \*HB 175, CH. 67 EX.
- Island, San Juan counties, judges, number revised, districts altered, \*HB 643, CH. 83 EX.
- Judges, public employees' system, former membership reinstatement, prior service, \*Eng SB 59, CH. 267 EX.
- Judges, state employees health care plan, inclusion, HB 816.
- Proceedings, electronic recording permitted, HB 190.
- Sessions, other than county seat location, authorized, \*SB 277, CH. 60 EX.
- Skagit county, judges, number increased, district altered, \*HB 643, CH. 83 EX.
- Snohomish, Clark, Pierce counties, judges, number increased, \*HB 643, CH. 83 EX.
- Whatcom county, judges, number increased, district altered, \*HB 643, CH. 83 EX.

## SUPERSONIC TRANSPORT:

- Program, decision to halt, congressional reconsideration petitioned, HJM 22.

## SUPREME COURT:

- Appeals procedures, general revisions, \*SB 449, CH. 107 EX.
- Attorneys, ethics rules, adoption, HB 233.
- Court administrator, salary ceiling removed, HB 178.
- Decisions, publication supervision commission membership, appeals court judge added, \*SB 447, CH. 42.
- Judges, medical inquests, authorized, HB 998.
- Judges, membership, reduced to 5, HB 658.
- Judges, public employees' system, former membership reinstatement, prior service credit, \*Eng SB 59, CH. 267 EX.
- Justices, state employees health care plan, inclusion, HB 816.
- Recalls, charges, constitutional requirements, time limitation, provisions, HB 214, \*Eng Sub HB 214, CH. 205 EX.

## SURPLUS PROPERTY:

- Disposal, intergovernmental transfers, authorized, SB 392, HB 610.

## SURVEYS AND SURVEYORS:

- Land surveys, evidence preservation, standards, procedures, HB 76.
- Management, conducting, legislative budget committee, authorized, HB 545, \*Sub HB 545, CH. 170 EX.
- Natural resources department, property examination, right of entry, \*HB 300, CH. 49 EX.

## SWEEPSTAKES:

- Commission, state, created, powers, duties, HB 8.
- State operated, authorized, HB 8.

## TACOMA COMMUNITY COLLEGE:

- Anderson, Donald E., trustee board member, appointment, \*\*GA 55.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## TAXES:

- Aged persons, special levy exemption, HB 388.  
 Aircraft, excise, extended, HB 839.  
 Aircraft, excise, fuel, uncollected, payment provisions, \*HB 56, CH. 156 EX.  
 Aircraft, excise, tax appeals board, jurisdiction, HB 306.  
 Airports, open space land basis, HB 155.  
 Alcoholic beverages, excise, increased, \*Eng Sub SB 897, CH. 299 EX. PV.  
 All-terrain vehicles, excise, fuel, trail allocation provisions, \*Sub SB 372, CH. 47 EX.  
 Banks, trust, savings and loan businesses, license fee, tax, imposition authorized, HB 1053.  
 Blood banks, nonprofit, property, exempted, \*HB 1123, CH. 206 EX.  
 B & O, computer service, parent corporation, compensation deduction, \*HB 144 V.  
 B & O, eliminated, income tax imposed, sales tax reduced, HB 1044.  
 B & O, food container deposit charges, exempt, HB 281.  
 B & O, group training homes, certain income, exempted, HB 1047.  
 B & O, insurance agents, exempted, HB 570.  
 B & O, litter control, certain industries, imposed, \*SB 428, CH. 307 EX. PV.  
 B & O, natural gas, distribution, increased, \*Eng Sub SB 897, CH. 299 EX. PV.  
 B & O, news carriers, exempt, HB 535.  
 B & O, nuclear fuel assemblies, manufacturing, imposed, \*HB 888, CH. 186 EX.  
 B & O, retail service center, wearing apparel distribution, exempt, HB 894.  
 B & O, United States facilities, work, services, cost-type contracts, imposed, HB 600.  
 Buildings, improvements, real property, 5-year exemption, HB 757.  
 Campers, ad valorem, exclusion, excise imposed, HB 112, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Charitable trusts, reports, filing, general provisions, \*HB 84, CH. 226 EX.  
 Cigarettes, excise, increase, cities, towns, distribution, HB 568.  
 Cigarettes, excise, increased, HB 355, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Cigarettes, excise, Viet Nam veterans, bonus payment, HB 31, HB 432.  
 Cigarettes, portion, nonpublic secular education services, cost payment, HB 419.  
 Cigarettes, school building bond redemption fund, distribution, \*SB 262, CH. 70 EX.  
 Cigarettes, surtax imposed, HB 117.  
 Civil air patrol, sales, use taxes, exempt, HB 342.  
 Collected, distribution, county treasurer option provision, HB 1100.  
 Conservation futures, property acquisition, payments, county levy imposed, other taxing districts, reduced, HB 586, \*SB 185, CH. 243 EX.  
 Containers, food, deposit charges, exempt, HB 281.  
 Corporations, domestic, foreign, license, filing fees, surtax imposed, \*Eng SB 738, CH. 2 EX.  
 Corporations, income, single rate, B & O tax eliminated, sales tax reduced, HB 1044.  
 Credits, claims, metal manufacturing plants, under construction, provision, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Delinquent, interest, state, taxing district, credit distribution, HB 494.  
 Delinquent, late payments, penalty rate, increased, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Delinquent, property, real, entire payment, prior to segregation, required, \*SB 37, CH. 48 EX.  
 Delinquent, unpaid assessments, interest rate, increased, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Display items, trade shows, personal property, exempt, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Districts, double amendment, previous session, corrected, \*HB 96, CH. 10.  
 Districts, regular property, raise limitation, SB 1, \*Sub HB 283, CH. 288 EX. PV.  
 Electrical energy, use, imposed, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Electric generating, facilities, steam powered, provisions, HB 1124.  
 Employees, nonresident, certain cities, imposition authorized, HB 1054.  
 Excise, alcoholic beverages, excise, increased, \*Eng Sub SB 897, CH. 299 EX. PV.

\*Indicates bills passed by both House and Senate.

## TAXES—Continued:

- Excise, cigarettes, increased, HB 355, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Excise, delinquent, penalty rate, increased, HB 461, \*Sub HB 461, CH. 179 EX.  
 Excise, motor vehicle, July apportionment, fiscal year, crediting, \*HB 486, CH. 80 EX.  
 Excise, motor vehicles, special, mass transit purposes, population basis formula, distribution, \*HB 543, CH. 199 EX.  
 Excise, motor vehicles, trailers, leased, rented, nonresident interstate operations, passenger, property transportation, exempted, \*Sub SB 352, CH. 11 EX., HB 456.  
 Excise, payment period, due date, previous month credit provision, HB 461, \*Sub HB 461, CH. 179 EX.  
 Excise, sales, use, local, public transit systems, financing, imposition authorized, HB 966, \*SB 691, CH. 296 EX. PV.  
 Excise, tobacco products, increased, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Exemptions, exclusions, decennial review, \*HJR 1.  
 Exemptions, exclusions, dollar amount estimates, budget listing, HB 5.  
 Exemptions, exclusions, eliminated, HB 25.  
 Fire districts, excess levies, any purpose, special election provision, SB 493.  
 Fire districts, increased levies, special elections, provisions, \*SB 269, CH. 105 EX.  
 Fire protection districts, excess levies, over permissible limits, special elections, provisions, \*SB 269, CH. 105 EX.  
 Forest lands, timber, ad valorem system basis, revised, \*Sub SB 849, CH. 294 EX. PV.  
 Forest, school district allocation, yield basis income, proposition, allocation provision, \*Sub SB 849, CH. 294 EX. PV.  
 Forest tax temporary committee, continued, \*SCR 9.  
 Foundations, not for profit, certain tax related activities, prohibited, \*HB 217, CH. 59.  
 Fruit trees, seedlings, rootstock, assessment, annual, imposed, \*SB 410, CH. 33 EX. PV.  
 Fuels, marine, portion, coastal protection fund, allocation, \*Eng Sub HB 655, CH. 180 EX.  
 Fuels, marine, recreation project cost use, amount limitation revised, \*HB 212, CH. 140 EX.  
 Fuels, special, imposed, HB 247, \*Sub HB 247, CH. 175 EX.  
 Fuels, use, marine pleasure craft, imposed, HB 1029.  
 Gift, children, adopted after age 18, classification definition, excluded, HB 1129.  
 Glider, definition, aircraft, tax purposes, HB 506, Eng HB 153.  
 Homes, group training, certain income, B & O exempt, HB 1047.  
 Hospital districts, taxing limits increased, revenue bonds issuance authorized, \*HB 1046, CH. 218 EX.  
 Households, certain, sales, use taxes, exempt, HB 334.  
 Housing authorities, Indian, real property exempt, HB 1077.  
 Income, federal, state sharing, petitioned, HJM 1.  
 Income, graduated, imposed, sales taxes, provisions revised, HB 1125.  
 Income, HB 1078.  
 Income, interest, double amendment, previous session, corrected, \*HB 99, CH. 13.  
 Income, net, graduated, imposed, HB 1045.  
 Income, single rate, B & O eliminated, sales tax reduced, HB 1044.  
 Income, state, federal payment basis, imposed, HB 1039.  
 Information manual, property taxes, taxpayer petition, appeal preparation purposes, provision, HB 167.  
 Inheritance, children, adopted after age 18, classification definition, excluded, HB 1126.  
 Inheritance, city retirement, pension system benefits, exempt, HB 897.  
 Inheritance, military retirement annuities, exempt, HB 61.  
 Inheritance, payment period, reduced, \*HB 213, CH. 132 EX.  
 Janitorial services, defined, sales tax purposes, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Leasehold estates, public, rentals, certain considerations, deductions, \*HB 493, CH. 43 EX.

\*Indicates bills passed by both House and Senate.

## TAXES—Continued:

- Leasehold estates, public, taxes, absorption, lease modification provisions, \*HB 493, CH. 43 EX.
- Levies, property, excess, fire protection districts, special election, provisions, SB 493.
- Levies, property, excess, townships, assessment authorized, HB 637.
- Levies, property, special, township assessment, authorized, SB 851.
- Levies, property, state, 2 mills for schools, time period extended, HB 307.
- Levies, school, elections, title only, HB 948.
- Levies, special, aged persons, exemption, HB 388.
- Liquor, city, county share, alcoholism program, allocation, provision, \*SB 214, CH. 104 EX. PV.
- Liquor, increased, HB 460.
- Livestock, personal property assessment, monthly holding basis, HB 881.
- Local, authority, problems, study, †HFR 50.
- Local improvement districts, assessments, economically disadvantaged, payment deferral, provisions, HB 1070.
- Marine, fuel, portion, coastal protection fund, allocation, \*Eng Sub HB 655, CH. 180 EX.
- Marine, fuel, recreation project cost use, amount limitation revised, \*HB 212, CH. 140 EX.
- Mechanical devices, machines, equipment, certain, licensing, taxing, provisions, HB 967.
- Medical service corporations, exemptions, title only, HB 827.
- Mineral rights, severed from surface rights, imposed, HB 333.
- Mobile homes, personal property, imposed, \*Eng Sub HB 69, CH. 231 EX.
- Motor vehicle fuel, cement mixer, garbage, fuel delivery trucks, power take-off unit use, tax refund, \*HB 353, CH. 36 EX.
- Motor vehicle fuel, certain nonhighway users, refund, \*HB 353, CH. 36 EX., HB 1043.
- Motor vehicle fuel, commercial marine vessels, exempt, HB 730, Sub HB 730.
- Motor vehicle fuel, ditch riders, certain farm trucks, nonhighway use, refunds, HB 1043.
- Motor vehicle fuel, excise lowered, sales tax authorized, HB 709.
- Motor vehicle fuel, ferry system, percentage, allocation, \*Sub SB 915 V.
- Motor vehicle fuel, pleasure craft, exemption repealed, Eng Sub HB 730.
- Motor vehicle fuel, sales, use taxes, imposed, HB 776.
- Motor vehicle fuel, special, imposed, HB 247, \*Sub HB 247, CH. 175 EX.
- Motor vehicle fuel, urban arterial trust account insufficiency, allocation provision, \*HB 759, CH. 291 EX. PV.
- Motor vehicle, mobile home, travel trailers, destroyed, excise tax, license fee, refund provisions, HB 1082.
- Natural gas, distribution, B & O, increased, \*Eng Sub SB 897, CH. 299 EX. PV.
- New tax study, †HFR 20.
- Notice, mailed, receipt use purposes, \*HB 251, CH. 35 EX.
- Nuclear steam facilities, joint operating agency, in lieu payments, exempt, \*Eng HB 82, CH. 75 EX.
- Open space lands, assessment, classification, withdrawal period, changed, HB 288.
- Outdoor music festivals, tickets, sales tax imposed, HB 1042.
- Penalties, late payments, rate increased, \*Eng Sub SB 897, CH. 299 EX. PV.
- Pollution control facility, credits, exemption certificate, issuance, denial, appeal, provisions, HB 1081, Sub HB 1081.
- Property, appeals referrals, equalization board duties, HB 518.
- Property, assessed valuation, increase, payment under protest, provision removed, \*SB 925, CH. 42 EX.
- Property, assessed valuation, school support, levies, millages, amounts, allocation, distribution, HB 791.
- Property, assessed valuation, 25%, 40 mills, \*SJR 1.
- Property, beneficial interest, possessor, liability, HB 33.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## TAXES—Continued:

- Property, blood banks, nonprofit, exempted, \*HB 1123, CH. 206 EX.  
Property, certain income, profit producing, exemption restrictions, HB 165.  
Property, delinquent interest rate, reduced, HB 19.  
Property, evaluation procedure, improperly performed, notice distribution provision, \*SB 925, CH. 42 EX.  
Property, excess levies, fire protection districts, special election, provisions, SB 493.  
Property, excess levies, school districts, elections, provisions, HB 656.  
Property, excess levies, townships, assessment authorized, HB 637, SB 851.  
Property, excess levies, three-fifths majority, 40% previous election vote, \*HJR 47.  
Property, exemption, private schools, colleges, description, expanded, \*HB 1123, CH. 206 EX.  
Property, fire protection district levies, over permissible limits, special elections, provisions, \*SB 269, CH. 105 EX.  
Property, hops in transit, exempted, \*HB 860, CH. 137 EX.  
Property, increase, over 25%, presumed excessive, HB 203.  
Property, increase, 106% limitation, SB 1, \*Sub HB 283, CH. 288 EX. PV.  
Property, information manual, taxpayer petition, appeal preparation purposes, provision, HB 167.  
Property, levies, special, township assessment, authorized, SB 851.  
Property, levies, state, 2 mills for schools, time period extended, HB 307.  
Property, nurseries, growing stock, listing required, HB 669, \*SB 515, CH. 18 EX.  
Property, permanent committee, created, duties, appropriation, \*Sub HB 283, CH. 288 EX. PV.  
Property, personal, display items, trade shows, exempt, \*Eng Sub SB 897, CH. 299 EX. PV.  
Property, personal, livestock, assessment, monthly holdings basis, HB 881.  
Property, personal, mobile homes, imposition, HB 69, \*Sub HB 69, CH. 231 EX.  
Property, real, assessed valuation, owner declaration, HB 1040.  
Property, real, assessed value, prior, new, taxpayer notice, county assessor, required, \*Sub HB 283, CH. 288 EX. PV.  
Property, real, assessment roll, development, use restrictions, recording, required, Eng HB 167.  
Property, real, assessments, current use, application, filing period extended, HB 571.  
Property, real, assessments, local improvement district, nature, amount, owner notice provision, HB 704.  
Property, real, certain revaluations, credits, HB 58.  
Property, real, cyclical revaluation program, periodic inspections, revisions, county assessor, required, \*Sub HB 283, CH. 288 EX. PV.  
Property, real, delinquent, entire payment, prior to segregation, required, \*SB 37, CH. 48 EX.  
Property, real, delinquent, penalty, interest amount, increase provision, \*Sub HB 283, CH. 288 EX. PV.  
Property, real, erroneous payment, refund provision, HB 110, HB 127, \*Sub HB 283, CH. 288 EX. PV.  
Property, real, governmental acquisition, pro rata allocation, payment, provision, \*SB 144, CH. 260 EX.  
Property, real, increase, 20% previous year, limitation, HB 1035.  
Property, real, new construction, alterations, date for placement on assessment roll, provision repealed, HB 954.  
Property, real, nonprofit sectarian organizations, exemptions, \*HB 38, CH. 64 EX.  
Property, real, notices, forwarding by nonowner, requirement, HB 1068.  
Property, real, payment deferrals, certain retired, disabled persons, lien provisions, HB 1036.  
Property, real, refund claim, time limitation removed, HB 263.

\*Indicates bills passed by both House and Senate.

## TAXES—Continued:

- Property, real, senior citizens, assessed value limitation, freeze provisions, HB 534.  
 Property, real, senior citizens, exemption basis revised, HB 128.  
 Property, real, senior citizens, exemption qualification, one tenant provision, HB 833.  
 Property, real, senior citizens, exemption schedule, HB 70, HB 128, HB 607.  
 Property, real, senior citizens, exemptions, ownership, occupancy requirement, revised, HB 666.  
 Property, real, senior citizens, exemptions, SB 45, HB 70, HB 89, HB 128, HB 150, HB 235, HB 276, HB 289, HB 607, HB 283, \*Sub HB 283, CH. 288 EX. PV.  
 Property, real, suspension, certain individuals, provisions, HB 1065.  
 Property, real, totally disabled women, exemption provisions, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607.  
 Property, real, valuation, illegal, court decisions, notice requirement, HB 1134.  
 Property, real, valuation, repairs, renewal, excluded, HB 279.  
 Property, revaluations, increases, entire county requirement, HB 3, SB 424.  
 Property, revenue, received, anticipated, county treasurer, state report requirement, \*Sub HB 283, CH. 288 EX. PV.  
 Property, state levy, one-fourth mill increase, property revaluations, investigative purposes, HB 307, \*Sub HB 283, CH. 288 EX. PV.  
 Property, state levy, 2 mills, public assistance, school district, allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Sub HB 283, CH. 288 EX. PV.  
 Property, tax advisor, counties, appointment, duties, \*Sub HB 283, CH. 288 EX. PV.  
 Property, title only, HB 789.  
 Property, tuberculosis facilities, funding, levy provisions, HB 458, \*HB 313, CH. 277 EX. PV.  
 Public assistance vendors, tax credits, set-off provisions, HB 840.  
 Public employees, tax deferred annuity plan, provisions, \*SB 659, CH. 264 EX.  
 Public improvements, contract amounts, retained percentage tax lien priority, increased to \$20,000, \*Eng Sub SB 897, CH. 299 EX. PV.  
 Public land, transferred to private ownership, taxing provisions, \*HB 728, CH. 44 EX.  
 Real estate, excise, exemption affidavits, filing fee, HB 252.  
 Recreational, amusement, equipment, personal, exempt, HB 1.  
 Reforestation land, yield, acreage, increased, \*Sub SB 897, CH. 299 EX. PV.  
 Retirement homes, real property exemptions, revised, HB 70.  
 Revenue, taxation, title only, HB 283, HB 284, HB 285, HB 287, HB 683, HB 700, HB 820, HB 945, HB 977, HB 1010, HB 1071, HB 1084.  
 Road districts, levied, not collected, code city distribution, provision, \*Sub SB 678, CH. 251 EX.  
 Road millage, county, funds, use, other purposes, permitted, \*HB 248, CH. 25 EX.  
 Sales, advertising, all, imposition, HB 450.  
 Sales, certain businesses, service activities, professions, included, HB 928.  
 Sales, food container deposit charges, exempt, HB 281.  
 Sales, food, drugs, payment refund, HB 100.  
 Sales, local, expiration date, repealed, HB 505.  
 Sales, motor vehicle fuel, imposition authorized, HB 709.  
 Sales, outdoor music festivals, tickets, imposed, HB 1042.  
 Sales, provisions revised, graduated income tax, imposed, HB 1125.  
 Sales, reduced, income tax imposed, B & O eliminated, HB 1044.  
 Sales, state road contractors, inclusion, \*Eng Sub SB 897, CH. 299 EX. PV.  
 School districts, excess levies, elections, provisions, HB 656.  
 School districts, excess levies, failure to pass, relief funds, provision, HB 1130.  
 School districts, property levy, state, 2 mills allocation, time period extended, HB 307, \*HB 172, CH. 281 EX. PV, \*Eng Sub SB 897, CH. 299 EX. PV, \*Sub HB 283, CH. 288 EX. PV.  
 School levy elections, title only, HB 948.

\*Indicates bills passed by both House and Senate.

## TAXES—Continued:

- Schools, colleges, private, tax exempt property, description, expanded, \*Eng HB 1123, CH. 206 EX.
- Sectarian organizations, nonprofit, real property, exemptions, \*HB 38, CH. 64 EX.
- Senior citizens, real property, exemptions, SB 45, HB 70, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607, HB 283, HB 289, \*Sub HB 283, CH. 288 EX. PV.
- Special levies, aged persons, exemption, HB 388.
- Statutes, \*HB 172, CH. 281 EX. PV.
- Tax defender, public, county office established, HB 168.
- Telecasts, movies, boxing, wrestling matches, imposed, HB 111, Sub HB 111.
- Television reception improvement districts, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.
- Timber, forest lands, excise, yield basis, provision, \*Sub SB 849, CH. 294 EX. PV.
- Title only, HB 770, HB 820.
- Tobacco products, excise, increased, \*Eng Sub SB 897, CH. 299 EX. PV.
- Trusts, charitable, not for profit foundations, certain tax related activities, prohibited, \*HB 216, CH. 58.
- Tuberculosis hospitals, maintenance, operation, imposed, \*HB 313, CH. 277 EX. PV.
- Value-added, replace B & O, study, †HFR 63.
- Vehicles, all-terrain, excise, fuel, trail allocation provisions, \*Sub SB 372, CH. 47 EX.
- Vessels, commercial marine, motor vehicle fuel excise, exempt, HB 730, Sub HB 730.
- Wine, gallonage, increased, sales taxes, revised, HB 1128.
- Wine, tax, excise, certain consumer sales, imposed, HB 936.
- Women, totally disabled, real property, exemption provision, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607.

## TEACHERS:

- Arbitration, professional employee organization, school district directors, agreements authorized, HB 942.
- Certification, professional practices commission established, HB 51, Eng HB 1094.
- Certification, provisional, labor dispute circumstances, HB 498.
- Colleges, universities, academic tenure, problems, issues, higher education council study, HCR 14.
- Community colleges, organization, negotiations, trustee boards, academic employees, provisions, \*HB 739, CH. 196 EX.
- Community colleges, salaries, operating expenses, 50% requirement, HB 758.
- Contracts, nonrenewal, written notification, hearing, provisions, HB 542, HB 1062.
- Contracts, renewals, legislative session year, notice provision, SB 286.
- Contracts, salaries, school year basis, provisions, HB 922.
- Employment, nonreturn, notice required, SB 286.
- Employment termination study, †HFR 27.
- Insurance, health, protection, provisions, school payments, amount increased, Eng SB 464.
- Insurance, on-duty coverage, school district provision, \*SB 298, CH. 269 EX.
- Insurance, premiums, school district payment, amount increased, HB 350, Eng SB 464.
- Leave, annual, emergency purposes, provisions, \*HB 346, CH. 203 EX.
- Negotiations, school district, advisory committee, general revisions, HB 258, HB 1051.
- Probationary period, three years, provisions, HB 542, HB 1062.
- Professional practice commission, established, HB 51, Eng HB 1094.
- Retired, allowances, insurance premiums, deductions authorized, \*HB 434, CH. 63.
- Retirement system, college, university faculty, employees, certain, membership, provisions, \*SB 368, CH. 261 EX.
- Retirement system, duties transferred, finance and business regulation department, HB 591.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## TEACHERS—Continued:

- Retirement, 25 years service, age requirement removed, provisions, HB 667.
- Salary schedule, statewide, provisions, HB 815.
- School, disciplinary physical force, right removed, HB 899.
- School districts, negotiations, title only, HB 1094.
- School, private, public school transfers, seniority rights, SB 267.
- Sick leave, accumulated severance pay use, HB 42.
- Universities, faculties, employees, retired, ineligible for social security, pension benefits increased, \*HB 125, CH. 76 EX.

## TELEPHONES:

- Underground wiring, electrical, communication facilities, installation, costs, provisions, \*SB 164, CH. 103 EX.

## TELEVISION AND RADIO:

- Advertisements, unfair, deceptive, liability, knowledge required, SB 792.
- Candidates, major parties only, equal time, petitioned, HJM 6.
- Community antenna systems, regulation, HB 452.
- Districts, television reception improvement, authorized, financing provisions, HB 1041, \*Sub HB 1041, CH. 155 EX.
- Public, instructional, educational television, statewide system, HB 445.
- Taxes, boxing, wrestling matches, tax imposed, HB 111, Sub HB 111.

## TESTS:

- Blood, withdrawal, intoxication test purposes, motor vehicle implied consent, liability, HB 239.

## THAL, SANFORD:

- Pharmacy board, member, appointment, \*\*GA 60.

## THERMAL POWER:

- Greager, Dr. Oswald H., plant site evaluation council, chairman, appointment, GA 25.
- Steam generating facilities, joint operating agency, in lieu tax payments, exempt, \*Eng HB 82, CH. 75 EX.
- Steam generating facilities, taxation, provisions, HB 1124.

## TIBBITTS, OLIVER:

- Grays Harbor Community College, trustee board member, appointment, \*\*GA 30.

## TIDELANDS: (see also "Shorelands and Shorelines," also "Water")

- Buildings, multi-storied residences, public waterfront, restrictions, SB 54, HB 193.
- King county, Ballard tidelands area, community college board, state conveyance, \*SB 82, CH. 241 EX.
- Revenues, allocation, study, †HFR 76.
- Rights, civil action filings, attorney general notification required, HB 979.
- Second class, sales, leases, natural resources department, expenses, allowable reimbursement, income percentage provisions, \*HB 477, CH. 224 EX.
- State, 1st, 2nd class, leasing provisions, \*Eng HB 40, CH. 217 EX.
- Waterfront structures, abandoned, ecology department removal procedures, HB 484.
- Wood fiber debris, state tidal waters, removal provisions, HB 204, HB 299.

## TIMBER:

- Counties, listing, values, assessment rolls, assessor, provisions, \*Sub SB 849, CH. 294 EX. PV.
- Fallen, public land resources, small sale procedures, revisions, \*HB 237, CH. 123 EX.
- Fire hazard debris, control, suppression, costs, rules, regulation, \*HB 1034, CH. 207 EX.
- \*Indicates bills passed by both House and Senate.
- \*\*Indicates confirmed gubernatorial appointments.

## TIMBER—Continued:

Lands, taxes, ad valorem system basis, revised, \*Sub SB 849, CH. 294 EX. PV.  
Timber resources, title only, HB 715.

## TIRES:

Fire department vehicles, studded, use, Nov. 1-April 1, permitted, \*SB 95, CH. 32 EX. PV.  
School buses, studded, use, Nov. 1-April 1, permitted, \*SB 95, CH. 32 EX. PV.  
Standards, \*HB 298, CH. 77.

## TITLE ONLY BILLS:

Aeronautics, HB 883.  
Agriculture, HB 744.  
Air pollution, HB 797.  
Boats, boating, HB 711.  
Budget, state government, appropriation, HB 330.  
Business corporations, licensing, HB 808.  
Capital improvements, HB 329.  
Cities, towns, HB 951.  
Civil procedure, HB 630, HB 632.  
Columbia River Gorge, interstate development, HB 952.  
Columbia River, interstate development, HB 907.  
Commission, Expo '74, HB 807.  
Community colleges, bonding act, HB 1025.  
Community colleges, HB 282, HB 296.  
Community mental health services, HB 809.  
Congressional districts, redistricting, reapportionment, HB 726, HB 871, HB 873, HB 874, HB 1086, HB 1087, HB 1093.  
Congressional districts redistricting, reapportionment, HB 871, HB 873, HB 874.  
Consumer protection, HB 616, HB 617, HB 837, HB 964.  
Contractors, HB 953.  
Courts, HB 628, HB 629, HB 633.  
Crime control, prevention, HB 623, HB 625, HB 627.  
Educational service corporations, HB 1097.  
Education, common schools, HB 821, HB 846, HB 848.  
Education, HB 446, HB 447, HB 449, HB 646, HB 647, HB 649, HB 761, HB 763, HB 767, HB 787, HB 794.  
Elections, HB 725, HB 729.  
Employment agencies, HB 909.  
Expo '74, HB 807.  
Farm labor contractors, license fees, HB 889.  
Financial institutions, HB 893.  
Fire lines system, HB 937.  
Fish food, HB 1092.  
Fishing licenses, weekend, HB 1021.  
Food fish, shellfish, HB 722, HB 723.  
Gambling, HB 844, HB 845.  
Health care contractors, HB 829.  
Health care service contracts, HB 1018.  
Higher education, HB 293, HB 294, HB 295.  
Highways, budget, appropriation, HB 885.  
Highways, construction, utilities relocation costs, HB 1011.  
Highways, HB 589, HB 609, HB 611.  
Highways, scenic, HB 924.  
Hitchhiking, HB 926.  
Household, moving, HB 1019.

\*Indicates bills passed by both House and Senate.

## TITLE ONLY BILLS—Continued:

- Housing, minimum standards, HB 1028.
- Indian artifacts, HB 896.
- Insurance, HB 958, HB 877.
- Intoxicating liquor, HB 612, HB 613.
- Land use, information bank, HB 1114.
- Land use, statewide, study, HB 1113.
- Legislature, appropriated moneys, control, HB 1006.
- Legislature, redistricted, reapportioned, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090, SB 928.
- Local government, HB 514, HB 515, HB 516, HB 517, HB 520.
- Mammals, marine, management, HB 994.
- Marriage, summary dissolution, HB 1027.
- Meat, custom cutting, wrapping, HB 1101.
- Medical service corporations, tax exemptions, HB 827.
- Motor vehicle operators, HB 887.
- Motor vehicle operators, licenses, HB 1023.
- Motor vehicles, HB 884.
- Motor vehicles, size, HB 804.
- Natural resource districts, HB 716.
- Navigation, HB 826.
- Noise control, HB 933.
- Occupations, professions, HB 614, HB 615.
- Oil facilities, HB 931.
- Outdoor recreation areas, HB 991.
- Pawnbrokers, stolen property, HB 990.
- Probate, HB 624, HB 631.
- Public assistance, HB 741, HB 742, HB 745, HB 746.
- Public lands, sale, HB 1063.
- Public utilities, HB 925.
- Public utility districts, HB 812.
- Puget Sound transportation, HB 857.
- Reapportionment, redistricting, legislature, HB 747, HB 870, HB 961, HB 1088, HB 1089, HB 1090.
- Recreation, HB 714.
- Redistricting, reapportionment, congressional districts, HB 726, HB 871, HB 873, HB 874, HB 1086, HB 1087, HB 1093.
- Retirement, HB 866.
- Revenue, taxation, HB 283, HB 284, HB 285, HB 287, HB 683, HB 700, HB 820, HB 945, HB 977, HB 1010, HB 1071, HB 1084.
- School districts, certificated personnel, HB 1094.
- School districts, special levies, HB 448.
- School levy elections, HB 948.
- Schools, HB 970.
- Seacoast management, HB 671, HB 710.
- Shoreline management, HB 713.
- Snowmobiles, HB 975.
- Social and health services, federal funding, HB 969.
- State funds, fiscal policies, HB 985.
- State government claims, HB 1026.
- State government, HB 774, HB 1022, HB 1055, HB 1056.
- State, local government, HB 331, HB 332.
- Taxes, HB 770, HB 820.
- Taxes, property, HB 789.
- Timber resources, HB 715.
- Traffic safety education fund, HB 626.
- Traffic safety, HB 886.

## TITLE ONLY BILLS—Continued:

Transportation department, created, HB 868.  
 Transportation, HB 867.  
 Transportation, mass, HB 856.  
 Tuberculosis control, HB 920.  
 Tuberculosis, HB 919.  
 Tuberculosis hospitalization, HB 537.  
 Underground wiring, HB 989.  
 Unemployment compensation, HB 43, HB 1024.  
 Utility rights-of-way, HB 971.  
 Veterans' rehabilitation council, independent agency, HB 988.  
 Vocational education, HB 454, HB 459.  
 Vocational-technical schools, HB 489.  
 Voting devices, HB 135.  
 Washington state council on aging, HB 792.  
 Water pollution, HB 921.  
 Water quality, HB 712.  
 Wildlife management, HB 976.  
 Wine sales, distribution, HB 932.  
 Workmen's compensation, medical aid, persons, suspended, deferred sentences, coverage,  
 HB 1115.  
 Zoos, private, regulation, HB 995.

## TOBACCO: (see also "Cigarettes")

Products, excise tax, increased, \*Eng Sub SB 897, CH. 299 EX. PV.

## TOLL BRIDGE AUTHORITY:

Southworth-Fauntleroy ferry, study, †HFR 98.  
 Port Townsend-Keystone ferry, franchise rights, docks, purchase, HB 1033.

## TOOLS:

Forest protection, sealed boxes, unauthorized entry, penalty, SB 341, \*Eng HB 303,  
 CH. 134 EX.

## TOURISTS:

Cities, towns, counties, tourist promotion expenditures authorized, \*SB 579, CH. 61  
 EX., HB 771.  
 Information center, Wallula, authorized, HB 395.

## TOWNSHIPS:

Property taxes, excess levies, assessment authorized, HB 637, SB 851.

## TOW TRUCKS:

Operators, certification, regulation, HB 681, Sub HB 681.

## TOXICOLOGISTS:

State, motor vehicle accident fatalities, drivers, pedestrians, blood samples required, \*SB  
 467, CH. 270 EX.

## TRADE:

Community colleges, food, maintenance, trade services, contracts authorized, HB 474.  
 Show, display items, use tax, exempt, \*Eng Sub SB 897, CH. 299 EX. PV.

## TRAFFIC CONTROL:

Blind persons, using guide dog, road crossings, traffic right-of-way, \*HB 357, CH. 77 EX.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## TRAFFIC CONTROL—Continued:

Education fund, title only, HB 626.

Habitual traffic offenders act, penalties, procedures, provisions, \*Sub HB 321, CH. 284 EX. PV, HB 389.

Motor vehicle operators, juvenile offenders, minor violations, any court, jurisdiction, SB 436.

Motor vehicles, left turns, roadway center, crossing, provisions, HB 737.

Motor vehicles, police, blue lights, use, regulation, \*SB 136, CH. 92 EX.

Roads, streets, cable closures, warning devices required, HB 819.

School patrols, adult supervisors, employment, jurisdiction, compensation, HB 987.

Speed trap, concealed, prohibited, HB 823.

Traffic safety, title only, HB 886.

Violations, penalty, moneys, traffic safety education account, distribution provision, \*HB 645, CH. 26 EX.

## TRAILERS: (see “Trucks and Tractors,” also “Mobile Homes”)

Mobile homes, defined, HB 69, \*Eng Sub HB 69, CH. 231 EX.

## TRAILS:

All-terrain vehicles, funds allocation, provisions, \*Sub SB 372, CH. 47 EX.

Highways, projects, trail plans, consideration, provision, \*Sub SB 372, CH. 47 EX.

Recreational, inventory, existing, potential routes, interagency committee for outdoor recreation, preparation provisions, \*Sub SB 372, CH. 47 EX.

Recreation, severance, destruction, highway construction causes, alternate trails, planning, provisions, \*HB 1060, CH. 130 EX.

## TRANSFUSIONS:

Blood, warranties, liability, immunity provisions, \*HB 157, CH. 56.

## TRANSIT SYSTEMS: (see also “Transportation,” also “Mass Transit”)

Mass transit, motor vehicle excise tax, special, population basis formula, distribution, \*HB 543, CH. 199 EX.

Metropolitan municipal corporations, existing facilities, acquisition, purchase provisions, \*SB 690, CH. 303 EX. PV, HB 972.

Port districts, passenger transportation, local facilities, authorized, HB 418.

Public, financing, local excise tax authorized, HB 966, \*Eng SB 691, CH. 296 EX. PV.

## TRANSPORTATION: (see also “Transit Systems,” also “Mass Transit”)

Committee, jet airport, Kitsap county, study, †HFR, 99.

Committee, legislative, created, powers, duties, \*Eng HB 892, CH. 195 EX.

Common carriers, definition, brokers deleted, HB 751.

Cross-sound, evaluation, financing, development plan, authorized, \*HB 659, CH. 149 EX.

Department, created, HB 539, HB 868.

Joint committee, banking, insurance and transportation, joint committee created, duties, SB 668.

Mass, title only, HB 856.

Mass transit, motor vehicle excise tax, special, population basis formula, distribution, \*HB 543, CH. 199 EX.

Motor vehicle fund, transportation funds, sources, financial condition, study, \*Eng HB 892, CH. 195 EX.

Port districts, passenger transportation, local facilities, authorized, HB 418.

Public systems, financing, local excise tax authorized, HB 966, \*SB 691, CH. 296 EX. PV.

Puget Sound, title only, HB 857.

\*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

## TRANSPORTATION—Continued:

- Rail system, basic, Pacific Northwest inclusion, petitioned, SJM 3, HJM 8.
- School buses, children, accident insurance, coverage, district payment, authorized, Sub HB 446.
- School buses, governmental agency emergencies, leases permitted, SB 46, \*HB 75, CH. 24.
- Schools, state reimbursement, 50% limitation, HB 864.
- Schools, student busing, without parental permission, state funds use prohibited, HB 6, SB 317.
- Students, private schools, transportation, school districts, contracts authorized, HB 890.
- Students, school activities, coverage, HB 129.
- Students, without parental permission, budget funds use, prohibited, \*Eng Sub HB 151, CH. 275 EX. PV.
- Students, written parental permission required, HB 426.
- Studies, transportation, highway related, provisions, \*Eng HB 892, CH. 195 EX.
- Title only, HB 867.
- Trucks, operators, interstate, national licensing regulation, abandonment petitioned, \*SJM 16.

## TRAVEL:

- State employees, out-of-state, expenditures, minimum level, approval provisions, \*Eng Sub HB 151, CH. 275 EX. PV.

## TREASON:

- Capital punishment, abolished, HB 638.

## TREES: (see also "Forest and Forestry," also "Timber")

- Fruit trees, seedlings, rootstock, tax assessment, annual, imposed, \*SB 410, CH. 33 EX. PV.

## TRIALS:

- Witnesses, children, morality, divorce trials, publicity protection, HB 801.

## TROUP, JOHN B.:

- Higher education personnel board, member, appointment, \*\*GA 57.

## TRUCKS AND TRACTORS:

- All-terrain vehicles, registration, use, operation, regulations, \*Sub SB 372, CH. 47 EX.
- All-terrain vehicles, snowmobiles, licensing, regulation, \*SB 156, CH. 29 EX.
- Boat transporters, 14-foot height limitation provision, inclusion, \*Sub SB 401, CH. 248 EX.
- Campers, excise tax, imposition, regulations, HB 112, \*Eng Sub SB 897, CH. 299 EX. PV.
- Campers, licensing, provisions, gross weight tonnage computation, exempt, HB 69, \*Eng Sub HB 69, CH. 231 EX.
- Cities, counties, overlegal loads, special permits, issuance, \*Sub SB 401, CH. 248 EX.
- Common carriers, definition, brokers deleted, HB 751.
- Common carriers, interstate, licensing, alternate fees, provisions, \*HB 229, CH. 143 EX.
- Driving experience abstracts, insurance use, restricted, SB 256.
- Excise tax, leased, rented vehicles, nonresident interstate operations, passenger, property transportation, exempted, \*Sub SB 352, CH. 11 EX., HB 456.
- Garbage, collection companies, fees, utilities and transportation commission, amount increased, \*HB 229, CH. 143 EX.
- Garbage, rear axle load, limitation exemption, \*SB 209, CH. 244 EX.
- Gross load, additional, special permit violations, penalties, \*SB 450, CH. 249 EX.
- Lights, warning, two reflector elements, requirement removed, \*SB 369, CH. 97 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## TRUCKS AND TRACTORS—Continued:

- Log tolerance permits, city issuance provisions, \*Eng SB 450, CH. 249 EX.
- Mirrors, ICC licensed vehicles, requirements, HB 318.
- Motor vehicle fuel, cement mixer, garbage, fuel delivery trucks, power take-off unit use, tax refund, \*HB 353, CH. 36 EX.
- Motor vehicle fuel, ditch riders, certain farm trucks, nonhighway use, tax refunds, HB 1043.
- Operators, all, classified license required, \*HB 53, CH. 126 EX.
- Operators, interstate, national licensing regulations, abandonment petitioned, \*SJM 16.
- Operators, records, personal, commercial, separate abstracts required, HB 784.
- Overlegal loads, special permits, fees, \*Sub SB 401, CH. 248 EX.
- Overload fines, allocation, annual distribution provisions, \*HB 30, CH. 17.
- Overloads, grain, perishable commodities, certain cases, unloading not required, \*HB 644, CH. 148 EX.
- Public service companies, rates, investigation, costs, assessment provision, \*HB 229, CH. 143 EX.
- Reciprocal mileage, computation, proportional registration, provisions revised, \*HB 54, CH. 51.
- Tow trucks, operators, certification, regulation, HB 681, Sub HB 681.
- Trailers, trucks, length limits extended, highway use permitted, \*Sub SB 401, CH. 248 EX.
- Travel trailers, mobile homes, motor vehicles, destroyed, excise tax, license fee, refund provisions, HB 1082.

## TRUSTS:

- Bank, trust companies, general revisions, HB 375.
- Charitable, formation, trustee, administration, purposes, provision, \*HB 84, CH. 226 EX.
- Charitable, private foundation, certain tax related activities, prohibited, \*HB 216, CH. 58.
- Charitable, trustees, reports, filing, general revisions, \*HB 84, CH. 226 EX.
- Companies, investments, U.S. mortgage corporation securities, authorized, HB 274.
- Companies, legal business, solicitation authorized, HB 420.
- Companies, small business investment companies, stock purchases, increased amount, authorized, HB 1111.
- Companies, tax, license fee, imposition authorized, HB 1053.
- Deeds, statute revision, HB 408.
- Income, principal classification, distribution, share rights, trustee apportionment, \*HB 66, CH. 74.
- Perpetuities, all, rule against, applicable, \*HB 362, CH. 229 EX.
- Principal and income act, enacted, \*HB 66, CH. 74.
- Savings and loan associations, services, authorized, HB 377.

## TUBERCULOSIS:

- Control, title only, HB 920.
- Districts, two, respiratory disease hospitals, establishment authorized, \*HB 313, CH. 277 EX. PV.
- Hospitalization control, title only, HB 537.
- Hospitals, facilities, funding, property tax, levy provisions, HB 458, \*HB 313, CH. 277 EX. PV.
- Title only, HB 919.

## TUITION AND FEES:

- Colleges, private, undergraduate, resident, supplementation, \*SB 419, CH. 56 EX.
- Colleges, resident, nonresident students, defined, tuition fee purposes, \*SB 594, CH. 273 EX., HB 802.

\*Indicates bills passed by both House and Senate.

## TUITION AND FEES—Continued:

- Colleges, universities, construction, financing, 100% general tuition fees pledge, authorized, HB 740, \*Sub HB 740, CH. 279 EX. PV.
- Colleges, universities, student's unauthorized absences, forfeiture provisions, SB 259.
- Community colleges, nonacademic services, facilities, financing, special student fees, authorized, SB 383.
- Community colleges, students, pursuing high school diploma, free tuition, HB 652.
- Credit cards, tuition payments, factoring charges prohibited, HB 572.
- Police, killed, disabled on duty, children, free, HB 246.
- Schools, student body activities, organized, allocation provisions, SB 537.

## TUNNELS:

- Naches Pass, construction authorized, HB 563.

## UNEMPLOYMENT COMPENSATION:

- Benefits, eligibility, qualification, amounts, provisions revised, Sub HB 1024.
- Benefits, extended, definitions, standards, provisions, \*SB 58, CH. 1, HB 72.
- Collection procedures, general revisions, HB 859.
- Employees, municipal, coverage provisions, HB 795.
- Employees, state, nonprofit organizations, coverage, SB 120, \*HB 199, CH. 3.
- Homeowners, economic distress areas, mortgages, trust deeds, payments, foreclosures deferred, HB 824.
- Individuals, ill, injured, continued benefits, HB 23.
- National Guard, reserve, members, duty, remuneration, eligibility provisions, HB 701.
- School district employees, classified, mandatory coverage, HB 838.
- Students, certain eligibility benefits, restriction provisions, HB 996.
- Title only, HB 43, HB 1024.
- Washington law, federal conformity, coverage extended, SB 120, \*HB 199, CH. 3.
- Washington law, federal conformity, \*SB 58, CH. 1, HB 72.
- Workweek, inconsistencies, study, †HFR 51.

## UNFAIR BUSINESS PRACTICES:

- Retail sales, reduced prices, quantity limitation prohibited, HB 835.

## UNIFORM COMMERCIAL CODE:

- Bulk sales transfer, assets, immediate transfers permitted, \*HB 206, CH. 23.
- Secured transactions, searches, copies, certain, fees increased, HB 226.

## UNIFORMS:

- School, uniforms, costumes, performance purposes, provided, HB 325.

## UNIONS:

- Collective bargaining, municipal employees, general revision, SB 627.
- Family farm unit, agricultural labor, membership, interference, operation provisions, HB 917.
- Labor relations act, enacted, HB 470, HB 608.
- Motor vehicle operators, dispatching, classified vehicle, certification acceptance provision, \*HB 53, CH. 126 EX.

## UNIT PRICES:

- Disclosure, provisions, HB 444.

## UNIVERSITY OF WASHINGTON: (see also "Colleges and Universities")

- Campus, liquor sales, prohibition abolished, HB 862.
- Flennaugh, Dr. Robert L., regents board member, appointment, \*\*GA 23.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## UNIVERSITY OF WASHINGTON—Continued:

Neupert, Jack G., regents board member, appointment, \*\*GA 24.  
Stadium, public, HB 34.

## URBAN ARTERIALS:

Board, municipal plans, aggrieved persons, hearing provisions, HB 360.  
Board, reporting, advance planning, time periods revised, \*HB 759, CH. 291 EX. PV.  
Gas tax, urban arterial trust account insufficiency, allocation provision, \*HB 759, CH. 291 EX. PV.

## URBAN RENEWALS:

Economic opportunity act, programs, local, state participation, provisions, \*HB 430, CH. 177 EX.

## UTILITIES AND TRANSPORTATION:

Appropriation, highway grade crossing protective program, administration, HB 510, \*Sub HB 510, CH. 290 EX. PV.  
Brazier, Jr., Donald H., commission chairman, appointment, \*\*GA 56.  
Joint committee, banking, insurance and transportation, joint committee created, duties, SB 668.  
Joint interim committee, banking, insurance, utility regulation, established, duties, \*SCR 32.  
Right-of-way study, †HFR 104.  
Tow trucks, operators, certification, regulation, HB 681, Sub HB 681.

## VENDORS:

Advisory committee, governor's, membership increased, \*SB 257, CH. 87 EX.  
Committee, governor's advisory, public assistance special programs, service, payment rate establishment, HB 915, \*Sub HB 915, CH. 309 EX.  
Public assistance, health care services, vendor fee determination, uniform method, HB 986.  
Public assistance, recipients care, services, payments, increase provisions, HB 582.  
Public assistance, tax credits, set-off provisions, HB 840.  
Vendor rate committee, powers, duties, expended, \*SB 408, CH. 298 EX. PV, HB 583.

## VENEREAL DISEASE:

Advertising, treatment, medicine, prohibition removed, \*Eng HB 853, CH. 185 EX.

## VETERANS:

Bonuses, fund change provisions, SB 263.  
Bonuses, funds, excess, transfer to general fund, provision, \*Eng Sub SB 897, CH. 299 EX. PV.  
Disabled, fishing, hunting licenses, free, HB 410.  
Employment, state, preference, 5-year limitation removed, HB 80.  
Employment, state, tests, preference points, schedule revised, SB 308.  
Inheritance tax, military retirement annuities, exempt, HB 61.  
Layoffs, reemployment, state preference, seniority credits, provisions, \*SB 857, CH. 19 EX., HB 1059.  
Military service time, retirement system credit, HB 602, HB 650.  
Motor vehicles, licenses, certain disabled veterans, issuance, free, \*HB 1072, CH. 193 EX.  
Preference, layoffs, reemployment, seniority credit computation, HB 756.  
Rehabilitation council, independent agency, title only, HB 988.  
Veterans' affairs department created, HB 900.  
Viet Nam, bonuses, payment, HB 31, HB 432.  
Viet Nam, compensation, educational benefits, authorized, HB 1017.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## VETOES:

Governor, entire sections, appropriation items, limitations, SJR 14.

## VIET NAM:

Prisoners, candlelight service, \*SCR 8.

Prisoners, war, release efforts, petitioned, \*HJM 4.

Veterans, bonuses, payment, HB 31, HB 432.

Veterans, compensation, educational benefits, authorized, HB 1017.

## VOCATIONAL EDUCATION:

Council, advisory, executive director, appointment provision, HB 604.

Definitions, commonly used terms, uniform, provisions, HB 490, SB 530, \*HB 491, CH. 285 EX. PV.

Needs, services, funding, comprehensive study, \*SCR 23.

Occupational education coordinating council, duties, HB 634.

Programs, implementation, rules, regulation, state board adoption, SB 539.

Programs, school district implementation, rules, regulations, \*HB 491, CH. 285 EX. PV.  
School programs, district implementation, state education board rules, regulations, SB 539.

Students, educational progress, assessment, program development, HB 1083.

Title only, HB 454, HB 459.

Unemployment compensation, certain students, eligibility benefits restriction provisions, HB 996.

Vocational-technical schools, title only, HB 489.

## VOCATIONAL REHABILITATION:

Funds, school, federal, state, comprehensive unified distribution, study, \*SCR 2.

Industrial insurance, training program, compensation, continued payment authorized, \*SB 68 V.

## VOTER REGISTRAR:

Office created, HB 392.

Precinct committeemen, deputy registrar authority, HB 390, HB 393.

## VOTERS AND VOTING: (see also "Elections")

Candidates, write-in nominations, minimum vote reduced, HB 427.

Districts, wards, created, municipal decennial reapportionment requirement, HB 783.

Eighteen-year-olds, special voters, national elections, HB 433, \*Sub HB 433, CH. 178 EX.

English language, reading requirement, repealed, HJR 30.

Indians, voting franchise, restriction removed, HJR 30.

Pamphlets, Initiative 43, comparative maps, captions, included, HB 1133, Eng HB 463.

Pamphlets, photographs, statements, space, contents, costs, general revisions, \*HB 364, CH. 145 EX.

Precinct committeemen, deputy registrar authority, HB 390, HB 393.

Precinct committeemen, name on ballot, twice permitted, \*HB 245, CH. 18.

Registrar, chief, county auditor, official records, custodian duties, provisions, \*HB 372, CH. 202 EX.

Registration records, general revisions, \*HB 372, CH. 202 EX.

Residence, voting purposes, defined, HB 382.

Residency, time requirements, reduced, HJR 30.

Service voters, absentee, declaration form, instructions, HB 240.

Students, voting residence, registration, provisions, HB 382.

Voter registrar office, created, HB 392.

Voting age, reduced to 18, HJR 30, Eng HJR 30.

Voting age, 18, U.S. constitutional amendment, ratification, \*SJR 36, \*HJM 15.

Voting devices, candidates names, listing order, provisions, \*HB 215, CH. 6 EX.

\*Indicates bills passed by both House and Senate.

## VOTERS AND VOTING—Continued:

- Voting devices, tally systems, 1st class county, use, HB 137.
- Voting devices, title only, HB 135.
- Voting devices, use, election officer instruction, \*HB 242, CH. 124 EX.

## WAHKIAKUM COUNTY:

- Puget Island-Westport ferry system, maintenance, operation payments, authorized, HB 356, \*SB 567, CH. 254 EX.
- State route No. 115, Elochoman to Ryderwood, feasibility study, HB 500.

## WALLA WALLA COMMUNITY COLLEGE:

- James, Leslie W., trustee board member, appointment, \*\*GA 53.

## WALLULA:

- Tourists information center, authorized, HB 395.

## WAREHOUSES:

- Public, hay, open air yards, definition expanded, \*HB 558, CH. 65.

## WARRANTIES:

- Blood transfusions, liability, immunity provisions, \*HB 157, CH. 56.
- Consumer warranty act, HB 982.

## WARRANTS: (FISCAL)

- Airports, revenue, municipal issuance, authorized, SB 218, \*HB 403, CH. 176 EX.
- County, uncalled, 1-year cancellation provision, \*HB 44, CH. 120 EX.
- Hospitals, small, district warrant, superintendent issuance, authorized, HB 1091.
- State, registered, redemption, insufficient funds, payment calls, provisions, \*SB 862, CH. 88 EX.

## WASHINGTON STATE ASSOCIATION OF COUNTY COMMISSIONERS:

- Counties, state association, name change, \*HB 738, CH. 85 EX.

## WASHINGTON STATE UNIVERSITY:

- Grass seed field burning, research program, HB 895.
- Public lands, certain, Skagit, Whitman counties, sale, lease authorized, \*HB 391, CH. 228 EX.

## WATER DISTRICTS:

- Cities, towns, acquisition provisions, SB 270, \*Sub SB 542, CH. 272 EX.
- Formation, reorganization, county approval, HB 142, \*Sub HB 142, CH. 139 EX.
- Mergers, sewer districts, permitted, \*Eng HB 567, CH. 146 EX.
- Service, outside existing boundaries, notice of intention, filing requirement, SB 100, \*HB 133, CH. 127 EX.

## WATER: (see also "Tidelands," also "Shorelands and Shorelines")

- Boundaries, unincorporated areas, annexations, computations, use prohibited, HB 478.
- Craft, waste disposal legislation study, †HFR 60.
- Critical areas, land, water, classification created, designation provisions, Sub HB 811.
- Districts, cities, towns, acquisition provisions, SB 270, \*Sub SB 542, CH. 272 EX.
- Districts, jurisdiction, city assumption, rules established, \*Sub SB 85, CH. 95 EX.
- Districts, life insurance, employees, commissioners, authorized, SB 526.
- Districts, sewer districts, mergers permitted, \*HB 567, CH. 146 EX.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

†Indicates resolutions passed by House.

## WATER—Continued:

- Districts, sewer, water, rates, services, facilities, across boundaries, unincorporated areas, review, \*Eng Sub SB 139, CH. 96 EX.
- Districts, state lands, assessments authorized, \*SB 314, CH. 234 EX., HB 301.
- Ecology department, water, air resources program, integration, HB 480.
- Fisheries, coastal, jurisdiction limit extension, petitioned, \*SJM 1.
- Industrial waste discharges, reporting, disclosure provisions, HB 595, \*Sub HB 595, CH. 160 EX.
- Islands, unincorporated, referendums not permitted, HB 478.
- Litterers, game protectors, arrest powers, \*HB 113, CH. 173 EX.
- Management, use, local government functions, study, HB 278.
- Marine mammals, certain, protected, HB 123, \*HB 106, CH. 166 EX.
- Navigable, sales, leases, natural resources department, expenses, allowable reimbursement, income percentage provisions, \*HB 477, CH. 224 EX.
- Pollution control facilities construction, appropriation, \*HB 832, CH. 20 EX.
- Pollution, local governmental sewerage systems, waste disposal, permits requested, HB 903.
- Pollution, oil spills, tanker use alternatives, study, \*HCR 12.
- Pollution, title only, HB 921.
- Public, waste entry, control, sewerage, treatment facilities installation, requirements, HB 780.
- Quality, title only, HB 712.
- Residences, high-rise, public waterfront, restrictions, SB 54, HB 193.
- Resources act, \*HB 394, CH. 225 EX.
- Resources conservation, †HFR 58.
- Rights, civil action filings, attorney general notification required, HB 979.
- Rivers preservation act, enacted, HB 999.
- Rivers, streams, certain free-flowing, preservation, provisions, HB 554.
- Shoreline management act, HB 584, \*Sub HB 584, CH. 286 EX. PV.
- State, oil discharges, prevention, control, provisions, \*Eng Sub HB 655, CH. 180 EX.
- State plan, resources development, management, provisions, \*HB 394, CH. 225 EX.
- Systems, public utility districts, sale, without voter approval, provisions, HB 708.
- Tidelands, shorelands, certain, state, sale, lease provisions, \*HB 40, CH. 217 EX., HB 304.
- Use, temporary, conditional permits, issuance authorized, HB 965.
- Utilities, general plans, facilities, description, technical feasibility provisions, inclusion, HB 141, \*Sub SB 139, CH. 96 EX.
- Waterfront structures, abandoned, ecology department removal procedures, HB 484.
- Well contractors, operators, licenses, regulation, \*HB 495, CH. 212 EX.
- Wood fiber debris, state tidal waters, removal provisions, HB 204, HB 299.

## WEAPONS: (see also "Firearms")

- Felons, armed crimes, suspended sentences, permitted, HB 499.
- Firearms, regulation, state preemption, HB 576.
- Minors, under 14, firearms, supervision, use permitted, \*SB 141, CH. 34.
- Pistols, convicted individuals, ownership, possession, prohibited, \*Sub SB 441, CH. 302 EX. PV.
- Snowmobiles, loaded weapons, carrying, crime, \*SB 156, CH. 29 EX.

## WEEDS AND WEED CONTROL:

- Pesticide regulation, control board established, \*HB 540, CH. 190 EX.
- Weed districts, assessments, highway rights-of-way, motor vehicle fund, payment provision, \*SB 883, CH. 119 EX.

## WELLS:

- Water, contractors, operators' licenses, regulation, \*HB 495, CH. 212 EX.
- \*Indicates bills passed by both House and Senate.

†Indicates resolutions passed by House.

**WENATCHEE VALLEY COMMUNITY COLLEGE:**

Kitner, Dr. Robert M., trustee board member, appointment, \*\*GA 47.

**WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION:**

Furman, James, member, appointment, \*\*GA 13.

**WESTERN WASHINGTON STATE COLLEGE:** (see also "Colleges and Universities")

Comfort, Patrick C., trustee board member, appointment, \*\*GA 28.

**WESTPORT, OREGON:**

Puget Island ferry system, maintenance, operation payments, authorized, HB 356,  
\*SB 567, CH. 254 EX.

**WHALES:**

Killer, capture prohibited, HB 123, \*HB 106, CH. 166 EX.

**WHATCOM COUNTY:**

Superior court judges, number increased, district altered, \*HB 643, CH. 83 EX.

**WHITE CANE LAW:**

Blind persons, using guide dog, road crossings, traffic right-of-way, \*HB 357, CH. 77 EX.

**WHITMAN COUNTY:**

Public lands, Washington State University sales, leases, authorized, \*HB 391, CH. 228  
EX.

**WHITTAKER, JAMES W.:**

Parks and recreation commission, member, appointment, \*\*GA 14.

**WILDLIFE:**

Agent, definition, \*HB 171, CH. 121 EX.

Animals, captive, hunting prohibited, HB 21.

Animals, protection, proposed legislation, study, SCR 20.

Animals, skins, bodies, sale prohibited, HB 882.

Dangerous, deleterious to environment, native fish, wildlife, possession, sale, prohibited,  
\*HB 106, CH. 166 EX.

Endangered species, protection, \*HB 106, CH. 166 EX.

Management, title only, HB 976.

Snowmobiles, animals, harassing, hunting, crime, \*SB 156, CH. 29 EX.

Zoos, private, regulation, title only, HB 995.

**WILLS:**

Probate, clerical error, previous session, corrected, \*HB 93, CH. 7.

Probate, guardians, \*SB 10, CH. 28.

**WINE:** (see also "Alcoholic Beverages")

Class C, F, H licenses, 15% discount, entitlement, HB 1118.

Classified, commercial, premium, sale provisions, HB 1119.

Domestic, sale, provision, nondomestic, importation, sale prohibited, HB 936.

Sales, distribution, title only, HB 932.

Salesmen, out-of-state, canvassing, local wine importer's agent, accompaniment required,  
HB 546.

Salesmen, sale canvassing, certificate of approval, \*HB 115, CH. 138 EX., HB 546.

Tax, excise, importation, sale, prohibited, HB 936.

Tax, gallonage, increased, sales taxes, revised, HB 1128.

Wineries, on-premise samples, visitors, employees, prohibited, HB 936.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

**WIRE AND WIRING:**

Electrical, safe inspection labels, fees increased, HB 562, \*Sub HB 562, CH. 129 EX.  
 Underground wiring, electrical, communication facilities, installation, costs provision,  
 \*SB 164, CH. 103 EX.  
 Underground wiring, title only, HB 989.

**WITNESSES:**

Administrative rules, procedures, purpose, state agency reasons, testimony, HB 1085.

**WOMEN:**

Disabled, real property tax, exemption provision, HB 70, SB 45, HB 89, HB 128, HB 150, HB 235, HB 276, HB 607.  
 Disabled, real property tax, suspension provisions, HB 1065.  
 Discrimination, employment, physical disability, sex basis, prohibited, Sub HB 594.  
 Married, personal injury actions, community property rights, provisions, HB 551.  
 Names, maiden, use subsequent to marriage, provision, HB 698.  
 Sex, discriminatory practices, prohibited, HB 594, Sub HB 594, \*2nd Sub HB 594, CH. 81 EX.  
 Veterans' widows, layoffs, reemployment, state, preference, seniority credits provisions,  
 \*SB 857, CH. 19 EX., HB 1059.

**WOOD AND WOOD PRODUCTS:**

Debris, wood fiber, state tidal waters, removal provisions, HB 204, HB 299.  
 Petrified wood, state rock, designation, HB 386.

**WOODWARD, WALT:**

Pollution control hearing board, member, appointment, \*\*GA 16.

**WORKMEN'S COMPENSATION:**

Council, advisory, appointment, powers, duties, \*Eng HB 735, CH. 289 EX. PV.  
 Employer records, inspection, state inspection, agency authorization provision, \*SB 619,  
 CH. 255 EX.  
 Industrial insurance, general revisions, SB 686, HB 904, \*Eng HB 735, CH. 289 EX. PV.  
 Medical aid, persons, suspended, deferred sentences, coverage, title only, HB 1115.  
 Payments, increased, HB 529.  
 Public assistance recipients, time loss payments, departmental lien, HB 314, Sub HB 314.  
 Retail clerks, coverage, HB 122, SB 260.  
 Volunteer workers, state, medical aid coverage, \*HB 71, CH. 20.

**WRECKERS:**

Motor vehicles, license denials, revocations, departmental order provision, \*SB 49, CH. 7 EX.

**WRESTLING:**

Amateur, state control exempt, HB 26.  
 Telecasts, movies, tax imposed, HB 111, Sub HB 111.

**YAKIMA COMMUNITY COLLEGE:**

De LaChappelle, Charles, trustee board member, appointment, \*\*GA 49.  
 Mottley, Mrs. Ruth F., trustee board member, appointment, \*\*GA 48.

**YOUNG, ANDREW:**

Community college education board, member, appointment, \*\*GA 11.

**YOUTHS: (see also "Minors")**

Buses, drivers, age reduced to 18, authorization, HB 1061.

\*Indicates bills passed by both House and Senate.

\*\*Indicates confirmed gubernatorial appointments.

## YOUTHS—Continued:

- Camps, regulation, safety standards, HB 692.
- Children, placement, interstate compact, enactment, \*HB 414, CH. 168 EX.
- Child support, social and health services department, enforcement services, \*HB 451, CH. 213 EX.
- Development and conservation committee, membership, changes, decrease, HB 312.
- Disadvantaged, more effective elementary schools, pilot program, HB 619.
- Drug, alcoholic abuse care, without parental consent authorized, \*SB 273, CH. 304 EX. PV.
- Eighteen-year-olds, legal majority, certain purposes, provisions, HB 309, HB 404, \*Sub HB 309, CH. 292 EX. PV, Eng HJR 30.
- Eighteen-year-olds, special voters, national elections, HB 433, \*Sub HB 433, CH. 178 EX.
- Probates, legal age, 18, authorized, \*SB 10, CH. 28.
- Service voters, absentee, declaration form, instructions, HB 240.
- Voting age, reduced to 18, HJR 30.
- Voting age, 18, U.S. constitutional amendment, ratification, \*SJR 36, \*HJM 15.
- Witnesses, children, morality, divorce trials, publicity protection, HB 801.
- Youth interrogators, judicial districts, appointment, duties, HB 801.

## ZONING:

- Indian land, state zoning powers relinquished, HB 1000.
- Nisqually Delta, preservation, provisions, HB 1030, Sub HB 1030, 2nd Sub HB 1030.
- State lands, certain, natural resources department jurisdiction, local ordinances, compliance provision, \*SB 314, CH. 234 EX., HB 301.
- Variances, exceptions, automatic lapsing, HB 525.

## ZOOS:

- Private, regulation, title only, HB 995.